

REPORT OF CONFERENCE COMMITTEE

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MR. SPEAKER AND MADAM PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1662: Appropriation; State Fire Academy.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the Senate recede from its Amendment No. 1.
- 2. That the House and Senate adopt the following amendment:

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

4 **SECTION 1.** The following sum, or so much thereof as may be
5 necessary, is hereby appropriated out of any money in the State
6 Treasury to the credit of the State Fire Academy Fund, for the
7 purpose of defraying the expenses of the academy for the fiscal
8 year beginning July 1, 2005, and ending June 30, 2006

9	\$ 4,411,431.00.
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10 **SECTION 2.** Of the funds appropriated under the provisions of
11 Section 1, not more than the amounts set forth below shall be
12 expended for the respective major objects or purposes of
13 expenditure:

14 **MAJOR OBJECTS OF EXPENDITURE:**

15 Personal Services:

16 Salaries, Wages and Fringe Benefits .. \$	2,823,078.00
17 Travel and Subsistence.....	50,725.00
18 Contractual Services	801,237.00
19 Commodities.....	474,850.00
20 Capital Outlay:	
21 Other Than Equipment	34,000.00
22 Equipment	184,441.00
23 Subsidies, Loans and Grants.....	<u>43,100.00</u>
24 Total..... \$	4,411,431.00

25 **AUTHORIZED POSITIONS:**

26	Permanent:	Full Time	57
27		Part Time	0
28	Time-Limited:	Full Time	0
29		Part Time	0

30 With the funds herein appropriated, it is the intention of
31 the Legislature that it shall be the agency's responsibility to
32 make certain that funds required to be appropriated for "Personal
33 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
34 funds appropriated for that purpose, unless programs or positions
35 are added to the agency's Fiscal Year 2007 budget by the
36 Mississippi Legislature. Based on data provided by the
37 Legislative Budget Office, the State Personnel Board shall
38 determine and publish the projected annual cost to fully fund all
39 appropriated positions in compliance with the provisions of this
40 act. It shall be the responsibility of the agency head to insure
41 that no single personnel action increases this projected annual
42 cost and/or the Fiscal Year 2006 appropriation for "Personal
43 Services" when annualized, with the exception of escalated funds.
44 If, at the time the agency takes any action to change "Personal
45 Services," the State Personnel Board determines that the agency
46 has taken an action which would cause the agency to exceed this
47 projected annual cost or the Fiscal Year 2006 "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 or
54 allowable under the terms set forth within this act. The State
55 Personnel Board shall not escalate positions without written
56 approval from the Department of Finance and Administration. The
57 Department of Finance and Administration shall not provide written

58 approval to escalate any funds for salaries and/or positions
59 without proof of availability of new or additional funds above the
60 appropriated level.

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

65 The agency shall not take any action to promote or otherwise
66 award salary increases through reallocation, reclassification,
67 realignment, education benchmark, career ladder, or any other
68 means to increase salaries of employees or positions, except for
69 the award of teacher pay increases.

70 **SECTION 3.** It is the intention of the Legislature that the
71 State Fire Academy shall maintain complete accounting and
72 personnel records related to the expenditure of all funds
73 appropriated under this act and that such records shall be in the
74 same format and level of detail as maintained for Fiscal Year
75 2005. It is further the intention of the Legislature that the
76 agency's budget request for Fiscal Year 2007 shall be submitted to
77 the Joint Legislative Budget Committee in a format and level of
78 detail comparable to the format and level of detail provided
79 during the Fiscal Year 2006 budget request process.

80 **SECTION 4.** It is the intention of the Legislature that the
81 State Fire Academy shall have the authority to escalate and expend
82 funds, not to exceed One Hundred Fifty Thousand Dollars
83 (\$150,000.00), from any source that may become available to the
84 agency in accordance with the rules and regulations of the
85 Department of Finance and Administration in a manner consistent
86 with the escalation of federal funds.

87 **SECTION 5.** Of the funds provided herein, the sum of One
88 Hundred Eighty-eight Thousand Eight Hundred Twenty-nine Dollars
89 (\$188,829.00) is hereby assessed on any non-federal special funds

90 and shall be deposited to the Budget Contingency Fund created in
91 Section 27-103-301, Mississippi Code of 1972, on or before October
92 1, 2005, for the purpose of reimbursing the State of Mississippi
93 for administrative costs.

94 **SECTION 6.** The money herein appropriated shall be paid by
95 the State Treasurer out of any money in the State Treasury to the
96 credit of the proper fund or funds as set forth in this act, upon
97 warrants issued by the State Fiscal Officer; and the State Fiscal
98 Officer shall issue his warrants upon requisitions signed by the
99 proper person, officer or officers, in the manner provided by law.

100 **SECTION 7.** This act shall take effect and be in force from
101 and after July 1, 2005.

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Capps

X (SIGNED)
Weathersby

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Kirby

X (SIGNED)
Flowers