

Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO

Senate Bill No. 3038

BY: Committee

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

SECTION 1. The following sum, or so much thereof as may be
necessary, is hereby appropriated out of any money in the State
General Fund not otherwise appropriated, for the support and
maintenance of the State Personnel Board for the fiscal year
beginning July 1, 2025, and ending June 30, 2026.....
.....\$ 5,350,112.00.

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

AUTHORIZED HEADCOUNT:

Permanent: 46



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



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

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

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53 withdrawn and no longer available.

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

58 **SECTION 3.** None of the funds appropriated under the
59 provisions of Section 1 of this act may be expended until the
60 State Personnel Board, based on data provided by the Legislative
61 Budget Office, determines and publishes the projected annual cost
62 to fully fund all appropriated positions for all agencies with
63 compliance language in their appropriation bills.



64 **SECTION 4.** It is the intention of the Legislature that the
65 State Personnel Board shall maintain complete accounting and
66 personnel records related to the expenditure of all funds
67 appropriated under this act and that such records shall be in the
68 same format and level of detail as maintained for Fiscal Year
69 2025. It is further the intention of the Legislature that the
70 agency's budget request for Fiscal Year 2027 shall be submitted to
71 the Joint Legislative Budget Committee in a format and level of
72 detail comparable to the format and level of detail provided
73 during the Fiscal Year 2026 budget request process.

74 **SECTION 5.** It is the intention of the Legislature that
75 whenever two (2) or more bids are received by this agency for the
76 purchase of commodities or equipment, and whenever all things
77 stated in such received bids are equal with respect to price,
78 quality and service, the Mississippi Industries for the Blind
79 shall be given preference. A similar preference shall be given to
80 the Mississippi Industries for the Blind whenever purchases are
81 made without competitive bids.

82 **SECTION 6.** It is the intention of the Legislature that the
83 funds herein appropriated shall be expended in compliance with
84 Section 27-104-25, Mississippi Code of 1972, that no state agency
85 shall incur obligations or indebtedness in excess of their
86 appropriation and that the responsible officers, either personally
87 or upon their official bonds, shall be held responsible for
88 actions contrary to this provision.



89 **SECTION 7.** The money herein appropriated shall be paid by
90 the State Treasurer out of any money in the State Treasury to the
91 credit of the proper fund or funds as set forth in this act, upon
92 warrants issued by the State Fiscal Officer, and the State Fiscal
93 Officer shall issue his warrants upon requisitions signed by the
94 proper person, officer or officers in the manner provided by law.

95 **SECTION 8.** This act shall take effect and be in force from
96 and after July 1, 2025.

