

**Senate Amendments to House Bill No. 1776**

**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, 2024, and ending June 30, 2025.....  
10 .....\$       11,663,588.00.

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, 2024, and ending June 30, 2025.....  
18 .....\$       12,938,358.00.

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

21           **AUTHORIZED HEADCOUNT:**

22 Permanent: 151

23 Time-Limited: 6

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

48 shall not process any additional salary actions for the agency in  
49 the current fiscal year, except for new hires determined by the  
50 State Personnel Board to be essential for the agency. It is the  
51 Legislature's intention that no employee salary falls below the  
52 minimum salary established by the Mississippi State Personnel  
53 Board.

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

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

72         No general funds authorized to be expended herein shall be  
73 used to replace federal funds and/or other special funds used for

74 salaries authorized under the provisions of this act and which are  
75 withdrawn and no longer available.

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

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

90 **SECTION 5.** It is the intent of the Legislature that the  
91 Mississippi Department of Archives and History shall charge the  
92 maximum amount allowable for services rendered, consistent with  
93 the cost of providing such services. The funds derived from these  
94 charges shall be deposited into a special fund account in the  
95 State Treasury to the credit of the Mississippi Department of  
96 Archives and History.

97 **SECTION 6.** It is the intent of the Legislature that no part  
98 of the funds herein appropriated shall be required to be used for

99 the payment of rent for the museum and public space in the State  
100 Historical Museum, Old Capitol Restoration.

101 **SECTION 7.** Of the funds provided in Section 2, Two Million  
102 Dollars (\$2,000,000.00) is provided to the Department of Archives  
103 and History from the Mississippi Landmark Grant Fund in accordance  
104 with Section 39-5-23, Mississippi Code of 1972, to help support  
105 the preservation of Mississippi Landmark Properties.

106 **SECTION 8.** It is the intention of the Legislature that  
107 whenever two (2) or more bids are received by this agency for the  
108 purchase of commodities or equipment, and whenever all things  
109 stated in such received bids are equal with respect to price,  
110 quality and service, the Mississippi Industries for the Blind  
111 shall be given preference. A similar preference shall be given to  
112 the Mississippi Industries for the Blind whenever purchases are  
113 made without competitive bids.

114 **SECTION 9.** In addition to all other sums herein  
115 appropriated, the following sum, or so much thereof as may be  
116 necessary, is appropriated out of any money in the State General  
117 Fund not otherwise appropriated, to the Department of Archives and  
118 History for the purpose of supporting the Statewide Oral History  
119 Project for the fiscal year beginning July 1, 2024, and ending  
120 June 30, 2025.....\$ 45,748.00.

121 **SECTION 10.** It is the intention of the Legislature that the  
122 funds herein appropriated shall be expended in compliance with  
123 Section 27-104-25, Mississippi Code of 1972, that no state agency  
124 shall incur obligations or indebtedness in excess of their

125 appropriation and that the responsible officers, either personally  
126 or upon their official bonds, shall be held responsible for  
127 actions contrary to this provision.

128       **SECTION 11.** Of the funds provided in Section 2, Seven  
129 Hundred Fifty Thousand Dollars (\$750,000.00) is provided from  
130 Special Funds in the State Treasury to the credit of the State  
131 Treasury fund created in Section 27-19-56.69(8), Mississippi Code  
132 of 1972, for the purpose of paying the costs of repair and  
133 renovation of the New Capitol, the Old Capitol, the Governor's  
134 Mansion, and the War Memorial Building, in accordance with rules  
135 and regulations of the Department of Finance and Administration in  
136 a manner consistent with the escalation of funds.

137       **SECTION 12.** The following sum, or so much thereof as may be  
138 necessary, is reappropriated out of any money in the General Fund  
139 not otherwise appropriated for the Department of Archives and  
140 History for the purpose of reauthorizing the expenditure of  
141 General Funds as authorized in HB 1612, 2023 Regular Session to  
142 provide for Beauvoir, for the fiscal year beginning July 1, 2024,  
143 and ending June 30, 2025.....\$       100,000.00.

144       Notwithstanding the amount reappropriated under this section,  
145 the amount that may be expended under the authority of this  
146 section, shall not exceed the unexpended balance of the funds  
147 remaining as of June 30, 2024, from the amount authorized for the  
148 previous fiscal year. In addition, this reappropriation shall not  
149 change the purpose for which the funds were originally authorized.

150           **SECTION 13.** The following sum, or so much thereof as may be  
151 necessary, is reappropriated out of any money in the Capital  
152 Expense Fund not otherwise appropriated for the Department of  
153 Archives and History for the purpose of reauthorizing the  
154 expenditure of Capital Expense Funds, as authorized in HB 1612,  
155 2023 Regular Session to defray expenses of the Department of  
156 Archives and History for the fiscal year beginning July 1, 2023,  
157 and ending June 30, 2024.....\$ 12,186,271.00.

158           This appropriation is made for the purpose of reauthorizing  
159 the expenditure of funds as allocated herein:

- 160           (a) De la Pointe-Krebs House.....\$ 86,271.00.  
161           (b) Repair, renovation, and construction  
162 projects undertaken by the Department of  
163 Archives and History.....\$ 9,600,000.00.  
164           (c) Vicksburg Military Park Interpretive  
165 Center.....\$ 1,000,000.00.  
166           (d) Eudora Welty Library Project.....\$ 1,500,000.00.

167           Notwithstanding the amount reappropriated under this section,  
168 the amount that may be expended under the authority of this  
169 section, shall not exceed the unexpended balance of the funds  
170 remaining as of June 30, 2024, from the amount authorized for the  
171 previous fiscal year. In addition, this reappropriation shall not  
172 change the purpose for which the funds were originally authorized.

173           **SECTION 14.** Of the funds provided in Section 2, the following  
174 sum, or so much thereof as may be necessary, is appropriated out  
175 of any money in the State Treasury to the credit of the

176 Mississippi Historic Site Preservation Fund, for the purpose of  
177 making grants to nonprofit organizations in accordance with  
178 Section 39-5-22, Mississippi Code of 1972, for the fiscal year  
179 beginning July 1, 2024, and ending June 30, 2025.....  
180 .....\$ 2,000,000.00.

181 **SECTION 15.** Of the funds provided in Section 2, the  
182 following sum, or so much thereof as may be necessary, is  
183 appropriated out of any money in the State Treasury to the credit  
184 of the Mississippi Community Heritage Preservation Grant Fund, for  
185 the purpose of grant assistance to Historic County Courthouses,  
186 School Buildings and Other Historic Buildings as in Section  
187 39-5-145, Mississippi Code of 1972, for the fiscal year beginning  
188 July 1, 2024, and ending June 30, 2025.....\$ 5,000,000.00.

189 **SECTION 16.** The Mississippi Department of Archives and  
190 History is authorized to accept and expend any grant, donation, or  
191 contribution from any individual, public, or private organization,  
192 or government entity for purposes of defraying the operational  
193 costs of the department. Such grants, donations or contributions  
194 shall be received and expended under the rules and regulations of  
195 the Department of Finance and Administration in a manner  
196 consistent with the escalation of federal funds not to exceed One  
197 Million Dollars (\$1,000,000.00).

198 **SECTION 17.** The money herein appropriated shall be paid by  
199 the State Treasurer out of any money in the State Treasury to the  
200 credit of the proper fund or funds as set forth in this act, upon  
201 warrants issued by the State Fiscal Officer; and the State Fiscal



202 Officer shall issue his warrants upon requisitions signed by the  
203 proper person, officer or officers, in the manner provided by law.

204         **SECTION 18.** This act shall take effect and be in force from  
205 and after July 1, 2024, and shall stand repealed June 29, 2024.

**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 2025.

SS15\HB1776A.1J

Amanda White  
Secretary of the Senate