

## Senate Amendments to House Bill No. 1618

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:

7       **SECTION 1.** The following sum, or so much thereof as may be  
8 necessary, is appropriated out of any money in the State Treasury  
9 to the credit of the Administrative Expense Account of the Public  
10 Employees' Retirement System for the purpose of defraying the  
11 administrative expenses of the Board of Trustees of the Public  
12 Employees' Retirement System, or out of any money in the State  
13 Treasury to the credit of the Retirement System Building Account  
14 of the Public Employees' Retirement System for the purpose of  
15 maintenance and general operation of the Retirement System  
16 Building, for the fiscal year beginning July 1, 2019, and ending  
17 June 30, 2020.....\$       15,764,964.00.

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

20       AUTHORIZED POSITIONS:

21	Permanent:	Full Time.....	171
22		Part Time.....	0
23	Time-Limited:	Full Time.....	0

Part Time.....	0
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With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2021 do not exceed Fiscal Year 2020 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2020 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2020 appropriations for "Personal Services" when annualized, with the exception of escalated funds and the award of benchmarks. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2020 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

Any transfers or escalations shall be made in accordance with the terms, conditions and procedures established by law or allowable under the terms set forth within this act. The State

Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

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

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

**SECTION 3.** It is the intention of the Legislature that the Board of Trustees of the Public Employees' Retirement System shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2019. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2021 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2020 budget request process.

75           **SECTION 4.** In accordance with the purposes of this article,  
76 there shall be established in the State Treasury the Public  
77 Employees' Retirement System Building Repair and Maintenance Fund,  
78 into which shall be deposited all funds collected as rental income  
79 from the building owned by the system located at 301 North  
80 President Street, Jackson, Mississippi. At the end of each fiscal  
81 year, any and all unexpended funds shall be transferred to the  
82 Administrative Budget Fund of the system.

83           **SECTION 5.** It is the intention of the Legislature that  
84 whenever two (2) or more bids are received by this agency for the  
85 purchase of commodities or equipment, and whenever all things  
86 stated in such received bids are equal with respect to price,  
87 quality and service, the Mississippi Industries for the Blind  
88 shall be given preference. A similar preference shall be given to  
89 the Mississippi Industries for the Blind whenever purchases are  
90 made without competitive bids.

91           **SECTION 6.** In addition to all other sums herein  
92 appropriated, the following sum, or so much thereof as may be  
93 necessary, is appropriated out of any money in the State Treasury  
94 to the credit of the Administrative Expense Account of the Public  
95 Employees' Retirement System, for the purpose of defraying those  
96 expenses associated with a replacement computer system, for the  
97 fiscal year beginning July 1, 2019, and ending June 30, 2020.....  
98 .....\$           3,900,000.00.

99           **SECTION 7.** The Public Employees' Retirement System is  
100 further authorized, in its discretion, to expend funds for the

101 purchase of service pins for employees of the Public Employees'  
102 Retirement System.

103       **SECTION 8.** Of the funds appropriated in Section 1, no more  
104 than Three Hundred Thousand Dollars (\$300,000.00) is provided,  
105 only for the explicit purpose of building maintenance and repair.

106       **SECTION 9.** It is the intention of the Legislature that the  
107 funds herein appropriated shall be expended in compliance with  
108 Section 27-104-25, Mississippi Code of 1972, that no state agency  
109 shall incur obligations or indebtedness in excess of their  
110 appropriation and that the responsible officers, either personally  
111 or upon their official bonds, shall be held responsible for  
112 actions contrary to this provision.

113       **SECTION 10.** The money herein appropriated shall be paid by  
114 the State Treasurer out of any money in the State Treasury to the  
115 credit of the proper fund or funds as set forth in this act, upon  
116 warrants issued by the State Fiscal Officer; and the State Fiscal  
117 Officer shall issue his warrants upon requisitions signed by the  
118 proper person, officer or officers, in the manner provided by law.

119       **SECTION 11.** This act shall take effect and be in force from  
120 and after July 1, 2019.

SS05\HB1618A.J

Liz Welch  
Secretary of the Senate