

Senate Amendments to House Bill No. 1724

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, 2020, and ending
17 June 30, 2021.....\$ 18,147,461.00.

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.....	168
22		Part Time.....	0
23	Time-Limited:	Full Time.....	0

24 Part Time..... 0

25 With the funds herein appropriated, it shall be the agency's
26 responsibility to make certain that funds required to be
27 appropriated for "Personal Services" for Fiscal Year 2022 do not
28 exceed Fiscal Year 2021 funds appropriated for that purpose,
29 unless programs or positions are added to the agency's Fiscal Year
30 2021 budget by the Mississippi Legislature. Based on data
31 provided by the Legislative Budget Office, the State Personnel
32 Board shall determine and publish the projected annual cost to
33 fully fund all appropriated positions in compliance with the
34 provisions of this act. It shall be the responsibility of the
35 agency head to ensure that no single personnel action increases
36 this projected annual cost and/or the Fiscal Year 2021
37 appropriations for "Personal Services" when annualized, with the
38 exception of escalated funds and the award of benchmarks. If, at
39 the time the agency takes any action to change "Personal
40 Services," the State Personnel Board determines that the agency
41 has taken an action which would cause the agency to exceed this
42 projected annual cost or the Fiscal Year 2021 "Personal Services"
43 appropriated level, when annualized, then only those actions which
44 reduce the projected annual cost and/or the appropriation
45 requirement will be processed by the State Personnel Board until
46 such time as the requirements of this provision are met.

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

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

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

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

64 **SECTION 3.** It is the intention of the Legislature that the
65 Board of Trustees of the Public Employees' Retirement System shall
66 maintain complete accounting and personnel records related to the
67 expenditure of all funds appropriated under this act and that such
68 records shall be in the same format and level of detail as
69 maintained for Fiscal Year 2020. It is further the intention of
70 the Legislature that the agency's budget request for Fiscal Year
71 2022 shall be submitted to the Joint Legislative Budget Committee
72 in a format and level of detail comparable to the format and level
73 of detail provided during the Fiscal Year 2021 budget request
74 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.** Of the funds appropriated in Section 1, no more
92 than Three Million Six Hundred Forty-six Thousand Five Hundred
93 Dollars (\$3,646,500.00) is provided for the purpose of defraying
94 those expenses associated with the replacement computer system.

95 **SECTION 7.** The Public Employees' Retirement System is
96 further authorized, in its discretion, to expend funds for the
97 purchase of service pins for employees of the Public Employees'
98 Retirement System.

99 **SECTION 8.** Of the funds appropriated in Section 1, no more
100 than Two Hundred Eighty Thousand Five Hundred Dollars

101 (\$280,500.00) is provided, only for the explicit purpose of
102 building maintenance and repair.

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

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

116 **SECTION 11.** This act shall take effect and be in force from
117 and after July 1, 2020, and shall stand repealed June 30, 2020.

SS05\HB1724A.J

Eugene S. Clarke
Secretary of the Senate