

By: Representatives Read, Bennett, Arnold, Banks, Barton, Beckett, Bounds, Boyd, Brown, Busby, Clarke, Cockerham, DeLano, Eure, Holland, Ladner, Massengill, Mettetal, Sullivan, Turner, Watson, Willis, Sykes

To: Appropriations

HOUSE BILL NO. 1645
(As Sent to Governor)

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 2020.

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, 2019, and ending
10 June 30, 2020.....\$ 4,135,578.00.

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, 2019, and ending June 30, 2020.....
18\$ 8,734,701.00.



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.....	110
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 2021 do not
29 exceed Fiscal Year 2020 funds appropriated for that purpose,
30 unless programs or positions are added to the agency's Fiscal Year
31 2020 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 2020
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 2020 "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 Funds are provided herein for all full-time employees to
49 receive up to a Three Percent (3%) pay increase to the realignment
50 component of the Variable Compensation Plan, excluding head of
51 agencies, board members and commission members.

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

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64 act and which are withdrawn and no longer available.

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



69 Funds appropriated herein shall first be used for the
70 continuation of a full and complete broadcast schedule of
71 educational and instructional, professional growth, and public
72 service programs, with the production of new films and programs to
73 be secondary thereto.

74 **SECTION 4.** It is the intention of the Legislature that the
75 Mississippi Authority for Educational Television shall maintain
76 complete accounting and personnel records related to the
77 expenditure of all funds appropriated under this act and that such
78 records shall be in the same format and level of detail as
79 maintained for Fiscal Year 2019. It is further the intention of
80 the Legislature that the agency's budget request for Fiscal Year
81 2021 shall be submitted to the Joint Legislative Budget Committee
82 in a format and level of detail comparable to the format and level
83 of detail provided during the Fiscal Year 2020 budget request
84 process.

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

90 **SECTION 6.** No part of the funds appropriated herein shall be
91 transferred to, expended by, or used, directly or indirectly, for
92 the benefit of any public relations, publicity or publication
93 activities of any other state agency, department or officer, nor



94 shall any personnel paid or equipment purchased with funds
95 appropriated hereby be transferred or assigned to any other state
96 agency, department or officer for public relations, publicity or
97 publication activities of such office.

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

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

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Content Operations	
Locally produced TV programs (Number of)	130.00
Locally produced radio programs (Number of)	1,092.00
Weekly average number of web site users (Number of)	7,900.00
Prior promotion of all storms/disasters (%)	100.00



119	Students & schools participating in MPB	
120	Arts in Education Programming (Number	
121	of)	15.00
122	New programs produced and broadcast	
123	related to Fit to Eat programming	
124	(Number of)	10.00
125	Education Services	
126	Teachers using MS Interactive Video	
127	network (MIVN) Classroom (Number of)	2,500.00
128	Increase in parents/teachers using MPB	
129	online Resources for Pre-K children (%)	3.00
130	Increase in high school students using	
131	the Learning Network (%)	5.00
132	Rotary clubs sponsoring with MPB (Number of)	22.00
133	Childcare centers using Between the	
134	Lions Initiative (Number of)	26.00
135	Children using Between the Lions	
136	Preschool Literacy (Number of)	300.00
137	Technical Services	
138	Increase visitors viewing the Healthy	
139	Living related items on MPB Site (%)	30.00
140	Radio and TV coverage during times of	
141	emergency (%)	100.00
142	Prior promotion of all storms/disasters (%)	100.00
143	Administration	



144 Community engagements/outreach events
145 (Number of) 50.00
146 Increase state agencies partnered with
147 (Number of) 32.00
148 New grant dollars acquired (\$) 250,000.00

149 A reporting of the degree to which the performance targets
150 set above have been or are being achieved shall be provided in the
151 agency's budget request submitted to the Joint Legislative Budget
152 Committee for Fiscal Year 2021.

153 **SECTION 9.** Of the funds appropriated in Section 2, Five
154 Hundred Thousand Dollars (\$500,000.00), or so much thereof, shall
155 be derived out of any money in the State Treasury to the credit of
156 the Capital Expense Fund, as created in Section 27-103-303,
157 Mississippi Code of 1972, and allocated in a manner as determined
158 by the Treasurer's Office. These funds are provided to the agency
159 for the limited purpose of defraying expenses related to the
160 repair and maintenance of the agency's towers.

161 **SECTION 10.** It is the intention of the Legislature that
162 whenever two (2) or more bids are received by this agency for the
163 purchase of commodities or equipment, and whenever all things
164 stated in such received bids are equal with respect to price,
165 quality and service, the Mississippi Industries for the Blind
166 shall be given preference. A similar preference shall be given to
167 the Mississippi Industries for the Blind whenever purchases are
168 made without competitive bids.



169 **SECTION 11.** It is the intention of the Legislature that an
170 amount equal to One Dollar and Fifty Cents (\$1.50) per square foot
171 shall be paid to the Executive Office of the State Board of
172 Institutions of Higher Learning to defray utility costs.

173 **SECTION 12.** It is the intention of the Legislature that the
174 Authority for Educational Television may fund a program to focus
175 on the manufacturing industry in Mississippi.

176 **SECTION 13.** The money herein appropriated shall be paid by
177 the State Treasurer out of any money in the State Treasury to the
178 credit of the proper fund or funds as set forth in this act, upon
179 warrants issued by the State Fiscal Officer; and the State Fiscal
180 Officer shall issue his warrants upon requisitions signed by the
181 proper person, officer or officers, in the manner provided by law.

182 **SECTION 14.** This act shall take effect and be in force from
183 and after July 1, 2019.

