

House Amendments to Senate Bill No. 3048

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE 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:

4 **SECTION 1.** The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the Mississippi Development Authority for the fiscal
8 year beginning July 1, 2022, and ending June 30, 2023.....
9\$ 20,438,373.00.

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 Mississippi Development Authority or
13 the appropriate special fund for the purpose of defraying the
14 expenses incurred in the operation of the various divisions of the
15 authority for the fiscal year beginning July 1, 2022, and ending
16 June 30, 2023.....\$ 82,963,650.00.

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..... 190

21	Part Time.....	2
22	Time-Limited: Full Time.....	46
23	Part Time.....	0

24 With the funds herein appropriated, it shall be the agency's
25 responsibility to make certain that funds required for Personal
26 Services for Fiscal Year 2024 do not exceed Fiscal Year 2023 funds
27 appropriated for that purpose unless programs or positions are
28 added to the agency's Fiscal Year 2023 budget by the Mississippi
29 Legislature. The Legislature shall determine the agency's
30 personal services appropriation, which shall be published by the
31 State Personnel Board. Additionally, the State Personnel Board
32 shall determine and publish the projected annualized payroll costs
33 based on current employees. It shall be the responsibility of the
34 agency head to ensure that actual personnel expenditures for
35 Fiscal Year 2023 do not exceed the data provided by the
36 Legislative Budget Office. If the agency's Fiscal Year 2023
37 projected cost exceeds the annualized costs, no salary actions
38 shall be processed by the State Personnel Board with the exception
39 of new hires that are determined to be essential for the agency.

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

47 without proof of availability of new or additional funds above the
48 appropriated level.

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

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

57 Funds have been appropriated herein for the purpose of
58 funding Project SEC2 minimum salaries for all employees covered
59 under the Colonel Guy Groff/Neville Kenning Variable Compensation
60 Plan. It shall be the agency's responsibility to ensure that the
61 funds are used to increase all employees' salaries up to the
62 minimum level as determined by the State Personnel Board.

63 **SECTION 4.** In compliance with the "Mississippi Performance
64 Budget and Strategic Planning Act of 1994," it is the intent of
65 the Legislature that the funds provided herein shall be utilized
66 in the most efficient and effective manner possible to achieve the
67 intended mission of this agency. Based on the funding authorized,
68 this agency shall make every effort to attain the targeted
69 performance measures provided below:

70		FY2023
71	<u>Performance Measures</u>	<u>Target</u>
72	Global Business	

73	Number of National Recruitment Contacts	1,000
74	Number of International Investment Contracts	1,800
75	Number of International Trade Contracts	1,000
76	Number of Qualified National Prospects	225
77	Return on Investment (ROI)	10.00
78	Number of New Businesses - Global Contacts	15
79	Number of New Jobs from Global Contacts	3,000
80	Minority & Small Business Dev	
81	Number of Minority & Small Business Contacts	8,000
82	Number of Minority Business	
83	Certification Applications Processed	190
84	Technical Assistance to Disadvantaged	
85	Contacts	2,300
86	State Contracting with Minority Business (\$)	45,000,000.00
87	Financial Resources	
88	Number of Requests for Financing or	
89	Incentives	225
90	Existing Industry & Business	
91	Number of Interactions with Interested	
92	Businesses	2,500
93	Number of Qualified Contacts	750
94	Number of Expansions	30
95	Number of Jobs Created from Expansions	3,000
96	Energy	
97	Number of Energy Efficiency & Renewable	
98	Energy Direct Contacts	12,000

125 Year 2022. It is further the intention of the Legislature that
126 the agency's budget request for Fiscal Year 2024 shall be
127 submitted to the Joint Legislative Budget Committee in a format
128 and level of detail comparable to the format and level of detail
129 provided during the Fiscal Year 2023 budget request process.

130 **SECTION 7.** Of the funds appropriated in Sections 1 and 2,
131 the amount of Four Million Eight Hundred Seventy-six Thousand Two
132 Hundred Ninety-eight Dollars (\$4,876,298.00), or so much thereof
133 as may be necessary, is provided for the purpose of supporting
134 Mississippi Tourism Advertising and Promotion for Fiscal Year
135 2023, and shall not be expended for any type of cultural exchange
136 program. Of the funds appropriated herein and allocated within
137 this section, Two Hundred Ninety-nine Thousand Dollars
138 (\$299,000.00) is provided for Tourism Grant Development Awards.

139 **SECTION 8.** It is the intention of the Legislature that none
140 of the funds appropriated above shall be expended unless members
141 of the Mississippi House of Representatives and Mississippi Senate
142 are notified at least five (5) days prior to a public ceremony
143 announcing the award of any grant in their district or any public
144 announcement or ceremony regarding the groundbreaking or opening
145 of a facility, roadway or bridge for which the Legislature has
146 made funds available. Any signage regarding any public event or
147 any new facility, roadway or bridge shall include the following
148 language: "Funds were made available for this project by the
149 Mississippi State Legislature."

150 **SECTION 9.** It is the intention of the Legislature that
151 whenever two (2) or more bids are received by this agency for the
152 purchase of commodities or equipment, and whenever all things
153 stated in such received bids are equal with respect to price,
154 quality and service, the Mississippi Industries for the Blind
155 shall be given preference. A similar preference shall be given to
156 the Mississippi Industries for the Blind whenever purchases are
157 made without competitive bids.

158 **SECTION 10.** Of the funds appropriated in Section 1, One
159 Hundred Thousand Dollars (\$100,000.00) is provided for the
160 Mississippi Delta National Heritage Areas.

161 **SECTION 11.** Of the funds appropriated in Section 1, One
162 Hundred Thousand Dollars (\$100,000.00) is provided for the
163 Mississippi Hills National Heritage Area.

164 **SECTION 12.** The following sum, or so much thereof as may be
165 necessary, is reappropriated out of any money in the Capital
166 Expense Fund not otherwise appropriated, for the Mississippi
167 Development Authority for the purpose of reauthorizing the
168 expenditure of Capital Expense Funds for the MDA Site Development
169 Grant Program Fund, as authorized in Senate Bill No. 2951, 2021
170 Regular Session, for the fiscal year beginning July 1, 2022, and
171 ending June 30, 2023.....\$ 10,000,000.00

172 Notwithstanding the amount reappropriated under the
173 provisions of this section, in no event shall the amount expended
174 exceed the unexpended balance of June 30, 2022.

175 **SECTION 13.** It is the intention of the Legislature that the
176 Mississippi Development Authority is hereby authorized to
177 escalate, budget, and expend funds from any source not to exceed
178 Ten Million Dollars (\$10,000,000.00) in accordance with rules and
179 regulations of the Department of Finance and Administration in a
180 manner consistent with the escalation of federal funds.

181 **SECTION 14.** It is the intention of the Legislature that the
182 Mississippi Development Authority shall submit a notification of
183 any General Fund Transfers out of the major category Subsidies
184 into any other major categories to the Legislative Budget Office.

185 **SECTION 15.** Of the funds appropriated in Section 1, Twenty
186 Thousand Twenty-five Dollars (\$20,025.00) shall be provided for
187 the support of the Mississippi River Parkway Commission.

188 **SECTION 16.** Of the funds appropriated in Section 1, Zero
189 Dollars (\$0.00) shall be transferred to Innovate Mississippi.

190 **SECTION 17.** Of the funds appropriated in Section 1, One
191 Hundred Fifty-six Thousand Dollars (\$156,000.00) is provided for
192 the Energy High School Academy, established by Senate Bill No.
193 2928, 2019 Regular Session.

194 **SECTION 18.** The following sum, or so much thereof as may be
195 necessary, is reappropriated out of any money in the Capital
196 Expense Fund not otherwise appropriated, for the Mississippi
197 Development Authority for the purpose of reauthorizing the
198 expenditure of Capital Expense Funds for the Air Service
199 Development Act, as authorized in Senate Bill No. 2951, 2021

200 Regular Session, for the fiscal year beginning July 1, 2022, and
201 ending June 30, 2023.....\$ 246,431.00.

202 Notwithstanding the amount reappropriated under the
203 provisions of this section, in no event shall the amount expended
204 exceed the unexpended balance of June 30, 2022.

205 **SECTION 19.** It is the intention of the Legislature that the
206 Mississippi Development Authority may provide operational support
207 to any park operated by the United States National Park Service in
208 Mississippi during the event of a government shutdown that
209 materially affects the operations of such park.

210 **SECTION 20.** The money herein appropriated shall be paid by
211 the State Treasurer out of any money in the State Treasury to the
212 credit of the proper fund or funds as set forth in this act, upon
213 warrants issued by the State Fiscal Officer; and the State Fiscal
214 Officer shall issue his warrants upon requisitions signed by the
215 proper person, officer or officers, in the manner provided by law.

216 **SECTION 21.** This act shall take effect and be in force from
217 and after July 1, 2022, and shall stand repealed from and after
218 June 29, 2022.

HR13\SB3048A.J

Andrew Ketchings
Clerk of the House of Representatives