

House Amendments to Senate Bill No. 3038

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:

5 **SECTION 1.** The following sum, or so much thereof as may be
6 necessary, is hereby appropriated out of any money in the State
7 General Fund not otherwise appropriated, for the purpose of
8 defraying the expenses of the Mississippi Board of Animal Health
9 for the fiscal year beginning July 1, 2024, and ending
10 June 30, 2025.....\$ 1,646,814.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby authorized for expenditure out of any special
13 source funds which are collected by or otherwise become available
14 for the purpose of defraying the expenses of the Mississippi Board
15 of Animal Health, for the fiscal year beginning July 1, 2024, and
16 ending June 30, 2025.....\$ 1,236,452.00.

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

19 AUTHORIZED HEADCOUNT:
20 Permanent: 23
21 Time-Limited: 5

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 2026 do not exceed Fiscal Year 2025 funds
25 appropriated for that purpose unless programs or positions are
26 added to the agency's Fiscal Year 2025 budget by the Mississippi
27 Legislature. The Legislature shall determine the agency's personal
28 services appropriation, which the State Personnel Board shall
29 publish. In accordance with applicable laws, if an agency
30 determines that its personal services amount is insufficient, the
31 agency must contact the State Personnel Board. Any adjustment to
32 the personal services amount must be approved by the State
33 Personnel Director and the State Fiscal Officer after consultation
34 with the Legislative Budget Office. Any adjustment shall be
35 reported to the Legislative Budget Office and the House and Senate
36 Appropriations Chairmen. The agency's personal services
37 appropriation may consist of restricted funds for approved
38 vacancies for Fiscal Year 2025 that may not be utilized for active
39 Fiscal Year 2024 headcount. It shall be the agency's
40 responsibility to ensure that the funds provided for vacancies are
41 used to increase headcount and not for promotions, title changes,
42 in-range salary adjustments, or any other mechanism for increasing
43 salaries for current employees. If the State Personnel Board
44 determines that an agency has used provided vacancy funds for any
45 of the mechanisms previously listed, the State Personnel Board
46 shall not process any additional salary actions for the agency in
47 the current fiscal year, except for new hires determined by the

48 State Personnel Board to be essential for the agency. It is the
49 Legislature's intention that no employee salary falls below the
50 minimum salary established by the Mississippi State Personnel
51 Board.

52 Additionally, the State Personnel Board shall determine and
53 publish the projected annualized payroll costs based on current
54 employees. It shall be the responsibility of the agency head to
55 ensure that actual personnel expenditures for Fiscal Year 2025 do
56 not exceed the data provided by the Legislative Budget Office. If
57 the agency's projected cost for Fiscal Year 2025 exceeds the
58 annualized costs, no salary actions shall be processed by the
59 State Personnel Board except for new hires determined to be
60 essential for the agency.

61 Any transfers or escalations shall be made in accordance with
62 the terms, conditions, and procedures established by law or
63 allowable under the terms set forth within this act. The State
64 Personnel Board shall not escalate positions without written
65 approval from the Department of Finance and Administration. The
66 Department of Finance and Administration shall not provide written
67 approval to escalate any funds for salaries and/or positions
68 without proof of availability of new or additional funds above the
69 appropriated level.

70 No general funds authorized to be expended herein shall be
71 used to replace federal funds and/or other special funds used for
72 salaries authorized under the provisions of this act and which are
73 withdrawn and no longer available.

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

78 **SECTION 4.** It is the intention of the Legislature that the
79 Mississippi Board of Animal Health shall maintain complete
80 accounting and personnel records related to the expenditure of all
81 funds appropriated under this act and that such records shall be
82 in the same format and level of detail as maintained for Fiscal
83 Year 2024. It is further the intention of the Legislature that
84 the agency's budget request for Fiscal Year 2026 shall be
85 submitted to the Joint Legislative Budget Committee in a format
86 and level of detail comparable to the format and level of detail
87 provided during the Fiscal Year 2025 budget request process.

88 **SECTION 5.** It is the intention of the Legislature that
89 whenever two (2) or more bids are received by this agency for the
90 purchase of commodities or equipment, and whenever all things
91 stated in such received bids are equal with respect to price,
92 quality and service, the Mississippi Industries for the Blind
93 shall be given preference. A similar preference shall be given to
94 the Mississippi Industries for the Blind whenever purchases are
95 made without competitive bids.

96 **SECTION 6.** The Mississippi Board of Animal Health is
97 authorized to accept and expend any grant, donation, or
98 contribution from any individual, public or private organization,
99 or government entity for purposes of defraying the operational

100 costs of the department. Such grants, donations, contributions,
101 and any carryover funds shall be received and expended under the
102 rules and regulations of the Department of Finance and
103 Administration in a manner consistent with the escalation of
104 federal funds not to exceed Five Hundred Thousand Dollars
105 (\$500,000.00).

106 **SECTION 7.** It is the intention of the Legislature that the
107 funds herein appropriated shall be expended in compliance with
108 Section 27-104-25, Mississippi Code of 1972, that no state agency
109 shall incur obligations or indebtedness in excess of their
110 appropriation and that the responsible officers, either personally
111 or upon their official bonds, shall be held responsible for
112 actions contrary to this provision.

113 **SECTION 8.** Of the funds in Section 2 of this act, Two
114 Hundred Fifty Thousand Dollars (\$250,000.00) is provided from the
115 Animal Health Disaster Response Fund. These funds are provided
116 for expenses incurred by the Board of Animal Health in responding
117 to animal disease outbreaks as outlined in Section 69-15-21,
118 Mississippi Code of 1972.

119 **SECTION 9.** The money herein appropriated shall be paid by
120 the State Treasurer out of any money in the State Treasury to the
121 credit of the proper fund or funds as set forth in this act, upon
122 warrants issued by the State Fiscal Officer; and the State Fiscal
123 Officer shall issue his warrants upon requisitions signed by the
124 proper person, officer or officers in the manner provided by law.

125 **SECTION 10.** This act shall take effect and be in force from
126 and after July 1, 2024, and shall stand repealed from and after
127 June 29, 2024.

HR13\SB3038A.J

Andrew Ketchings
Clerk of the House of Representatives