

Senate Amendments to House Bill No. 1599

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 Department of Archives and History for the fiscal
9 year beginning July 1, 2022, and ending June 30, 2023.....
10\$ 9,635,657.00.

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 Department of Archives and
14 History which is comprised of special source funds collected by or
15 otherwise available to the department, for the purpose of
16 defraying the expenses of the department for the fiscal year
17 beginning July 1, 2022, and ending June 30, 2023.....
18\$ 7,611,142.00.

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

21 AUTHORIZED POSITIONS:

22	Permanent:	Full Time.....	143
23		Part Time.....	3
24	Time-Limited:	Full Time.....	8
25		Part Time.....	0

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

42 Any transfers or escalations shall be made in accordance with
 43 the terms, conditions and procedures established by law or
 44 allowable under the terms set forth within this act. The State
 45 Personnel Board shall not escalate positions without written
 46 approval from the Department of Finance and Administration. The
 47 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 have been appropriated herein for the purpose of funding Project SEC2 minimum salaries for all employees covered under the Colonel Guy Groff/Neville Kenning Variable Compensation Plan. It shall be the agency's responsibility to ensure that the funds are used to increase all employees' salaries up to the minimum level as determined by the State Personnel Board.

SECTION 4. It is the intention of the Legislature that the Department of Archives and History 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 2022. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2024 shall be submitted to the Joint Legislative Budget Committee in a format

73 and level of detail comparable to the format and level of detail
74 provided during the Fiscal Year 2023 budget request process.

75 **SECTION 5.** It is the intent of the Legislature that the
76 Mississippi Department of Archives and History shall charge the
77 maximum amount allowable for services rendered, consistent with
78 the cost of providing such services. The funds derived from these
79 charges shall be deposited into a special fund account in the
80 State Treasury to the credit of the Mississippi Department of
81 Archives and History.

82 **SECTION 6.** It is the intent of the Legislature that no part
83 of the funds herein appropriated shall be required to be used for
84 the payment of rent for the museum and public space in the State
85 Historical Museum, Old Capitol Restoration.

86 **SECTION 7.** Of the funds provided in Section 2, Two Million
87 Dollars (\$2,000,000.00) is provided to the Department of Archives
88 and History from the Mississippi Landmark Grant Fund as created in
89 House Bill No. 1082, Regular Session of 1999, to help support the
90 preservation of Mississippi Landmark Properties.

91 **SECTION 8.** Of the funds provided under the provisions of
92 this act, One Hundred Thousand Dollars (\$100,000.00) is provided
93 for the purpose of capital development and maintenance of Beauvoir
94 Shrine, the last home of Jefferson Davis, the only President of
95 the Confederate States of America, subject to approval by the
96 Department of Archives and History. The expenditure of funds
97 available in this section shall be subject to prior approval by
98 the Department of Archives and History.

99 **SECTION 9.** It is the intention of the Legislature that
100 whenever two (2) or more bids are received by this agency for the
101 purchase of commodities or equipment, and whenever all things
102 stated in such received bids are equal with respect to price,
103 quality and service, the Mississippi Industries for the Blind
104 shall be given preference. A similar preference shall be given to
105 the Mississippi Industries for the Blind whenever purchases are
106 made without competitive bids.

107 **SECTION 10.** In addition to all other sums herein
108 appropriated, the following sum, or so much thereof as may be
109 necessary, is appropriated out of any money in the State General
110 Fund not otherwise appropriated, to the Department of Archives and
111 History for the purpose of supporting the Statewide Oral History
112 Project for the fiscal year beginning July 1, 2022, and ending
113 June 30, 2023.....\$ 45,748.00.

114 **SECTION 11.** It is the intention of the Legislature that the
115 funds herein appropriated shall be expended in compliance with
116 Section 27-104-25, Mississippi Code of 1972, that no state agency
117 shall incur obligations or indebtedness in excess of their
118 appropriation and that the responsible officers, either personally
119 or upon their official bonds, shall be held responsible for
120 actions contrary to this provision.

121 **SECTION 12.** Of the funds provided in Section 2, Seven
122 Hundred Fifty Thousand Dollars (\$750,000.00) is provided from
123 Special Funds in the State Treasury to the credit of the State
124 Treasury fund created in Section 27-19-56.69(8), Mississippi Code

of 1972, for the purpose of paying the costs of repair and renovation of the New Capitol, the Old Capitol, the Governor's Mansion, and the War Memorial Building, in accordance with rules and regulations of the Department of Finance and Administration in a manner consistent with the escalation of funds.

SECTION 13. The following sum, or so much thereof as may be necessary, is reappropriated out of any money in the Capital Expense Fund not otherwise appropriated for the Department of Archives and History for the purpose of reauthorizing the expenditure of Capital Expense Funds, as authorized in HB 1386, 2021 Regular Session to provide for the de la Pointe-Krebs House for the fiscal year beginning July 1, 2022, and ending June 30, 2023.....\$ 220,820.00.

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

SECTION 14. The following sum, or so much thereof as may be necessary, is reappropriated out of any money in the General Fund not otherwise appropriated for the Department of Archives and History for the purpose of reauthorizing the expenditure of General Funds as authorized in HB 1386, 2021 Regular Session to provide for Beauvoir, for the fiscal year beginning July 1, 2022, and ending June 30, 2023.....\$ 100,000.00.

Notwithstanding the amount reappropriated under the provisions of this section, in no event shall the amount expended exceed the unexpended balance as of June 30, 2021.

SECTION 15. The Mississippi Department of Archives and History is authorized to accept and expend any grant, donation, or contribution from any individual, public, or private organization, or government entity for purposes of defraying the operational costs of the department. Such grants, donations or contributions shall be received and expended under the rules and regulations of the Department of Finance and Administration in a manner consistent with the escalation of federal funds not to exceed One Million Dollars (\$1,000,000.00).

SECTION 16. The following sum, or so much thereof as may be necessary, is reappropriated out of any money in the Capital Expense Fund not otherwise appropriated for the Department of Archives and History for the purpose of reauthorizing the expenditure of Capital Expense Funds, as authorized in HB 1386, 2021 Regular Session to provide for the purpose of funding Historic Site Preservation grants for the fiscal year beginning July 1, 2022, and ending June 30, 2023.....\$ 1,000,000.00.

SECTION 17. With the funds appropriated herein, the Department of Archives and History is authorized to make payment for expenses incurred during Fiscal Years 2019 through 2022 as follows:

Vendor	Fiscal Year	Amount
City of Jackson, Mississippi	2020/2021	\$ 1,748.72
City of Jackson, Mississippi	2020/2021/2022	\$ 1,851.20
City of Jackson, Mississippi	2019/2020/2021/2022	\$ 4,159.09

176 **SECTION 18.** The money herein appropriated shall be paid by
177 the State Treasurer out of any money in the State Treasury to the
178 credit of the proper fund or funds as set forth in this act, upon
179 warrants issued by the State Fiscal Officer; and the State Fiscal
180 Officer shall issue his warrants upon requisitions signed by the
181 proper person, officer or officers, in the manner provided by law.

182 **SECTION 19.** This act shall take effect and be in force from
183 and after July 1, 2022, and shall stand repealed June 29, 2022.

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

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE DEPARTMENT OF ARCHIVES AND HISTORY, FOR THE
3 FISCAL YEAR 2023.

SS15\HB1599A.1J

Eugene S. Clarke
Secretary of the Senate