

**Senate Amendments to House Bill No. 1601**

**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, 2022, and ending  
10 June 30, 2023.....\$           4,070,646.00.

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, 2022, and ending June 30, 2023.....  
18 .....\$           7,166,280.00.

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.....	80
23		Part Time.....	0
24	Time-Limited:	Full Time.....	9
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

48 approval to escalate any funds for salaries and/or positions  
49 without proof of availability of new or additional funds above the  
50 appropriated level.

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54 act and which are withdrawn and no longer available.

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

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

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

70 **SECTION 4.** It is the intention of the Legislature that the  
71 Mississippi Authority for Educational Television shall maintain  
72 complete accounting and personnel records related to the  
73 expenditure of all funds appropriated under this act and that such

74 records shall be in the same format and level of detail as  
75 maintained for Fiscal Year 2022. It is further the intention of  
76 the Legislature that the agency's budget request for Fiscal Year  
77 2024 shall be submitted to the Joint Legislative Budget Committee  
78 in a format and level of detail comparable to the format and level  
79 of detail provided during the Fiscal Year 2023 budget request  
80 process.

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

86         **SECTION 6.** No part of the funds appropriated herein shall be  
87 transferred to, expended by, or used, directly or indirectly, for  
88 the benefit of any public relations, publicity or publication  
89 activities of any other state agency, department or officer, nor  
90 shall any personnel paid or equipment purchased with funds  
91 appropriated hereby be transferred or assigned to any other state  
92 agency, department or officer for public relations, publicity or  
93 publication activities of such office.

94         **SECTION 7.** It is the intention of the Legislature that the  
95 Mississippi Authority for Educational Television shall have the  
96 authority to expend funds in the Capital Equipment Replacement  
97 Revolving Fund, in accordance with Section 37-63-17, Mississippi  
98 Code of 1972, for the purpose of purchasing technical equipment  
99 for operating the educational radio and television facilities.

100           **SECTION 8.** In compliance with the "Mississippi Performance  
 101 Budget and Strategic Planning Act of 1994," it is the intent of  
 102 the Legislature that the funds provided herein shall be utilized  
 103 in the most efficient and effective manner possible to achieve the  
 104 intended mission of this agency. Based on the funding authorized,  
 105 this agency shall make every effort to attain the targeted  
 106 performance measures provided below:

	FY2023
<u>Performance Measures</u>	<u>Target</u>
109 Content Operations	
110           Number of Locally Produced TV Programs	150
111           Number of Locally Produced Radio Programs	1,092
112           Number of Monthly Average Number of Web	
113                   Site Users	4,500
114           Number of New Programs Produced &	
115                   Broadcast Related to Fit to Eat	
116                   Programming	13
117           Percent Increase in Visitors Viewing the	
118                   Healthy Living Related Items on MPB	
119                   Site	31.00
120           Percent of Radio Broadcasts & TV Alerts	
121                   During Times of Emergency	100.00
122 Education Services	
123           Percent Increase in Users Using MPB	
124                   Education Online Resources for Pre-K	
125                   Children & Families	15.00

126	Number of Students Served by the Digital	
127	Education Network (DEN) Classroom	2,000
128	Number of School Districts Participating	
129	in the DEN Classroom	30
130	Number of Teachers Taking e-Learning Courses	1,200
131	Number of Teacher Continuing Education	
132	Units (CEUs) Provided by e-Learning	
133	Courses Offered	400
134	Percent Increase of Visitors to the MPB	
135	Education Website	20.00
136	Number of Rotary Clubs Sponsoring with MPB	20
137	Number of Early Childhood Educators	
138	Attending MPB Resource Workshops	
139	Involving PBS & MPB Programs/Content	250
140	Number of Childcare Centers Using PBS	
141	Content	30
142	Number of Parents Participating in	
143	Parents Are Teachers Too (PATT)	
144	Initiative	300
145	Technical Services	
146	Number of Transmitters On Air	8
147	On-Air Reliability (%)	99.95
148	Number of IT Help Desk Orders Filled	600
149	Administration	
150	Number of Community Engagements/Outreach	
151	Events Including Virtual Engagements	125

152 Number of State Agency Partners 40

153 New Grant Dollars Acquired 75,000.00

154 A reporting of the degree to which the performance targets  
155 set above have been or are being achieved shall be provided in the  
156 agency's budget request submitted to the Joint Legislative Budget  
157 Committee for Fiscal Year 2024.

158 **SECTION 9.** It is the intention of the Legislature that  
159 whenever two (2) or more bids are received by this agency for the  
160 purchase of commodities or equipment, and whenever all things  
161 stated in such received bids are equal with respect to price,  
162 quality and service, the Mississippi Industries for the Blind  
163 shall be given preference. A similar preference shall be given to  
164 the Mississippi Industries for the Blind whenever purchases are  
165 made without competitive bids.

166 **SECTION 10.** It is the intention of the Legislature that an  
167 amount equal to One Dollar and Fifty Cents (\$1.50) per square foot  
168 shall be paid to the Executive Office of the State Board of  
169 Institutions of Higher Learning to defray utility costs.

170 **SECTION 11.** It is the intention of the Legislature that the  
171 Authority for Educational Television may fund a program to focus  
172 on the manufacturing industry in Mississippi.

173 **SECTION 12.** Mississippi Authority for Educational Television  
174 is authorized to accept and expend any grant, donation, or  
175 contribution from any individual, public, or private organization,  
176 or government entity for purposes of defraying the operational  
177 costs of the department. Such grants, donations or contributions

178 shall be received and expended under the rules and regulations of  
179 the Department of Finance and Administration in a manner  
180 consistent with the escalation of federal funds not to exceed Two  
181 Million Dollars (\$2,000,000.00).

182         **SECTION 13.** The money herein appropriated shall be paid by  
183 the State Treasurer out of any money in the State Treasury to the  
184 credit of the proper fund or funds as set forth in this act, upon  
185 warrants issued by the State Fiscal Officer; and the State Fiscal  
186 Officer shall issue his warrants upon requisitions signed by the  
187 proper person, officer or officers, in the manner provided by law.

188         **SECTION 14.** This act shall take effect and be in force from  
189 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 MISSISSIPPI AUTHORITY FOR EDUCATIONAL  
3 TELEVISION FOR THE FISCAL YEAR 2023.

SS15\HB1601A.J

Eugene S. Clarke  
Secretary of the Senate