

Senate Amendments to House Bill No. 1669

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

6 **SECTION 1.** The following sum, or so much thereof as may be
7 necessary, is hereby appropriated out of any money in the State
8 Treasury to the credit of the State Board of Registration for
9 Professional Engineers and Land Surveyors, for the purpose of
10 defraying the expenses of the board for the fiscal year beginning
11 July 1, 2007, and ending June 30, 2008..... \$ 500,263.00.

12 **SECTION 2.** Of the funds approved for expenditure under the
13 provisions of Section 1, not more than the amounts set forth below
14 shall be expended for the respective major objects or purposes of
15 expenditure:

16 **MAJOR OBJECTS OF EXPENDITURE:**

17 Personal Services:

18 Salaries, Wages and Fringe Benefits.. \$ 285,563.00
19 Travel and Subsistence..... 37,000.00
20 Contractual Services..... 148,000.00
21 Commodities..... 20,600.00

22 Capital Outlay:

23 Other Than Equipment..... 0.00
24 Equipment..... 9,100.00
25 Vehicles..... 0.00
26 Wireless Communication Devices..... 0.00
27 Subsidies, Loans and Grants..... 0.00
28 Total..... \$ 500,263.00

29 **AUTHORIZED POSITIONS:**

30 Permanent: Full Time..... 4
31 Part Time..... 1

32 Time-Limited: Full Time..... 0
33 Part Time..... 0

34 Funds are provided herein to adjust the Variable Compensation
35 Plan to ensure that all full-time employees receive a pay increase
36 equal to the realignment component of the Variable Compensation
37 Plan or One Thousand Dollars (\$1,000.00), or Three Percent (3%)
38 whichever is greater, to be awarded on July 1, 2007.

39 With the funds herein appropriated, it is the intention of
40 the Legislature that it shall be the agency's responsibility to
41 make certain that funds required to be appropriated for "Personal
42 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
43 funds appropriated for that purpose, unless programs or positions
44 are added to the agency's Fiscal Year 2009 budget by the
45 Mississippi Legislature. Based on data provided by the
46 Legislative Budget Office, the State Personnel Board shall
47 determine and publish the projected annual cost to fully fund all
48 appropriated positions in compliance with the provisions of this
49 act. It shall be the responsibility of the agency head to insure
50 that no single personnel action increases this projected annual
51 cost and/or the Fiscal Year 2008 appropriation for "Personal
52 Services" when annualized, with the exception of escalated funds.
53 If, at the time the agency takes any action to change "Personal
54 Services," the State Personnel Board determines that the agency
55 has taken an action which would cause the agency to exceed this
56 projected annual cost or the Fiscal Year 2008 "Personal Services"
57 appropriated level, when annualized, then only those actions which
58 reduce the projected annual cost and/or the appropriation
59 requirement will be processed by the State Personnel Board until
60 such time as the requirements of this provision are met.

61 Any transfers or escalations shall be made in accordance with
62 the terms, conditions and procedures established by law or
63 allowable under the terms set forth within this act. The State
64 Personnel Board shall not escalate positions without written
65 approval from the Department of Finance and Administration. The
66 Department of Finance and Administration shall not provide written

67 approval to escalate any funds for salaries and/or positions
68 without proof of availability of new or additional funds above the
69 appropriated level.

70 No general funds authorized to be expended herein shall be
71 used to replace federal funds and/or other special funds which are
72 being used for salaries authorized under the provisions of this
73 act and which are withdrawn and no longer available.

74 The agency shall not take any action to promote or otherwise
75 award salary increases through reallocation, reclassification,
76 realignment, education benchmark, career ladder, or any other
77 means to increase salaries of employees or positions unless
78 specifically exempted by the following conditions: the award of
79 teacher pay increases, the advancement of a trainee/cadet to the
80 next level of a bona fide career ladder, the award of an
81 educational benchmark for the attainment of Certified Public
82 Accountant License or higher level professional certification as
83 determined by the State Personnel Board, the immediate replacement
84 of a departing employee with an individual from within state
85 service or a new hire at a salary level equivalent to that of the
86 departing employee, and the emergency appointment of nurses,
87 pharmacists or other health care professionals at a salary to be
88 determined by the State Personnel Board, unless otherwise
89 authorized in this act.

90 **SECTION 3.** It is the intention of the Legislature that the
91 State Board of Registration for Professional Engineers and Land
92 Surveyors shall maintain complete accounting and personnel records
93 related to the expenditure of all funds appropriated under this
94 act and that such records shall be in the same format and level of
95 detail as maintained for Fiscal Year 2007. It is further the
96 intention of the Legislature that the agency's budget request for
97 Fiscal Year 2009 shall be submitted to the Joint Legislative
98 Budget Committee in a format and level of detail comparable to the
99 format and level of detail provided during the Fiscal Year 2008
100 budget request process.

101 **SECTION 4.** It is the intention of the Legislature that
102 whenever two (2) or more bids are received by this agency for the
103 purchase of commodities or equipment, and whenever all things
104 stated in such received bids are equal with respect to price,
105 quality and service, the Mississippi Industries for the Blind
106 shall be given preference. A similar preference shall be given to
107 the Mississippi Industries for the Blind whenever purchases are
108 made without competitive bids.

109 **SECTION 5.** The money herein appropriated shall be paid by
110 the State Treasurer out of any money in the State Treasury to the
111 credit of the proper fund or funds as set forth in this act, upon
112 warrants issued by the State Fiscal Officer; and the State Fiscal
113 Officer shall issue his warrants upon requisitions signed by the
114 proper person, officer or officers, in the manner provided by law.

115 **SECTION 6.** This act shall take effect and be in force from
116 and after July 1, 2007.

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John O. Gilbert
Secretary of the Senate