

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2948**

**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, to defray the expenses of  
7 the Department of Finance and Administration for the fiscal year  
8 beginning July 1, 2021, and ending June 30, 2022.....  
9 ..... \$       38,267,034.00.

10           **SECTION 2.** The following sum, or so much thereof as may be  
11 necessary, is hereby appropriated out of any money in the State  
12 Treasury to the credit of the Department of Finance and  
13 Administration for the purpose of defraying the expenses incurred



14 in the operation of the various offices of the department for the  
15 fiscal year beginning July 1, 2021, and ending June 30, 2022 .....  
16 ..... \$ 30,911,236.00.

17 **SECTION 3.** Of the funds appropriated under the provisions of  
18 this act, the following positions are authorized:

19 AUTHORIZED POSITIONS:

20	Permanent:	Full Time .....	468
21		Part Time .....	2
22	Time-Limited:	Full Time .....	0
23		Part Time .....	0

24 With the funds herein appropriated, it shall be the agency's  
25 responsibility to make certain that funds required to be  
26 appropriated for "Personal Services" for Fiscal Year 2023 do not  
27 exceed Fiscal Year 2022 funds appropriated for that purpose unless  
28 programs or positions are added to the agency's Fiscal Year 2022  
29 budget by the Mississippi Legislature. Based on data provided by  
30 the Legislative Budget Office, the State Personnel Board shall  
31 determine and publish the projected annual cost to fully fund all  
32 appropriated positions in compliance with the provisions of this  
33 act. Absent a special situation or circumstance approved by the  
34 State Personnel Board, or unless otherwise authorized by this act,  
35 no state agency shall take any action to promote or otherwise  
36 award salary increases through reallocation or realignment. If  
37 the State Personnel Board determines a special situation or  
38 circumstance exists and approves an action, then the agency and



39 the State Personnel Board shall provide a monthly report of each  
40 action approved by the State Personnel Board to the chairmen of  
41 the Accountability, Efficiency and Transparency Committees of the  
42 Senate and House of Representatives and the chairmen of the  
43 Appropriations Committees of the Senate and House of  
44 Representatives. It shall be the responsibility of the agency  
45 head to ensure that no single personnel action increases this  
46 projected annual cost and/or the Fiscal Year 2022 appropriations  
47 for "Personal Services" when annualized, with the exception of  
48 escalated funds and the award of benchmarks. If, at the time the  
49 agency takes any action to change "Personal Services," the State  
50 Personnel Board determines that the agency has taken an action  
51 which would cause the agency to exceed this projected annual cost  
52 or the Fiscal Year 2022 "Personal Services" appropriated level,  
53 when annualized, then only those actions which reduce the  
54 projected annual cost and/or the appropriation requirement will be  
55 processed by the State Personnel Board until such time as the  
56 requirements of this provision are met.

57 Any transfers or escalations shall be made in accordance with  
58 the terms, conditions and procedures established by law or  
59 allowable under the terms set forth within this act. The State  
60 Personnel Board shall not escalate positions without written  
61 approval from the Department of Finance and Administration. The  
62 Department of Finance and Administration shall not provide written  
63 approval to escalate any funds for salaries and/or positions



64 without proof of availability of new or additional funds above the  
65 appropriated level.

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

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

74 **SECTION 4.** In addition to all other sums herein  
75 appropriated, the following sum, or so much thereof as may be  
76 necessary, is hereby appropriated out of any money in the Tort  
77 Claims Trust Fund not otherwise appropriated, for the purpose of  
78 defraying the expenses of the Tort Claims Board in the  
79 administration of the Tort Claims Act for the fiscal year  
80 beginning July 1, 2021, and ending June 30, 2022.....  
81 ..... \$ 6,549,647.00.

82 **SECTION 5.** Of the funds appropriated under the provisions of  
83 this act, the following positions are authorized:

84 AUTHORIZED POSITIONS:

85	Permanent:	Full Time .....	8
86		Part Time .....	0
87	Time-Limited:	Full Time .....	0
88		Part Time .....	0



89           With the funds herein appropriated, it shall be the agency's  
90 responsibility to make certain that funds required to be  
91 appropriated for "Personal Services" for Fiscal Year 2023 do not  
92 exceed Fiscal Year 2022 funds appropriated for that purpose unless  
93 programs or positions are added to the agency's Fiscal Year 2022  
94 budget by the Mississippi Legislature. Based on data provided by  
95 the Legislative Budget Office, the State Personnel Board shall  
96 determine and publish the projected annual cost to fully fund all  
97 appropriated positions in compliance with the provisions of this  
98 act. Absent a special situation or circumstance approved by the  
99 State Personnel Board, or unless otherwise authorized by this act,  
100 no state agency shall take any action to promote or otherwise  
101 award salary increases through reallocation or realignment. If  
102 the State Personnel Board determines a special situation or  
103 circumstance exists and approves an action, then the agency and  
104 the State Personnel Board shall provide a monthly report of each  
105 action approved by the State Personnel Board to the chairmen of  
106 the Accountability, Efficiency and Transparency Committees of the  
107 Senate and House of Representatives and the chairmen of the  
108 Appropriations Committees of the Senate and House of  
109 Representatives. It shall be the responsibility of the agency  
110 head to ensure that no single personnel action increases this  
111 projected annual cost and/or the Fiscal Year 2022 appropriations  
112 for "Personal Services" when annualized, with the exception of  
113 escalated funds and the award of benchmarks. If, at the time the



114 agency takes any action to change "Personal Services," the State  
115 Personnel Board determines that the agency has taken an action  
116 which would cause the agency to exceed this projected annual cost  
117 or the Fiscal Year 2022 "Personal Services" appropriated level,  
118 when annualized, then only those actions which reduce the  
119 projected annual cost and/or the appropriation requirement will be  
120 processed by the State Personnel Board until such time as the  
121 requirements of this provision are met.

122 Any transfers or escalations shall be made in accordance with  
123 the terms, conditions and procedures established by law or  
124 allowable under the terms set forth within this act. The State  
125 Personnel Board shall not escalate positions without written  
126 approval from the Department of Finance and Administration. The  
127 Department of Finance and Administration shall not provide written  
128 approval to escalate any funds for salaries and/or positions  
129 without proof of availability of new or additional funds above the  
130 appropriated level.

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

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



139           **SECTION 6.** In addition to all other sums herein  
140 appropriated, the following sum, or so much thereof as may be  
141 necessary, is hereby appropriated out of any money in the State  
142 General Fund not otherwise appropriated, for the purpose of  
143 defraying the expenses of the Mississippi Commission on the Status  
144 of Women for the fiscal year beginning July 1, 2021, and ending  
145 June 30, 2022 .....\$           39,995.00.

146           **SECTION 7.** In addition to all other sums herein  
147 appropriated, the following sum, or so much thereof as may be  
148 necessary, is hereby appropriated out of any money in the State  
149 Treasury to the credit of the Mississippi Commission on the Status  
150 of Women for the purpose of defraying the expenses of the  
151 commission for the fiscal year beginning July 1, 2021, and ending  
152 June 30, 2022 .....\$           7,265.00.

153           This appropriation is made for the purpose of providing funds  
154 to defray the expense of the Mississippi Commission on the Status  
155 of Women as established pursuant to Sections 43-59-1 through  
156 43-59-14, Mississippi Code of 1972.

157           **SECTION 8.** Of the funds appropriated under the provisions of  
158 Sections 6 and 7, the following positions are authorized:

159           AUTHORIZED POSITIONS:

160	Permanent:	Full Time .....	1
161		Part Time .....	0
162	Time-Limited:	Full Time .....	0
163		Part Time .....	0



164 With the funds herein appropriated, it shall be the agency's  
165 responsibility to make certain that funds required to be  
166 appropriated for "Personal Services" for Fiscal Year 2023 do not  
167 exceed Fiscal Year 2022 funds appropriated for that purpose unless  
168 programs or positions are added to the agency's Fiscal Year 2022  
169 budget by the Mississippi Legislature. Based on data provided by  
170 the Legislative Budget Office, the State Personnel Board shall  
171 determine and publish the projected annual cost to fully fund all  
172 appropriated positions in compliance with the provisions of this  
173 act. Absent a special situation or circumstance approved by the  
174 State Personnel Board, or unless otherwise authorized by this act,  
175 no state agency shall take any action to promote or otherwise  
176 award salary increases through reallocation or realignment. If  
177 the State Personnel Board determines a special situation or  
178 circumstance exists and approves an action, then the agency and  
179 the State Personnel Board shall provide a monthly report of each  
180 action approved by the State Personnel Board to the chairmen of  
181 the Accountability, Efficiency and Transparency Committees of the  
182 Senate and House of Representatives and the chairmen of the  
183 Appropriations Committees of the Senate and House of  
184 Representatives. It shall be the responsibility of the agency  
185 head to ensure that no single personnel action increases this  
186 projected annual cost and/or the Fiscal Year 2022 appropriations  
187 for "Personal Services" when annualized, with the exception of  
188 escalated funds and the award of benchmarks. If, at the time the





189 agency takes any action to change "Personal Services," the State  
190 Personnel Board determines that the agency has taken an action  
191 which would cause the agency to exceed this projected annual cost  
192 or the Fiscal Year 2022 "Personal Services" appropriated level,  
193 when annualized, then only those actions which reduce the  
194 projected annual cost and/or the appropriation requirement will be  
195 processed by the State Personnel Board until such time as the  
196 requirements of this provision are met.

197 Any transfers or escalations shall be made in accordance with  
198 the terms, conditions and procedures established by law or  
199 allowable under the terms set forth within this act. The State  
200 Personnel Board shall not escalate positions without written  
201 approval from the Department of Finance and Administration. The  
202 Department of Finance and Administration shall not provide written  
203 approval to escalate any funds for salaries and/or positions  
204 without proof of availability of new or additional funds above the  
205 appropriated level.

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

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



214           **SECTION 9.** It is the intention of the Legislature that the  
215 Department of Finance and Administration shall maintain complete  
216 accounting and personnel records related to the expenditure of all  
217 funds appropriated under this act and that such records shall be  
218 in the same format and level of detail as maintained for Fiscal  
219 Year 2021. It is further the intention of the Legislature that  
220 the agency's budget request for Fiscal Year 2023 shall be  
221 submitted to the Joint Legislative Budget Committee in a format  
222 and level of detail comparable to the format and level of detail  
223 provided during the Fiscal Year 2022 budget request process.

224           **SECTION 10.** The department is authorized to expend available  
225 funds on technology or equipment upgrades or replacements when it  
226 will generate savings through efficiency or when the savings  
227 generated from such upgrades or replacements exceed expenditures  
228 thereof.

229           **SECTION 11.** It is the intention of the Legislature that  
230 whenever two (2) or more bids are received by this agency for the  
231 purchase of commodities or equipment, and whenever all things  
232 stated in such received bids are equal with respect to price,  
233 quality and service, the Mississippi Industries for the Blind  
234 shall be given preference. A similar preference shall be given to  
235 the Mississippi Industries for the Blind whenever purchases are  
236 made without competitive bids.

237           **SECTION 12.** Of the funds appropriated in Section 1, an  
238 amount not to exceed Four Hundred Thousand Dollars (\$400,000.00)



239 and ten (10) positions are provided in order to provide the  
240 required Police Protection services for such governmental  
241 organizations, under the rules and regulations of the Department  
242 of Finance and Administration.

243         **SECTION 13.** The Bureau of Building, Grounds and Real  
244 Property Management of the Office of General Services is hereby  
245 expressly authorized and empowered to receive, budget and expend  
246 any state, local or other source funds designated for supplemental  
247 funding of construction and/or repairs and renovation projects.  
248 The Bureau of Building, Grounds and Real Property Management of  
249 the Office of General Services shall not use any of the funds  
250 authorized in this section to pay salaries. For the purposes of  
251 this section, the Bureau of Building, Grounds and Real Property  
252 Management of the Office of General Services does not have the  
253 authority to escalate from the Capital Expense Fund or the Working  
254 Cash-Stabilization Reserve Fund.

255         **SECTION 14.** Of the funds appropriated in Section 2, it is  
256 the intention of the Legislature that an amount not to exceed Four  
257 Million Five Hundred Thousand Dollars (\$4,500,000.00) is  
258 authorized to be expended for the purpose of transferring funds to  
259 the Bureau of Building, Grounds and Real Property Management for  
260 the administration of projects for the repair and maintenance of  
261 state-owned buildings.

262         **SECTION 15.** A report based on expenditures incurred during  
263 the current and immediate past fiscal years shall be provided to



264 the Legislative Budget Office each regularly scheduled legislative  
265 session. This report should reflect expenditures as a result of  
266 the operation of the Robert E. Lee Building, the Woolfolk State  
267 Office Building, the Gartin and Sillers Buildings, the Capitol  
268 Buildings, the Central High School Building, the Robert G. Clark,  
269 Jr. Building and other state buildings, and this report should  
270 contain any steps taken to reduce operating costs.

271 **SECTION 16.** It is the intention of the Legislature that no  
272 state-owned aircraft shall be utilized by any person except for  
273 official business only.

274 **SECTION 17.** Of the funds appropriated in Section 2, an  
275 amount not to exceed One Hundred Thousand Dollars (\$100,000.00) is  
276 authorized to be expended to defray any shortfall in the Master  
277 Lease Purchase Program as defined in Section 31-7-10, Mississippi  
278 Code of 1972.

279 **SECTION 18.** In addition to all other sums herein  
280 appropriated, the following sum, or so much thereof as may be  
281 necessary, is appropriated out of any money in the State General  
282 Fund for the purpose of defraying the expenses of State Property  
283 Insurance for the fiscal year beginning July 1, 2021, and ending  
284 June 30, 2022 .....\$ 10,330,004.00.

285 **SECTION 19.** Of the funds herein appropriated, it is the  
286 intention of the Legislature that two (2) of the allotted  
287 Full-Time Permanent Positions in Section 3 of this bill may be



288 used for performing related administrative duties of the State  
289 Property Insurance program.

290       **SECTION 20.** In addition to all other sums herein  
291 appropriated, the following sum, or so much thereof as may be  
292 necessary, is appropriated out of any money in the State General  
293 Fund not otherwise appropriated, to the Department of Finance and  
294 Administration for the purpose of providing a grant to the  
295 Mississippi Home Corporation, for the fiscal year beginning  
296 July 1, 2021, and ending June 30, 2022 .....\$ 1,410,227.00.

297       **SECTION 21.** The funds appropriated herein shall be targeted  
298 to individuals with disabilities or individuals with serious  
299 mental illnesses who:

300           (1) Are being discharged from a state psychiatric hospital  
301 after a stay of more than ninety (90) days; or, nursing facility,  
302 or intermediate care facility for individuals with intellectual  
303 disabilities after a stay of more than ninety (90) days; or

304           (2) Have been discharged from a state psychiatric hospital  
305 within the last two (2) years; and

306               (a) Had multiple hospital visits in the last year due  
307 to mental illness; or

308               (b) Are known to the mental health or state-housing  
309 agency to have been arrested or incarcerated in the last year due  
310 to conduct related to mental illness; or

311               (c) Are known to the mental health or state-housing  
312 agency to have been homeless for one (1) full year or have had



313 four (4) or more episodes of homelessness in the last three (3)  
314 years.

315 (3) Lack a fixed, regular, and adequate nighttime residence  
316 and includes a subset for an individual who is exiting an  
317 institution where he or she resided for ninety (90) days or less  
318 and who resides in an emergency shelter or a place not meant for  
319 human habitation immediately before entering that institution.

320 Any funds appropriated herein to hire additional staff or  
321 employ staff shall only be used to implement this housing program.

322 **SECTION 22.** It is the intention of the Legislature that an  
323 annual financial report based upon the state's fiscal year shall  
324 be provided to the Attorney General, the Chairman of Senate  
325 Appropriations, the Chairman of House Appropriations, and the  
326 Legislative Budget Office.

327 **SECTION 23.** It is the intention of the Legislature that none  
328 of the funds appropriated under the provisions of this act for the  
329 Mississippi Home Corporation (MHC) shall be expended for the  
330 purpose of making a payment of any kind or for any purpose,  
331 directly or indirectly, to a member of the State of Mississippi  
332 Legislature, state official, MHC board member, or person who has  
333 been a member of the MHC within the last year.

334 **SECTION 24.** Of the funds appropriated in Section 2, Twelve  
335 Million Dollars (\$12,000,000.00) shall be expended from the  
336 Capitol Complex Improvement District Project Fund, as established  
337 in Section 29-5-215, Mississippi Code of 1972.



338           **SECTION 25.** Of the funds appropriated under the provisions  
339 of this act, the department is authorized to enter into a contract  
340 for use by state agencies to establish a pilot program for Fleet  
341 Management Services, to include vehicle leasing and disposal,  
342 without being subject to the provisions of law otherwise  
343 applicable to fleet management.

344           **SECTION 26.** It is the intention of the Legislature that the  
345 funds herein appropriated shall be expended in compliance with  
346 Section 27-104-25, Mississippi Code of 1972, that no state agency  
347 shall incur obligations or indebtedness in excess of their  
348 appropriation and that the responsible officers, either personally  
349 or upon their official bonds, shall be held responsible for  
350 actions contrary to this provision.

351           **SECTION 27.** The money herein appropriated shall be paid by  
352 the State Treasurer out of any money in the State Treasury to the  
353 credit of the proper fund or funds as set forth in this act, upon  
354 warrants issued by the State Fiscal Officer; and the State Fiscal  
355 Officer shall issue his warrants upon requisitions signed by the  
356 proper person, officer or officers, in the manner provided by law.

357           **SECTION 28.** This act shall take effect and be in force from  
358 and after July 1, 2021, and shall stand repealed from and after  
359 June 29, 2021.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**



1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE  
2 DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEAR 2022.

