

**REPORT OF CONFERENCE COMMITTEE**

**# 2**

**MADAM PRESIDENT AND MR. SPEAKER:**

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

S. B. No. 3044: Appropriation; Judicial Performance Comm.

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

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

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 Commission on Judicial Performance  
9 of the State of Mississippi for the fiscal year beginning  
10 July 1, 2005, and ending June 30, 2006.....\$           292,177.00.

11       **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in the State  
13 Treasury to the credit of the Commission on Judicial Performance,  
14 for the purpose of defraying the expenses of the Commission on  
15 Judicial Performance of the State of Mississippi for the fiscal  
16 year beginning July 1, 2005, and ending June 30, 2006 .....  
17 .....\$           118,641.00.

18       **SECTION 3.** With the funds appropriated under the provisions  
19 of Sections 1 and 2, the following positions are authorized:

20       **AUTHORIZED POSITIONS:**

21	Permanent:	Full Time .....	5
22		Part Time .....	0
23	Time-Limited:	Full Time .....	0
24		Part Time .....	0

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

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30 act and which are withdrawn and no longer available.

31 **SECTION 4.** It is the intention of the Legislature that the  
32 Judicial Performance Commission shall maintain complete accounting  
33 and personnel records related to the expenditure of all funds  
34 appropriated under this act and that such records shall be in the  
35 same format and level of detail as maintained for Fiscal Year  
36 2005. It is further the intention of the Legislature that the  
37 agency's budget request for Fiscal Year 2007 shall be submitted to  
38 the Joint Legislative Budget Committee in a format and level of  
39 detail comparable to the format and level of detail provided  
40 during the Fiscal Year 2006 budget request process.

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

47 **SECTION 6.** This act shall take effect and be in force from  
48 and after July 1, 2005.

CONFEREES FOR THE SENATE

X (SIGNED)  
Gordon

X (SIGNED)  
Walls

X (SIGNED)  
Lee (35th)

CONFEREES FOR THE HOUSE

X (SIGNED)  
Stringer

X (SIGNED)  
Coleman (29th)

X (SIGNED)  
Dickson