

Senate Amendments to House Bill No. 1825

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 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, 2024, and ending June 30, 2025
11\$ 10,992,225.00.

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, 2024, and ending June 30, 2025.....
19\$ 4,805,256.00.

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

22 AUTHORIZED HEADCOUNT:

23 Permanent: 46

24 Time-Limited: 1

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

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

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

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

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

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

81 **SECTION 4.** Funds to be distributed to eligible public
82 library systems under the Personnel Incentive Grants Program shall
83 be paid quarterly in advance on or before September 30, December
84 31, March 31 and June 30.

85 **SECTION 5.** It is the intention of the Legislature that the
86 Mississippi Library Commission shall maintain complete accounting
87 and personnel records related to the expenditure of all funds
88 appropriated under this act and that such records shall be in the
89 same format and level of detail as maintained for Fiscal Year
90 2024. It is further the intention of the Legislature that the
91 agency's budget request for Fiscal Year 2026 shall be submitted to
92 the Joint Legislative Budget Committee in a format and level of
93 detail comparable to the format and level of detail provided
94 during the Fiscal Year 2025 budget request process.

95 **SECTION 6.** Of the funds appropriated under the provisions of
96 Section 2, Four Hundred Ninety-three Thousand Eight Hundred
97 Forty-seven Dollars (\$493,847.00) shall be derived from the

98 Education Enhancement Fund deposited pursuant to Sections 27-65-75
99 and 27-67-31, Mississippi Code of 1972.

100 **SECTION 7.** 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:

	FY2025
<u>Performance Measures</u>	<u>Target</u>
Administrative Services	
Number of Help Desk Tickets Resolved	1,150
Library Services	
Number of Continuing Education Workshops Held per Year	30
Percent Increase of Citizens Informed by Acquiring Needed Information Through Mississippi Libraries	1.00
Number of Library Visits by Commission Staff	175
Number of Patrons Utilizing Braille, Audio, Etc	4,000
Number of Children Participating in Statewide Summer Library Prg	120,000
Number of Items Borrowed and Loaned on the Interlibrary Loan System	10,000

124	Number of Items Available for Use	
125	Statewide on the Interlibrary Loan	
126	System	5,000,000
127	Number of Searches on MAGNOLIA	35,000,000
128	Number of Items Available for Use at MLC	
129	(PPrimary Resource Library)	100,000

130 A reporting of the degree to which the performance targets
131 set above have been or are being achieved shall be provided in the
132 agency's budget request submitted to the Joint Legislative Budget
133 Committee for Fiscal Year 2026.

134 **SECTION 8.** It is the intention of the Legislature that no
135 less than One Million Three Hundred Fifty Thousand Dollars
136 (\$1,350,000.00) shall be expended for the Magnolia Database.

137 **SECTION 9.** Of the funds appropriated in Section 2, Three
138 Hundred Fifty Thousand Dollars (\$350,000.00) or so much thereof as
139 may be necessary, is derived from the Education Enhancement Fund
140 pursuant to Sections 27-65-75 and 27-67-31, Mississippi Code of
141 1972, for MAGNOLIA.

142 **SECTION 10.** Of the funds appropriated herein, Four Million
143 Five Hundred Eighty-four Thousand Three Hundred Eighty-nine
144 Dollars (\$4,584,389.00) is provided for the cost of health
145 insurance for all full-time library staff members in each public
146 library in Mississippi.

147 **SECTION 11.** It is the intention of the Legislature that
148 whenever two (2) or more bids are received by this agency for the
149 purchase of commodities or equipment, and whenever all things

150 stated in such received bids are equal with respect to price,
151 quality and service, the Mississippi Industries for the Blind
152 shall be given preference. A similar preference shall be given to
153 the Mississippi Industries for the Blind whenever purchases are
154 made without competitive bids.

155 **SECTION 12.** It is the intention of the Legislature that the
156 funds herein appropriated shall be expended in compliance with
157 Section 27-104-25, Mississippi Code of 1972, that no state agency
158 shall incur obligations or indebtedness in excess of their
159 appropriation and that the responsible officers, either personally
160 or upon their official bonds, shall be held responsible for
161 actions contrary to this provision.

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

168 **SECTION 14.** This act shall take effect and be in force from
169 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 SUPPORT AND
2 MAINTENANCE OF THE MISSISSIPPI LIBRARY COMMISSION FOR THE FISCAL
3 YEAR 2026.

SS15\HB1825A.J

Amanda White
Secretary of the Senate