

**\*\*\*Pending\*\*\***

**AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 3143**

**By Representative(s) Committee**

**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 State Department of Agriculture and  
9 Commerce Support and Grain Division for the fiscal year beginning  
10 July 1, 1999, and ending June 30, 2000..... \$       8,225,464.00.

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 State Department  
15 of Agriculture and Commerce, for the fiscal year beginning July 1,  
16 1999, and ending June 30, 2000.....  
17 ..... \$       1,946,900.00.

18       The funds authorized for expenditure under the provisions of  
19 this section include subscription fees produced from the Market  
20 Bulletin and admission fees produced from the Mississippi  
21 Agriculture and Forestry Museum.

22       SECTION 3. Of the funds appropriated under the provisions of  
23 Sections 1 and 2, not more than the amounts set forth below shall  
24 be expended for the respective major objects or purposes of  
25 expenditure:

26	SUPPORT		
27	MAJOR OBJECTS OF EXPENDITURE:		
28	Personal Services:		
29	Salaries, Wages and Fringe Benefits..	\$	6,754,618.00
30	Travel and Subsistence.....		173,580.00
31	Contractual Services.....		1,029,524.00
32	Commodities.....		335,957.00
33	Capital Outlay:		
34	Other Than Equipment.....		0.00
35	Equipment.....		1,016,242.00
36	Subsidies, Loans and Grants.....		<u>194,947.00</u>
37	Total.....	\$	9,504,868.00
38	FUNDING:		
39	General Funds.....	\$	7,557,968.00
40	Special Funds.....		<u>1,946,900.00</u>
41	Total.....	\$	9,504,868.00
42	AUTHORIZED POSITIONS:		
43	Permanent: Full Time. . . . .		172
44	Part Time. . . . .		12
45	Time-Limited: Full Time. . . . .		16
46	Part Time. . . . .		0
47	GRAIN DIVISION:		
48	MAJOR OBJECTS OF EXPENDITURE:		
49	Personal Services:		
50	Salaries, Wages and Fringe Benefits..	\$	568,343.00
51	Travel and Subsistence.....		12,000.00
52	Contractual Services.....		35,828.00
53	Commodities.....		14,875.00
54	Capital Outlay:		
55	Other Than Equipment.....		0.00
56	Equipment.....		36,200.00
57	Subsidies, Loans and Grants.....		<u>250.00</u>

58                   Total..... \$           667,496.00

59       FUNDING:

60           General Funds..... \$           667,496.00

61           Special Funds.....           0.00

62           Total..... \$           667,496.00

63       AUTHORIZED POSITIONS:

64           Permanent:       Full Time. . . . . 24

65                           Part Time. . . . . 1

66           Time-Limited:   Full Time. . . . . 0

67                           Part Time. . . . . 0

68           From the funds provided in the budget category "Personal  
69   Services: Salaries, Wages and Fringe Benefits," funds may be  
70   expended for the following purposes, in compliance with the  
71   policies established by the State Personnel Board and any  
72   conditions placed on such expenditures:

73                   (a)   The components of the Variable Compensation Plan  
74   shall be maintained within the constraints of the funds  
75   appropriated herein.

76                   (b)   Funds are provided to adjust the Variable  
77   Compensation Plan, including realignment, to ensure that all  
78   full-time employees with at least six (6) months of continuous  
79   current service, as of June 30, 1999, receive an increase of One  
80   Thousand Five Hundred Dollars (\$1,500.00). Funds are provided to  
81   adjust critical job classes up to an additional One Thousand  
82   Dollars (\$1,000.00).

83                   (c)   If an employee is currently at or above the end  
84   salary for his or her job classification, then the increase shall  
85   be built into the employee's base salary. To be eligible for any  
86   increase authorized in this section, employees may not have a  
87   current performance rating below "meets expectations" as of the  
88   effective date of the increase. Employees who subsequently  
89   receive a performance rating of "meets expectations" or above

during Fiscal Year 2000 shall receive the salary increase effective the date of the rating.

It is the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2001 do not exceed Fiscal Year 2000 funds appropriated for that purpose unless programs or positions are added to the agency's budget by the Mississippi Legislature.

Any transfers or escalations shall be made in accordance with the terms, conditions, and procedures established by law.

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

SECTION 4. The funds appropriated and authorized to be expended under the provisions of this act shall be expended for the purpose of defraying all expenses incurred by the State Department of Agriculture and Commerce in the operation of all programs and activities (except operation of the State Lime Plants and the Division of Plant Industry, Veterinary Laboratory, Pink Bollworm-Plant Quarantine Inspection Stations and Fire Ant Program) authorized to be conducted and carried on by said department; including, but not limited to: the administration of the Feed, Fertilizer and Dairy Act; the Weights and Measure Act; the Meat Inspection Act of 1968; the Mississippi Pure Seed Law; and the following additional programs and activities: enforcement of the egg law; publication and distribution of the Mississippi Market Bulletin, agricultural statistics, market news service at Stoneville, Mississippi; operation of the grain laboratory; inspection, grading and certifying of fruits, vegetables, hay, grain, meat and meat products, milk and dairy products, pecans, seed, syrup, and port grain inspection.

SECTION 5. The Mississippi Department of Agriculture and

122 Commerce shall from time to time adjust the schedule of fees  
123 collected under the grain inspection program so that the revenue  
124 therefrom equals or exceeds the operational costs of the grain  
125 inspection program and the expenses incurred in complying with the  
126 requirements of the United States Grain Standards Act, P. L.  
127 94-583.

128 SECTION 6. The Mississippi Department of Agriculture and  
129 Commerce, with the assistance of the State Department of Audit and  
130 the Department of Finance and Administration, shall establish non-  
131 budgeted enterprise funds for all "for profit" activities related  
132 to the Mississippi Agriculture and Forestry Museum. The funds  
133 shall be maintained in accordance with generally accepted  
134 accounting principles and regulations prescribed by the Department  
135 of Finance and Administration.

136 SECTION 7. It is the intention of the Legislature that any  
137 regulations promulgated by the State Department of Agriculture and  
138 Commerce concerning the labeling of liming materials include the  
139 actual analysis of said lime. Nothing in the regulations shall  
140 prevent any manufacturer from selling his products to any consumer  
141 as long as the labeling is accurate.

142 SECTION 8. The following sum, or so much thereof as may be  
143 necessary, is hereby appropriated out of any money in the State  
144 General Fund not otherwise appropriated, to the Department of  
145 Agriculture and Commerce for the support of the Beaver Control  
146 Program for the fiscal year beginning July 1, 1999, and ending  
147 June 30, 2000..... \$ 500,000.00.

148 SECTION 9. The following sum, or so much thereof as may be  
149 necessary, is hereby appropriated out of any money in the State  
150 Treasury to the credit of the Beaver Control Program, to the  
151 Department of Agriculture and Commerce for the support of the  
152 Beaver Control Program for the fiscal year beginning July 1, 1999,  
153 and ending June 30, 2000..... \$ 402,216.00.

154           The special funds authorized in this Section for the Beaver  
155 Control Program are to be derived as follows: Two Hundred Twenty-  
156 seven Thousand Six Hundred Eight Dollars (\$227,608.00) from  
157 counties; One Hundred Seventy-four Thousand Six Hundred Eight  
158 Dollars (\$174,608.00) from fees charged private  
159 persons/organizations.

160           SECTION 10. The money herein appropriated shall be paid by  
161 the State Treasurer out of any money in the State Treasury to the  
162 credit of the proper fund or funds as set forth in this act, upon  
163 warrants issued by the State Fiscal Officer; and the State Fiscal  
164 Officer shall issue his warrants upon requisitions signed by the  
165 proper person, officer or officers, in the manner provided by law.

166           SECTION 11. This act shall take effect and be in force from  
167 and after July 1, 1999.