

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

Senate Bill NO. 2959

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 Treasury to the credit of the Mississippi Employment Security
8 Commission, for the purpose of defraying the expenses incurred by
9 said commission for the fiscal year beginning July 1, 2003, and
10 ending June 30, 2004..... \$ 109,167,517.00.

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

15 MAJOR OBJECTS OF EXPENDITURE:

16 Personal Services:

17 Salaries, Wages and Fringe Benefits..	\$	43,891,968.00
18 Travel and Subsistence.....		1,338,914.00
19 Contractual Services.....		15,852,650.00
20 Commodities.....		2,275,507.00
21 Capital Outlay:		
22 Other Than Equipment.....		20,324,582.00
23 Equipment.....		7,261,023.00
24 Subsidies, Loans and Grants.....		<u>18,222,873.00</u>

25 Total..... \$ 109,167,517.00

26 AUTHORIZED POSITIONS:

27	Permanent:	Full Time.....	795
28		Part Time.....	365
29	Time-Limited:	Full Time.....	0
30		Part Time.....	0

31 With the funds herein appropriated, it is the intention of
32 the Legislature that it shall be the agency's responsibility to
33 make certain that funds required to be appropriated for "Personal
34 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004
35 funds appropriated for that purpose, unless programs or positions
36 are added to the agency's Fiscal Year 2005 budget by the
37 Mississippi Legislature. Based on data provided by the
38 Legislative Budget Office, the State Personnel Board shall
39 determine and publish the projected annual cost to fully fund all
40 appropriated positions in compliance with the provisions of this
41 act. It shall be the responsibility of the agency head to insure
42 that no single personnel action increases this projected annual
43 cost and/or the Fiscal Year 2004 appropriation for "Personal
44 Services" when annualized. If, at the end of any calendar month,
45 the State Personnel Board determines that the agency has taken
46 action(s) which would cause the agency to exceed this projected
47 annual cost or the Fiscal Year 2004 "Personal Services"
48 appropriated level, when annualized, then only those actions which
49 reduce the projected annual cost and/or the appropriation
50 requirement will be processed by the State Personnel Board until
51 such time as the requirements of this provision are met.

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

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

58 **SECTION 3.** Of the funds appropriated under the provisions of
59 Section 1, the following sum shall be derived from money in the

60 Unemployment Trust Fund, made available to this state under
61 Section 903 of the Social Security Act, as amended, to the
62 Employment Security Commission to be deposited in the Employment
63 Security Administration Fund for use by the Employment Security
64 Commission, under the direction of the Office of Building, Grounds
65 and Real Property Management to acquire lands and construct
66 buildings thereon or improve existing buildings to be used as
67 offices, for the fiscal year beginning July 1, 2003, and ending
68 June 30, 2004..... \$ 19,319,582.00.

69 The funds authorized in this Section shall be requisitioned
70 by the Employment Security Commission from the Unemployment Trust
71 Fund maintained by the Secretary of the Treasury of the United
72 States as needed for the payment of obligations incurred under
73 this appropriation, and such monies shall be deposited in the
74 Employment Security Administration Fund in accordance with the
75 provisions of Section 71-5-457, Mississippi Code of 1972.

76 **SECTION 4.** Of the funds appropriated in this act, a total of
77 Sixteen Million Dollars (\$16,000,000.00) is provided for the
78 purpose of constructing and/or lease purchasing a new headquarters
79 facility for the Mississippi Employment Security Commission, and
80 paying for any costs associated with the construction of
81 facilities. The funds authorized in this section shall be under
82 the direction of the Bureau of Building, Grounds and Real Property
83 Management.

84 **SECTION 5.** The money herein appropriated shall be paid by
85 the State Treasurer out of any money in the State Treasury to the
86 credit of the proper fund or funds as set forth in this act, upon
87 warrants issued by the State Fiscal Officer; and the State Fiscal
88 Officer shall issue his warrants upon requisitions signed by the
89 proper person, officer or officers, in the manner provided by law.

90 **SECTION 6.** This act shall take effect and be in force from
91 and after July 1, 2003.