

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 3053**

**BY: Committee**

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

4           **SECTION 1.** The following sum, or so much thereof as may be  
5 necessary, is hereby appropriated out of any money in the State  
6 General Fund not otherwise appropriated, for the support and  
7 maintenance of the State Personnel Board for the fiscal year  
8 beginning July 1, 2019, and ending June 30, 2020.....  
9 .....\$           4,184,908.00.

10           **SECTION 2.** Of the funds appropriated under the provisions of  
11 this act, the following positions are authorized:

12           AUTHORIZED POSITIONS:

13           Permanent:           Full Time.....           56



|    |                              |   |
|----|------------------------------|---|
| 14 | Part Time.....               | 4 |
| 15 | Time-Limited: Full Time..... | 0 |
| 16 | Part Time.....               | 0 |

17 With the funds herein appropriated, it shall be the agency's  
18 responsibility to make certain that funds required to be  
19 appropriated for "Personal Services" for Fiscal Year 2021 do not  
20 exceed Fiscal Year 2020 funds appropriated for that purpose,  
21 unless programs or positions are added to the agency's Fiscal Year  
22 2020 budget by the Mississippi Legislature. Based on data  
23 provided by the Legislative Budget Office, the State Personnel  
24 Board shall determine and publish the projected annual cost to  
25 fully fund all appropriated positions in compliance with the  
26 provisions of this act. It shall be the responsibility of the  
27 agency head to ensure that no single personnel action increases  
28 this projected annual cost and/or the Fiscal Year 2020  
29 appropriations for "Personal Services" when annualized, with the  
30 exception of escalated funds and the award of benchmarks. If, at  
31 the time the agency takes any action to change "Personal  
32 Services," the State Personnel Board determines that the agency  
33 has taken an action which would cause the agency to exceed this  
34 projected annual cost or the Fiscal Year 2020 "Personal Services"  
35 appropriated level, when annualized, then only those actions which  
36 reduce the projected annual cost and/or the appropriation  
37 requirement will be processed by the State Personnel Board until  
38 such time as the requirements of this provision are met.



39 Any transfers or escalations shall be made in accordance with  
40 the terms, conditions and procedures established by law or  
41 allowable under the terms set forth within this act. The State  
42 Personnel Board shall not escalate positions without written  
43 approval from the Department of Finance and Administration. The  
44 Department of Finance and Administration shall not provide written  
45 approval to escalate any funds for salaries and/or positions  
46 without proof of availability of new or additional funds above the  
47 appropriated level.

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

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

56 **SECTION 3.** It is the intention of the Legislature that the  
57 State Personnel Board shall maintain complete accounting and  
58 personnel records related to the expenditure of all funds  
59 appropriated under this act and that such records shall be in the  
60 same format and level of detail as maintained for Fiscal Year  
61 2019. It is further the intention of the Legislature that the  
62 agency's budget request for Fiscal Year 2021 shall be submitted to  
63 the Joint Legislative Budget Committee in a format and level of



64 detail comparable to the format and level of detail provided  
65 during the Fiscal Year 2020 budget request process.

66       **SECTION 4.** It is the intention of the Legislature that  
67 whenever two (2) or more bids are received by this agency for the  
68 purchase of commodities or equipment, and whenever all things  
69 stated in such received bids are equal with respect to price,  
70 quality and service, the Mississippi Industries for the Blind  
71 shall be given preference. A similar preference shall be given to  
72 the Mississippi Industries for the Blind whenever purchases are  
73 made without competitive bids.

74       **SECTION 5.** It is the intention of the Legislature that the  
75 funds herein appropriated shall be expended in compliance with  
76 Section 27-104-25, Mississippi Code of 1972, that no state agency  
77 shall incur obligations or indebtedness in excess of their  
78 appropriation and that the responsible officers, either personally  
79 or upon their official bonds, shall be held responsible for  
80 actions contrary to this provision.

81       **SECTION 6.** The money herein appropriated shall be paid by  
82 the State Treasurer out of any money in the State Treasury to the  
83 credit of the proper fund or funds as set forth in this act, upon  
84 warrants issued by the State Fiscal Officer, and the State Fiscal  
85 Officer shall issue his warrants upon requisitions signed by the  
86 proper person, officer or officers in the manner provided by law.

87       **SECTION 7.** This act shall take effect and be in force from  
88 and after July 1, 2019, and shall stand repealed June 30, 2019.

