

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1654

BY: Committee

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

7 **SECTION 1.** The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any money in the State
9 Treasury to the credit of the Administrative Expense Account of
10 the Public Employees' Retirement System for the purpose of
11 defraying the administrative expenses of the Board of Trustees of
12 the Public Employees' Retirement System, or out of any money in
13 the State Treasury to the credit of the Retirement System Building
14 Account of the Public Employees' Retirement System for the purpose
15 of maintenance and general operation of the Retirement System
16 Building, for the fiscal year beginning July 1, 2007, and ending
17 June 30, 2008..... \$ 11,079,902.00.

18 **SECTION 2.** Of the funds appropriated under the provisions of
19 Section 1, not more than the amounts set forth below shall be
20 expended for the respective major objects or purposes of
21 expenditure:

22 **MAJOR OBJECTS OF EXPENDITURE:**

23 Personal Services:

24 Salaries, Wages and Fringe Benefits.. \$ 7,668,602.00
25 Travel and Subsistence..... 75,000.00

| | | |
|----|-------------------------------------|------------------|
| 26 | Contractual Services..... | 2,959,000.00 |
| 27 | Commodities..... | 300,000.00 |
| 28 | Capital Outlay: | |
| 29 | Other Than Equipment..... | 0.00 |
| 30 | Equipment..... | 77,300.00 |
| 31 | Vehicles..... | 0.00 |
| 32 | Wireless Communication Devices..... | 0.00 |
| 33 | Subsidies, Loans and Grants..... | <u>0.00</u> |
| 34 | Total..... | \$ 11,079,902.00 |

35 AUTHORIZED POSITIONS:

| | | |
|----|------------------------------|-----|
| 36 | Permanent: Full Time..... | 149 |
| 37 | Part Time..... | 1 |
| 38 | Time-Limited: Full Time..... | 0 |
| 39 | Part Time..... | 0 |

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

45 With the funds herein appropriated, it is the intention of
46 the Legislature that it shall be the agency's responsibility to
47 make certain that funds required to be appropriated for "Personal
48 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
49 funds appropriated for that purpose, unless programs or positions
50 are added to the agency's Fiscal Year 2009 budget by the
51 Mississippi Legislature. Based on data provided by the
52 Legislative Budget Office, the State Personnel Board shall
53 determine and publish the projected annual cost to fully fund all
54 appropriated positions in compliance with the provisions of this
55 act. It shall be the responsibility of the agency head to insure
56 that no single personnel action increases this projected annual
57 cost and/or the Fiscal Year 2008 appropriation for "Personal

58 Services" when annualized, with the exception of escalated funds.
59 If, at the time the agency takes any action to change "Personal
60 Services," the State Personnel Board determines that the agency
61 has taken an action which would cause the agency to exceed this
62 projected annual cost or the Fiscal Year 2008 "Personal Services"
63 appropriated level, when annualized, then only those actions which
64 reduce the projected annual cost and/or the appropriation
65 requirement will be processed by the State Personnel Board until
66 such time as the requirements of this provision are met.

67 Any transfers or escalations shall be made in accordance with
68 the terms, conditions and procedures established by law or
69 allowable under the terms set forth within this act. The State
70 Personnel Board shall not escalate positions without written
71 approval from the Department of Finance and Administration. The
72 Department of Finance and Administration shall not provide written
73 approval to escalate any funds for salaries and/or positions
74 without proof of availability of new or additional funds above the
75 appropriated level.

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

80 The agency shall not take any action to promote or otherwise
81 award salary increases through reallocation, reclassification,
82 realignment, education benchmark, career ladder, or any other
83 means to increase salaries of employees or positions unless
84 specifically exempted by the following conditions: the award of
85 teacher pay increases, the advancement of a trainee/cadet to the
86 next level of a bona fide career ladder, the award of an
87 educational benchmark for the attainment of Certified Public
88 Accountant License or higher level professional certification as
89 determined by the State Personnel Board, the immediate replacement

90 of a departing employee with an individual from within state
91 service or a new hire at a salary level equivalent to that of the
92 departing employee, and the emergency appointment of nurses,
93 pharmacists or other health care professionals at a salary to be
94 determined by the State Personnel Board, unless otherwise
95 authorized in this act.

96 **SECTION 3.** It is the intention of the Legislature that the
97 Board of Trustees of the Public Employees' Retirement System shall
98 maintain complete accounting and personnel records related to the
99 expenditure of all funds appropriated under this act and that such
100 records shall be in the same format and level of detail as
101 maintained for Fiscal Year 2007. It is further the intention of
102 the Legislature that the agency's budget request for Fiscal Year
103 2009 shall be submitted to the Joint Legislative Budget Committee
104 in a format and level of detail comparable to the format and level
105 of detail provided during the Fiscal Year 2008 budget request
106 process.

107 **SECTION 4.** In accordance with the purposes of this article,
108 there shall be established in the State Treasury the Public
109 Employees' Retirement System Building Repair and Maintenance Fund,
110 into which shall be deposited all funds collected as rental income
111 from the building owned by the system located at 301 North
112 President Street, Jackson, Mississippi. At the end of each fiscal
113 year, any and all unexpended funds shall be transferred to the
114 Administrative Budget Fund of the system.

115 It is the intention of the Legislature that the system have
116 the authority to escalate the Public Employees' Retirement System
117 Building Repair and Maintenance Fund in an amount not to exceed
118 Two Hundred Thousand Dollars (\$200,000.00) for repair and
119 maintenance of the buildings owned by the system. All
120 expenditures from the Public Employees' Retirement System Building

121 Repair and Maintenance Fund shall be in accordance with this
122 article and for the purposes designated herein.

123 **SECTION 5.** It is the intention of the Legislature that
124 whenever two (2) or more bids are received by this agency for the
125 purchase of commodities or equipment, and whenever all things
126 stated in such received bids are equal with respect to price,
127 quality and service, the Mississippi Industries for the Blind
128 shall be given preference. A similar preference shall be given to
129 the Mississippi Industries for the Blind whenever purchases are
130 made without competitive bids.

131 **SECTION 6.** It is the intention of the Legislature that the
132 Executive Director of the Public Employees' Retirement System may
133 increase major objects of expenditure in total amounts not to
134 exceed twenty-five percent (25%) of the appropriated amount of
135 each major object of expenditure, provided that other major
136 objects of expenditure are decreased by a corresponding dollar
137 amount and provided the Executive Director of the Mississippi
138 Department of Finance and Administration also approves with
139 written authorization. However, no transfers shall be authorized
140 which increase the major object of expenditure "Salaries, Wages
141 and Fringe Benefits."

142 **SECTION 7.** In addition to all other sums herein
143 appropriated, the following sum, or so much thereof as may be
144 necessary, is appropriated out of any money in the State Treasury
145 to the credit of the Administrative Expense Account of the Public
146 Employees' Retirement System, for the purpose of defraying those
147 expenses associated with consultant services regarding a
148 replacement computer system, for the fiscal year beginning July 1,
149 2007, and ending June 30, 2008..... \$ 480,458.00.

150 **SECTION 8.** The money herein appropriated shall be paid by
151 the State Treasurer out of any money in the State Treasury to the
152 credit of the proper fund or funds as set forth in this act, upon

153 warrants issued by the State Fiscal Officer; and the State Fiscal
154 Officer shall issue his warrants upon requisitions signed by the
155 proper person, officer or officers, in the manner provided by law.

156 **SECTION 9.** This act shall take effect and be in force from
157 and after July 1, 2007.