

**\*\*\*Adopted\*\*\*  
AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 3168**

**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 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 State Department of Banking  
8 and Consumer Finance, for the support of the State Department of  
9 Banking and Consumer Finance, for the fiscal year beginning  
10 July 1, 2002, and ending June 30, 2003.....  
11 ..... \$       3,356,413.00.

12       **SECTION 2.** Of the funds appropriated under the provisions of  
13 Section 1, not more than the amounts set forth below shall be  
14 expended for the respective major objects or purposes of  
15 expenditure:

16       MAJOR OBJECTS OF EXPENDITURE:

17       Personal Services:

18           Salaries, Wages and Fringe Benefits..	\$	2,168,288.00
19           Travel and Subsistence.....		525,000.00
20           Contractual Services.....		592,575.00
21           Commodities.....		51,200.00
22       Capital Outlay:		
23           Other Than Equipment.....		0.00
24           Equipment.....		19,350.00

25           Subsidies, Loans and Grants.....                     0.00  
 26           Total..... \$           3,356,413.00

27   AUTHORIZED POSITIONS:

28           Permanent:       Full Time.....           44  
 29                            Part Time.....           0  
 30           Time-Limited: Full Time.....           0  
 31                            Part Time.....           0

32           Funds are provided herein to adjust the Variable Compensation  
 33 Plan to ensure that all full-time employees receive a pay increase  
 34 equal to fifty percent (50%) of the realignment component of the  
 35 Variable Compensation Plan or Six Hundred Dollars (\$600.00),  
 36 whichever is greater, beginning on January 1, 2003.

37           With the funds herein appropriated, it is the intention of  
 38 the Legislature that it shall be the agency's responsibility to  
 39 make certain that funds required to be appropriated for "Personal  
 40 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003  
 41 funds appropriated for that purpose, unless programs, positions or  
 42 pay increases are added to the agency's budget by the Mississippi  
 43 Legislature. Based on data provided by the Legislative Budget  
 44 Office, the State Personnel Board shall, on July 1, 2002, publish  
 45 separate annual projection reports, based on July 1, 2002 data,  
 46 for the period of July 1, 2002 through December 31, 2002, and  
 47 January 1, 2003 through June 30, 2003, that project the annual  
 48 cost to fully fund all appropriated positions in compliance with  
 49 the provisions of this act. It shall be the responsibility of the  
 50 agency head to ensure that no single personnel action increases  
 51 this projected cost and/or the Fiscal Year 2003 appropriation for  
 52 "Personal Services," as annualized on a semi-annual basis in  
 53 accordance with the provisions of this act. If, at the end of any  
 54 calendar month, the State Personnel Board determines that the  
 55 agency has taken action(s) which would cause the agency to exceed  
 56 this projected annual cost or the Fiscal Year 2003 "Personal  
 57 Services" appropriated level, when annualized in compliance with  
 58 the provisions of this act, then only those actions which reduce  
 59 the projected annual cost and/or the appropriation requirement

60 will be processed by the State Personnel Board until such time as  
61 the requirements of this provision are met.

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

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

68 **SECTION 3.** The money herein appropriated shall be paid by  
69 the State Treasurer out of any money in the State Treasury to the  
70 credit of the proper fund or funds as set forth in this act, upon  
71 warrants issued by the State Fiscal Officer; and the State Fiscal  
72 Officer shall issue his warrants upon requisitions signed by the  
73 proper person, officer or officers in the manner provided by law.

74 **SECTION 4.** This act shall take effect and be in force from  
75 and after July 1, 2002.