

Senate Amendments to House Bill No. 1645

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:

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.....\$ 4,037,001.00.

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\$ 8,700,312.00.

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.

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.

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

SECTION 4. It is the intention of the Legislature that the Mississippi Authority for Educational Television 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.

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

SECTION 6. No part of the funds appropriated herein shall be transferred to, expended by, or used, directly or indirectly, for the benefit of any public relations, publicity or publication activities of any other state agency, department or officer, nor shall any personnel paid or equipment purchased with funds 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. Of the funds appropriated in Section 2, Five Hundred Thousand Dollars (\$500,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office. These funds are provided to the agency for the limited purpose of defraying expenses related to the repair and maintenance of the agency's towers.

SECTION 9. 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:

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Content Operations	
Locally produced TV programs (Number of).	130.00
New Fit to Eat live events participants	
(Number of).	0.00
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
Students & schools participating in MPB	

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

152 (Number of) . 50.00

153 Increase state agencies partnered with

154 (Number of) 32.00

155 New grant dollars acquired (\$) . 250,000.00

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

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

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

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

175 **SECTION 13.** The money herein appropriated shall be paid by
176 the State Treasurer out of any money in the State Treasury to the
177 credit of the proper fund or funds as set forth in this act, upon

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

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

SS05\HB1645A.J

Liz Welch
Secretary of the Senate