

House Amendments to Senate Bill No. 3046

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, 2023, and ending June 30, 2024.....
9\$ 21,424,025.00.

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, 2023, and ending
16 June 30, 2024.....\$ 81,178,858.00.

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

19 AUTHORIZED HEADCOUNT:
20 Permanent: 168

21 Time-Limited: 44

22 With the funds herein appropriated, it shall be the agency's
23 responsibility to make certain that funds required for Personal
24 Services for Fiscal Year 2025 do not exceed Fiscal Year 2024 funds
25 appropriated for that purpose unless programs or positions are
26 added to the agency's Fiscal Year 2024 budget by the Mississippi
27 Legislature. The Legislature shall determine the agency's
28 personal services appropriation, which shall be published by the
29 State Personnel Board. Additionally, the State Personnel Board
30 shall determine and publish the projected annualized payroll costs
31 based on current employees. It shall be the responsibility of the
32 agency head to ensure that actual personnel expenditures for
33 Fiscal Year 2024 do not exceed the data provided by the
34 Legislative Budget Office. If the agency's Fiscal Year 2024
35 projected cost exceeds the annualized costs, no salary actions
36 shall be processed by the State Personnel Board with the exception
37 of new hires that are determined to be essential for the agency.

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

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50 act and which are withdrawn and no longer available.

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

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

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

	FY2024
<u>Performance Measures</u>	<u>Target</u>
Global Business	
Number of National Recruitment Contacts	1,000
Number of International Investment Contracts	1,800

73	Number of International Trade Contacts	1,000
74	Number of Qualified National Prospects	225
75	Return on Investment	10.00
76	Number of New Businesses - Global Contacts	15
77	Number of New Jobs from Global Contacts	3,000
78	Minority & Small Business Dev	
79	Number of Minority & Small Business Contacts	8,000
80	Number of Minority Business	
81	Certification Applications Processed	170
82	Technical Assistance to Disadvantaged	
83	Contacts	2,300
84	State Contracting with Minority Business	55,000,000.00
85	Financial Resources	
86	Number of Requests for Financing or	
87	Incentives	225
88	Existing Industry & Business	
89	Number of Interactions with Interested	
90	Businesses	3,000
91	Number of Qualified Contacts	750
92	Number of Expansions	30
93	Number of Jobs Created from Expansions	3,000
94	Energy	
95	Number of Energy Efficiency & Renewable	
96	Energy Direct Contacts	10,000
97	Community Services	
98	Awarded Grants and Loans for Community	

99	and Economic Development	50,000,000.00
100	Number of Grants and Loans Awarded	100
101	Support Services	
102	Administration as a Percent of Total Budget	9.50
103	Tourism	
104	Number of Tourist Inquiries Generated	35,000
105	Number of Visitors per Year	26,000,000
106	Travel Revenue (\$ in Billions)	6.80
107	Welcome Centers	
108	Number of Tourists Registered	2,693,460

109 A reporting of the degree to which the performance targets
110 set above have been or are being achieved shall be provided in the
111 agency's budget request submitted to the Joint Legislative Budget
112 Committee for Fiscal Year 2025.

113 **SECTION 5.** Of the funds appropriated in Section 2 of this
114 act, the amount of Eight Hundred Thousand Dollars (\$800,000.00)
115 shall be provided from the Mississippi Department of
116 Transportation to defray the expenses of the Mississippi
117 Development Authority in operating the state welcome centers.

118 **SECTION 6.** It is the intention of the Legislature that the
119 Mississippi Development Authority shall maintain complete
120 accounting and personnel records related to the expenditure of all
121 funds appropriated under this act and that such records shall be
122 in the same format and level of detail as maintained for Fiscal
123 Year 2023. It is further the intention of the Legislature that
124 the agency's budget request for Fiscal Year 2025 shall be

125 submitted to the Joint Legislative Budget Committee in a format
126 and level of detail comparable to the format and level of detail
127 provided during the Fiscal Year 2024 budget request process.

128 **SECTION 7.** Of the funds appropriated in Sections 1 and 2 of
129 this act, the amount of Four Million Eight Hundred Seventy-six
130 Thousand Two Hundred Ninety-eight Dollars (\$4,876,298.00), or so
131 much thereof as may be necessary, is provided for the purpose of
132 supporting Mississippi Tourism Advertising and Promotion for
133 Fiscal Year 2024, and shall not be expended for any type of
134 cultural exchange program. Of the funds appropriated herein and
135 allocated within this section, Two Hundred Ninety-nine Thousand
136 Dollars (\$299,000.00) is provided for Tourism Grant Development
137 Awards.

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

149 **SECTION 9.** It is the intention of the Legislature that
150 whenever two (2) or more bids are received by this agency for the

151 purchase of commodities or equipment, and whenever all things
152 stated in such received bids are equal with respect to price,
153 quality and service, the Mississippi Industries for the Blind
154 shall be given preference. A similar preference shall be given to
155 the Mississippi Industries for the Blind whenever purchases are
156 made without competitive bids.

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

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

163 **SECTION 12.** It is the intention of the Legislature that the
164 Mississippi Development Authority is hereby authorized to
165 escalate, budget, and expend funds from any source not to exceed
166 Ten Million Dollars (\$10,000,000.00) in accordance with rules and
167 regulations of the Department of Finance and Administration in a
168 manner consistent with the escalation of federal funds.

169 **SECTION 13.** It is the intention of the Legislature that the
170 Mississippi Development Authority shall submit a notification of
171 any General Fund Transfers out of the major category Subsidies
172 into any other major categories to the Legislative Budget Office.

173 **SECTION 14.** Of the funds appropriated in Section 1 of this
174 act, Twenty Thousand Twenty-five Dollars (\$20,025.00) shall be
175 provided for the support of the Mississippi River Parkway
176 Commission.

177 **SECTION 15.** Of the funds appropriated in Section 1 of this
178 act, One Million Dollars (\$1,000,000.00) shall be transferred to
179 Innovate Mississippi.

180 **SECTION 16.** Of the funds appropriated in Section 1 of this
181 act, One Hundred Fifty-six Thousand Dollars (\$156,000.00) is
182 provided for the Energy High School Academy, established in
183 Section 37-69-7, Mississippi Code of 1972.

184 **SECTION 17.** Of the funds appropriated in Section 1 of this
185 act, it is the intention of the Legislature that Fifty Thousand
186 Dollars (\$50,000.00) shall be allocated to the Mississippi Book
187 Festival.

188 **SECTION 18.** Of the funds appropriated herein, Five Hundred
189 Thousand Dollars (\$500,000.00) shall be provided to the
190 Mississippi Main Street Association for statewide support and
191 operations.

192 **SECTION 19.** It is the intention of the Legislature that the
193 Mississippi Development Authority shall provide quarterly reports
194 on the status of Gulf Coast Restoration Fund projects to the
195 Legislative Budget Office and the Department of Finance and
196 Administration. It is further the intention of the Legislature
197 that the Mississippi Development Authority shall provide the Joint
198 Legislative Budget Committee a detailed report and other such
199 related information on each project's expenditures with the
200 subsequent fiscal year's budget submission.

201 **SECTION 20.** The following sum, or so much thereof as may be
202 necessary, is reappropriated out of any money in the Gulf Coast

203 Restoration Fund not otherwise appropriated to the Mississippi
204 Development Authority for the purpose of reauthorizing the
205 expenditure of Gulf Coast Restoration Fund, as provided in Senate
206 Bill No. 3048, 2022 Regular Session, for the fiscal year beginning
207 July 1, 2023, and ending June 30, 2024.....\$ 798,475.00.

208 These funds are provided for administrative expenses at the
209 Mississippi Development Authority as outlined in Section 57-119-7,
210 Mississippi Code of 1972.

211 Notwithstanding the amount reappropriated under this section,
212 the amount that may be expended under the authority of this
213 section shall not exceed the unexpended balance of the funds
214 remaining as of June 30, 2023 from the amount authorized for the
215 previous fiscal year. In addition, this reappropriation shall not
216 change the purpose for which the funds were originally authorized.

217 **SECTION 21.** The following sum, or so much thereof as may be
218 necessary, is reappropriated out of any money in the Capital
219 Expense Fund not otherwise appropriated, for the Mississippi
220 Development Authority for the purpose of reauthorizing the
221 expenditure of Capital Expense Funds for the Air Service
222 Development Act, as authorized in Senate Bill No. 3048, 2022
223 Regular Session, for the fiscal year beginning July 1, 2023, and
224 ending June 30, 2024.....\$ 246,431.00.

225 Notwithstanding the amount reappropriated under this section,
226 the amount that may be expended under the authority of this
227 section shall not exceed the unexpended balance of the funds
228 remaining as of June 30, 2023 from the amount authorized for the

229 previous fiscal year. In addition, this reappropriation shall not
230 change the purpose for which the funds were originally authorized.

231 **SECTION 22.** It is the intention of the Legislature that the
232 Mississippi Development Authority may provide operational support
233 to any park operated by the United States National Park Service in
234 Mississippi during the event of a government shutdown that
235 materially affects the operations of such park.

236 **SECTION 23.** The money herein appropriated shall be paid by
237 the State Treasurer out of any money in the State Treasury to the
238 credit of the proper fund or funds as set forth in this act, upon
239 warrants issued by the State Fiscal Officer; and the State Fiscal
240 Officer shall issue his warrants upon requisitions signed by the
241 proper person, officer or officers, in the manner provided by law.

242 **SECTION 24.** This act shall take effect and be in force from
243 and after July 1, 2023, and shall stand repealed from and after
244 June 29, 2023.

**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 MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2024.

HR13\SB3046A.J

Andrew Ketchings
Clerk of the House of Representatives