

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 3026

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

5 **SECTION 1.** The following sum of money, or so much thereof as
6 may be necessary, is hereby appropriated out of any money in the
7 State Treasury to the credit of the Mississippi State Board of
8 Public Contractors, for the purpose of defraying the expenses of
9 said board, for the fiscal year beginning July 1, 2025, and ending
10 June 30, 2026.....\$ 4,318,811.00.

11 **SECTION 2.** Of the funds appropriated under the provisions of
12 this act, the following positions are authorized:

13 AUTHORIZED HEADCOUNTS:

14 Permanent: 18



Time-Limited: 0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required for Personal Services for Fiscal Year 2027 do not exceed Fiscal Year 2026 funds appropriated for that purpose unless programs or positions are added to the agency's Fiscal Year 2026 budget by the Mississippi Legislature. The Legislature shall determine the agency's personal services appropriation, which the State Personnel Board shall publish. The agency's personal services appropriation may consist of restricted funds for approved vacancies for Fiscal Year 2026 that may be utilized to fill vacant Fiscal Year 2025 headcount. It shall be the agency's responsibility to ensure that the funds provided for vacancies are used to increase headcount and not for promotions, title changes, in-range salary adjustments or any other mechanism for increasing salaries for current employees. It is the Legislature's intention that no employee salary falls below the minimum salary established by the Mississippi State Personnel Board.

Additionally, the State Personnel Board shall determine and publish the projected annualized payroll costs based on current employees. It shall be the responsibility of the agency head to ensure that actual personnel expenditures for Fiscal Year 2026 do not exceed the data provided by the Legislative Budget Office. If the agency's Fiscal Year 2026 projected cost exceeds the annualized costs, no salary actions shall be processed by the



40 State Personnel Board except for new hires determined to be
41 essential for the agency.

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

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

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

59 **SECTION 3.** It is the intention of the Legislature that the
60 Mississippi Board of Public Contractors shall maintain complete
61 accounting and personnel records related to the expenditure of all
62 funds appropriated under this act and that such records shall be
63 in the same format and level of detail as maintained for Fiscal
64 Year 2025. It is further the intention of the Legislature that



the agency's budget request for Fiscal Year 2027 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2026 budget request process.

SECTION 4. Of the funds appropriated in this act, it is the intention of the Legislature that the State Board of Contractors may expend funds not to exceed Two Million Three Hundred Thousand Dollars (\$2,300,000.00) for the purpose of defraying the cost of (1) enforcement as set forth in Section 31-3-21, Mississippi Code of 1972, (2) enlisting of any private collection firm(s) to locate and collect any uncollected fines, and (3) administrative costs associated with collections. Any funds spent for this purpose shall be subject to a performance audit if requested by the Appropriations Chairmen in either the House or Senate.

SECTION 5. The Mississippi Board of Public Contractors is authorized to escalate the appropriate funds not to exceed Sixty-two Thousand Dollars (\$62,000.00) for the purpose of defraying the expenditures of increased lease agreements and licensing costs. Such escalation shall be made under the rules and regulations of the Department of Finance and Administration in a manner consistent with the escalation of federal funds.

SECTION 6. It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price,



90 quality and service, the Mississippi Industries for the Blind
91 shall be given preference. A similar preference shall be given to
92 the Mississippi Industries for the Blind whenever purchases are
93 made without competitive bids.

94 **SECTION 7.** It is the intention of the Legislature that the
95 funds herein appropriated shall be expended in compliance with
96 Section 27-104-25, Mississippi Code of 1972, that no state agency
97 shall incur obligations or indebtedness in excess of their
98 appropriation and that the responsible officers, either personally
99 or upon their official bonds, shall be held responsible for
100 actions contrary to this provision.

101 **SECTION 8.** The money herein appropriated shall be paid by
102 the State Treasurer out of any money in the State Treasury to the
103 credit of the proper fund or funds as set forth in this act, upon
104 warrants issued by the State Fiscal Officer; and the State Fiscal
105 Officer shall issue his warrants upon requisitions signed by the
106 proper person, officer or officers in the manner provided by law.

107 **SECTION 9.** This act shall take effect and be in force from
108 and after July 1, 2025.

