

By: Representatives Frierson, Moore, Arnold, To: Appropriations
Banks, Barker, Beckett, Bennett, Bounds,
Brown, Busby, Clarke, Cockerham, Coleman,
Currie, DeLano, Denny, Eure, Gipson, Holland,
Huddleston (30th), Ladner, Mettetal, Monsour,
Read, Shows, Staples, Sullivan, Turner, Watson, Sykes

HOUSE BILL NO. 1644

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI AUTHORITY FOR EDUCATIONAL
3 TELEVISION FOR THE FISCAL YEAR 2017.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** The following sum, or so much thereof as may be
6 necessary, is appropriated out of any money in the State General
7 Fund not otherwise appropriated, for the purpose of defraying the
8 expenses of the Mississippi Authority for Educational Television
9 for the fiscal year beginning July 1, 2016, and ending
10 June 30, 2017.....\$ 5,315,124.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is appropriated out of any money in the special fund in
13 the State Treasury to the credit of the Mississippi Authority for
14 Educational Television which is comprised of special source funds
15 collected by or otherwise available to the Authority, for the
16 purpose of defraying the expenses of the Authority for the fiscal
17 year beginning July 1, 2016, and ending June 30, 2017.....
18\$ 11,176,040.00.



19 **SECTION 3.** Of the funds appropriated under the provisions of
20 Section 1 and Section 2, the following positions are authorized:

21 AUTHORIZED POSITIONS:

| | | |
|------------------------|----------------|-----|
| 22 Permanent: | Full Time..... | 103 |
| 23 | Part Time..... | 0 |
| 24 Time-Limited: | Full Time..... | 11 |
| 25 | Part Time..... | 0 |

26 With the funds herein appropriated, it shall be the agency's
27 responsibility to make certain that funds required to be
28 appropriated for "Personal Services" for Fiscal Year 2018 do not
29 exceed Fiscal Year 2017 funds appropriated for that purpose,
30 unless programs or positions are added to the agency's Fiscal Year
31 2017 budget by the Mississippi Legislature. Based on data
32 provided by the Legislative Budget Office, the State Personnel
33 Board shall determine and publish the projected annual cost to
34 fully fund all appropriated positions in compliance with the
35 provisions of this act. It shall be the responsibility of the
36 agency head to ensure that no single personnel action increases
37 this projected annual cost and/or the Fiscal Year 2017
38 appropriations for "Personal Services" when annualized, with the
39 exception of escalated funds and the award of benchmarks. If, at
40 the time the agency takes any action to change "Personal
41 Services," the State Personnel Board determines that the agency
42 has taken an action which would cause the agency to exceed this
43 projected annual cost or the Fiscal Year 2017 "Personal Services"



44 appropriated level, when annualized, then only those actions which
45 reduce the projected annual cost and/or the appropriation
46 requirement will be processed by the State Personnel Board until
47 such time as the requirements of this provision are met.

48 Any transfers or escalations shall be made in accordance with
49 the terms, conditions and procedures established by law or
50 allowable under the terms set forth within this act. The State
51 Personnel Board shall not escalate positions without written
52 approval from the Department of Finance and Administration. The
53 Department of Finance and Administration shall not provide written
54 approval to escalate any funds for salaries and/or positions
55 without proof of availability of new or additional funds above the
56 appropriated level.

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

61 None of the funds herein appropriated shall be used in
62 violation of Internal Revenue Service's Publication 15-A relating
63 to the reporting of income paid to contract employees, as
64 interpreted by the Office of the State Auditor.

65 Funds appropriated herein shall first be used for the
66 continuation of a full and complete broadcast schedule of
67 educational and instructional, professional growth, and public



68 service programs, with the production of new films and programs to
69 be secondary thereto.

70 **SECTION 4.** It is the intention of the Legislature that the
71 Mississippi Authority for Educational Television shall maintain
72 complete accounting and personnel records related to the
73 expenditure of all funds appropriated under this act and that such
74 records shall be in the same format and level of detail as
75 maintained for Fiscal Year 2016. It is further the intention of
76 the Legislature that the agency's budget request for Fiscal Year
77 2018 shall be submitted to the Joint Legislative Budget Committee
78 in a format and level of detail comparable to the format and level
79 of detail provided during the Fiscal Year 2017 budget request
80 process.

81 **SECTION 5.** Of the funds appropriated under the provisions of
82 Section 2, Two Million One Hundred Eighteen Thousand Nine Hundred
83 Sixty-Six Dollars (\$2,118,966.00) shall be derived from the
84 Education Enhancement Fund deposited pursuant to Sections 27-65-75
85 and 27-67-31, Mississippi Code of 1972.

86 **SECTION 6.** No part of the funds appropriated herein shall be
87 transferred to, expended by, or used, directly or indirectly, for
88 the benefit of any public relations, publicity or publication
89 activities of any other state agency, department or officer, nor
90 shall any personnel paid or equipment purchased with funds
91 appropriated hereby be transferred or assigned to any other state



agency, department or officer for public relations, publicity or publication activities of such office.

SECTION 7. It is the intention of the Legislature that the Mississippi Authority for Educational Television shall have the authority to expend funds in the Capital Equipment Replacement Revolving Fund, in accordance with Section 37-63-17, Mississippi Code of 1972, for the purpose of purchasing technical equipment for operating the educational radio and television facilities.

SECTION 8. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided herein shall be utilized in the most efficient and effective manner possible to achieve the intended mission of this agency. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

| | FY2017 |
|--|---------------|
| <u>Performance Measures</u> | <u>Target</u> |
| Content Operations | |
| Number of Locally Produced TV Programs | 500 |
| Number of Locally Produced Radio Programs | 3,822 |
| Increase Weekly Average Number of Web | |
| Site Users (Number of) | 50,000 |
| Increase Participation of Students & Schools | |
| in MPB's Arts in Education Programming | 300 |
| Increase Fit To Eat Live Events | 2.00 |



| | | |
|-----|--|--------|
| 117 | Number of New Programs Produced & | |
| 118 | Broadcast related to Fit To Eat Programming | 13 |
| 119 | Education Services | |
| 120 | Increase Number of Children Using The | |
| 121 | Between The Lions Preschool Literacy | 300 |
| 122 | Number of Childcare Centers Using Between | |
| 123 | The Lions Initiative | 23 |
| 124 | Number of Rotary Clubs Sponsoring with MPB | 26 |
| 125 | Percentage Increase of Parents/Teachers | |
| 126 | Using MPB Online Resources for Pre-K | |
| 127 | Children (%) | 5.00 |
| 128 | Increase the Percentage of High School | |
| 129 | Students Using The Learning Network (%) | 3.00 |
| 130 | Increase Number of Teachers Using MS | |
| 131 | Interactive Video Network (MIVN) | |
| 132 | Classroom | 250 |
| 133 | Technical Services | |
| 134 | Increase Visitors Viewing The Healthy-Living | |
| 135 | Related Items on MPB Site (%) | 10.00 |
| 136 | On Air Reliability (TV) (%) | 99.90 |
| 137 | Increase Radio & TV Coverage During | |
| 138 | Times of Emergency (Number of Prgs) | 0 |
| 139 | Prior Promotion of All Storm/Disasters (%) | 100.00 |
| 140 | Administration | |
| 141 | Number of Community Engagements/Outreach | |



| | | |
|-----|-----------------------------------|------------|
| 142 | Events | 137.00 |
| 143 | Increase State Agencies Partnered | |
| 144 | With (Number) | 1 |
| 145 | New Grant Dollars Acquired (\$) | 100,000.00 |

146 A reporting of the degree to which the performance targets
147 set above have been or are being achieved shall be provided in the
148 agency's budget request submitted to the Joint Legislative Budget
149 Committee for Fiscal Year 2018.

150 **SECTION 9.** It is the intention of the Legislature that
151 whenever two (2) or more bids are received by this agency for the
152 purchase of commodities or equipment, and whenever all things
153 stated in such received bids are equal with respect to price,
154 quality and service, the Mississippi Industries for the Blind
155 shall be given preference. A similar preference shall be given to
156 the Mississippi Industries for the Blind whenever purchases are
157 made without competitive bids.

158 **SECTION 10.** It is the intention of the Legislature that an
159 amount equal to One Dollar and Fifty Cents (\$1.50) per square foot
160 shall be paid to the Executive Office of the State Board of
161 Institutions of Higher Learning to defray utility costs.

162 **SECTION 11.** It is the intention of the Legislature that the
163 Authority for Educational Television may fund a program to focus
164 on the manufacturing industry in Mississippi.

165 **SECTION 12.** The amount of funds appropriated from the State
166 General Fund in this bill are conditioned upon the availability



for appropriation of the full amount of the state general funds that were projected in the general fund revenue estimate for fiscal year 2017 that was determined under the provision of Section 27-103-125.

If the amount of general funds projected to be available for appropriation for fiscal year 2017 would be reduced by the enactment into law of any revenue bills, as defined in Joint Rule 40, that have been passed by the House of Representatives by March 17, 2016, then the amount of funds appropriated from the State General Fund in this bill shall be reduced by the same percentage reduction in the amount of general funds that would be available for appropriation for fiscal year 2017, and the reduced amount shall be engrossed into this bill before it is transmitted to Senate.

The determination of whether the House has passed any such revenue bills by March 17, 2016, and the amount and percentage of the resulting reduction in the amount of general funds projected to be available for appropriation for fiscal year 2017, shall be determined by the Legislative Budget Office and certified in writing to the Chairman of the House Appropriations Committee by the Director of the Legislative Budget Office.

SECTION 13. The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal



192 Officer shall issue his warrants upon requisitions signed by the
193 proper person, officer or officers, in the manner provided by law.

194 **SECTION 14.** This act shall take effect and be in force from
195 and after July 1, 2016; and shall stand repealed from and after
196 June 30, 2016.

