

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1602

BY: Committee

**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 support and maintenance
8 of the Mississippi Library Commission and for carrying out the
9 provisions of Section 39-3-107, Mississippi Code of 1972, for the
10 fiscal year beginning July 1, 2022, and ending June 30, 2023
11\$ 9,746,666.00.

12 **SECTION 2.** The following sum, or so much thereof as may be
13 necessary, is appropriated out of any money in the special fund in
14 the State Treasury to the credit of the Mississippi Library



15 Commission which is comprised of special source funds collected by
16 or otherwise available to the commission, for the purpose of
17 defraying the expenses of the commission for the fiscal year
18 beginning July 1, 2022, and ending June 30, 2023.....
19\$ 2,789,465.00.

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

22 AUTHORIZED POSITIONS:

23	Permanent:	Full Time.....	48
24		Part Time.....	0
25	Time-Limited:	Full Time.....	0
26		Part Time.....	0

27 With the funds herein appropriated, it shall be the agency's
28 responsibility to make certain that funds required for Personal
29 Services for Fiscal Year 2024 do not exceed Fiscal Year 2023 funds
30 appropriated for that purpose unless programs or positions are
31 added to the agency's Fiscal Year 2023 budget by the Mississippi
32 Legislature. The Legislature shall determine the agency's
33 personal services appropriation, which shall be published by the
34 State Personnel Board. Additionally, the State Personnel Board
35 shall determine and publish the projected annualized payroll costs
36 based on current employees. It shall be the responsibility of the
37 agency head to ensure that actual personnel expenditures for
38 Fiscal Year 2023 do not exceed the data provided by the
39 Legislative Budget Office. If the agency's Fiscal Year 2023



40 projected cost exceeds the annualized costs, no salary actions
41 shall be processed by the State Personnel Board with the exception
42 of new hires that are determined to be essential for the agency.

43 Any transfers or escalations shall be made in accordance with
44 the terms, conditions and procedures established by law or
45 allowable under the terms set forth within this act. The State
46 Personnel Board shall not escalate positions without written
47 approval from the Department of Finance and Administration. The
48 Department of Finance and Administration shall not provide written
49 approval to escalate any funds for salaries and/or positions
50 without proof of availability of new or additional funds above the
51 appropriated level.

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

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

60 Funds have been appropriated herein for the purpose of
61 funding Project SEC2 minimum salaries for all employees covered
62 under the Colonel Guy Groff/Neville Kenning Variable Compensation
63 Plan. It shall be the agency's responsibility to ensure that the



64 funds are used to increase all employees' salaries up to the
65 minimum level as determined by the State Personnel Board.

66 Funds to be distributed to eligible public library systems
67 under the Personnel Incentive Grants Program shall be paid
68 quarterly in advance on or before September 30, December 31, March
69 31 and June 30.

70 **SECTION 4.** It is the intention of the Legislature that the
71 Mississippi Library Commission shall maintain complete accounting
72 and personnel records related to the expenditure of all funds
73 appropriated under this act and that such records shall be in the
74 same format and level of detail as maintained for Fiscal Year
75 2022. It is further the intention of the Legislature that the
76 agency's budget request for Fiscal Year 2024 shall be submitted to
77 the Joint Legislative Budget Committee in a format and level of
78 detail comparable to the format and level of detail provided
79 during the Fiscal Year 2023 budget request process.

80 **SECTION 5.** Of the funds appropriated under the provisions of
81 Section 2, Four Hundred Ninety-three Thousand Eight Hundred
82 Forty-seven Dollars (\$493,847.00) shall be derived from the
83 Education Enhancement Fund deposited pursuant to Sections 27-65-75
84 and 27-67-31, Mississippi Code of 1972.

85 **SECTION 6.** In compliance with the "Mississippi Performance
86 Budget and Strategic Planning Act of 1994," it is the intent of
87 the Legislature that the funds provided herein shall be utilized
88 in the most efficient and effective manner possible to achieve the



89 intended mission of this agency. Based on the funding authorized,
 90 this agency shall make every effort to attain the targeted
 91 performance measures provided below:

	FY2023
<u>Performance Measures</u>	<u>Target</u>
92	
93 <u>Performance Measures</u>	<u>Target</u>
94 Administrative Services	
95 Number of Help Desk Tickets Resolved	1,350
96 Library Services	
97 Number of Continuing Education Workshops	
98 Held per Year	30
99 Percent Increase of Citizens Informed by	
100 Acquiring Needed Information Through	
101 Mississippi Libraries	1.00
102 Number of Library Visits by Commission Staff	175
103 Number of Patrons Utilizing Braille,	
104 Audio, Etc	4,000
105 Number of Children Participating in	
106 Statewide Summer Library Prg	120,000
107 Number of Items Borrowed & Loaned on the	
108 Interlibrary Loan System	13,000
109 Number of Items Available for Use	
110 Statewide on the Interlibrary Loan	
111 System	5,000,000
112 Number of Searches on MAGNOLIA	40,000,000
113 Number of Items Available for Use at MLC	



114 (Primary Resource Library) 100,000

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

119 **SECTION 7.** It is the intention of the Legislature that no
120 less than One Million Dollars (\$1,000,000.00) shall be expended
121 for the Magnolia Database.

122 **SECTION 8.** Of the funds appropriated herein, Four Million
123 Seventy-eight Thousand Thirty-one Dollars (\$4,078,031.00) is
124 provided for the cost of health insurance for all full-time
125 library staff members in each public library in Mississippi.

126 **SECTION 9.** It is the intention of the Legislature that
127 whenever two (2) or more bids are received by this agency for the
128 purchase of commodities or equipment, and whenever all things
129 stated in such received bids are equal with respect to price,
130 quality and service, the Mississippi Industries for the Blind
131 shall be given preference. A similar preference shall be given to
132 the Mississippi Industries for the Blind whenever purchases are
133 made without competitive bids.

134 **SECTION 10.** It is the intention of the Legislature that the
135 funds herein appropriated shall be expended in compliance with
136 Section 27-104-25, Mississippi Code of 1972, that no state agency
137 shall incur obligations or indebtedness in excess of their
138 appropriation and that the responsible officers, either personally



139 or upon their official bonds, shall be held responsible for
140 actions contrary to this provision.

141 **SECTION 11.** The money herein appropriated shall be paid by
142 the State Treasurer out of any money in the State Treasury to the
143 credit of the proper fund or funds as set forth in this act, upon
144 warrants issued by the State Fiscal Officer; and the State Fiscal
145 Officer shall issue his warrants upon requisitions signed by the
146 proper person, officer or officers, in the manner provided by law.

147 **SECTION 12.** This act shall take effect and be in force from
148 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 SUPPORT AND
2 MAINTENANCE OF THE MISSISSIPPI LIBRARY COMMISSION FOR THE FISCAL
3 YEAR 2023.

