

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 3026**

**BY: Committee**

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

4           **SECTION 1.** The following sum of money, or so much thereof as  
5 may be necessary, is hereby appropriated out of any money in the  
6 State General Fund not otherwise appropriated, to defray the  
7 expenses of the Mississippi Development Authority for the fiscal  
8 year beginning July 1, 2006, and ending June 30, 2007.....  
9 ..... \$     16,942,301.00.

10           **SECTION 2.** The following sum, or so much thereof as may be  
11 necessary, is hereby appropriated out of any money in the State  
12 Treasury to the credit of the Mississippi Development Authority or  
13 the appropriate special fund for the purpose of defraying the  
14 expenses incurred in the operation of the various divisions of the  
15 authority for the fiscal year beginning July 1, 2006, and ending  
16 June 30, 2007..... \$     96,284,233.00.

17           **SECTION 3.** With the funds appropriated under the provisions  
18 of Sections 1 and 2, not more than the amounts set forth below  
19 shall be expended for the respective major objects or purposes of  
20 expenditure:

21           MAJOR OBJECTS OF EXPENDITURE:

22           Personal Services:

23	Salaries, Wages and Fringe Benefits..	\$	14,076,515.00
24	Travel and Subsistence.....		1,448,585.00
25	Contractual Services.....		11,835,584.00
26	Commodities.....		1,428,186.00
27	Capital Outlay:		
28	Other Than Equipment.....		0.00
29	Equipment.....		234,805.00
30	Subsidies, Loans and Grants.....		<u>84,202,859.00</u>
31	Total.....	\$	113,226,534.00

32 FUNDING:

33	General Funds.....	\$	16,942,301.00
34	Special Funds.....		<u>96,284,233.00</u>
35	Total.....	\$	113,226,534.00

36 AUTHORIZED POSITIONS:

37	Permanent:	Full Time.....	252
38		Part Time.....	2
39	Time-Limited:	Full Time.....	14
40		Part Time.....	1

41 For the fiscal year beginning on July 1, 2006, funds are  
42 provided herein to adjust the annual compensation of each employee  
43 who has been employed for twelve (12) months or longer by an  
44 amount equal to One Thousand Dollars (\$1,000.00), effective on  
45 July 1, 2006.

46 With the funds herein appropriated, it is the intention of  
47 the Legislature that it shall be the agency's responsibility to  
48 make certain that funds required to be appropriated for "Personal  
49 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007  
50 funds appropriated for that purpose, unless programs or positions  
51 are added to the agency's Fiscal Year 2008 budget by the  
52 Mississippi Legislature. Based on data provided by the  
53 Legislative Budget Office, the State Personnel Board shall  
54 determine and publish the projected annual cost to fully fund all

55 appropriated positions in compliance with the provisions of this  
56 act. It shall be the responsibility of the agency head to insure  
57 that no single personnel action increases this projected annual  
58 cost and/or the Fiscal Year 2007 appropriation for "Personal  
59 Services" when annualized, with the exception of escalated funds.  
60 If, at the time the agency takes any action to change "Personal  
61 Services," the State Personnel Board determines that the agency  
62 has taken an action which would cause the agency to exceed this  
63 projected annual cost or the Fiscal Year 2007 "Personal Services"  
64 appropriated level, when annualized, then only those actions which  
65 reduce the projected annual cost and/or the appropriation  
66 requirement will be processed by the State Personnel Board until  
67 such time as the requirements of this provision are met.

68 Any transfers or escalations shall be made in accordance with  
69 the terms, conditions and procedures established by law or  
70 allowable under the terms set forth within this act. The State  
71 Personnel Board shall not escalate positions without written  
72 approval from the Department of Finance and Administration. The  
73 Department of Finance and Administration shall not provide written  
74 approval to escalate any funds for salaries and/or positions  
75 without proof of availability of new or additional funds above the  
76 appropriated level.

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

81 **SECTION 4.** In compliance with the "Mississippi Performance  
82 Budget and Strategic Planning Act of 1994," it is the intent of  
83 the Legislature that the funds provided herein shall be utilized  
84 in the most efficient and effective manner possible to achieve the  
85 intended mission of this agency. Based on the funding authorized,

86 this agency shall make every effort to attain the targeted  
87 performance measures provided below:

88		FY07
89	<u>Performance Measures</u>	<u>Target</u>
90	Business Development & Trade	
91	National Recruitment Contacts (Actions)	2,900
92	International Investment Contacts (Actions)	200
93	International Trade Contacts (Actions)	925
94	Qualified National Prospects (Prospects)	250
95	Minority & Small Business Dev	
96	Minority & Small Business Contacts (Contacts)	7,500
97	Minority Business Certifications (Actions)	498
98	Financial Resources	
99	Request for Financing or Incentives (Actions)	600
100	Existing Industry & Business	
101	Interactions with Interstate	
102	Businesses (Actions)	6,300
103	Number of Qualified Contacts	2,000
104	Tourism Services	
105	Tourist Inquiries Generated (Number)	1,297,040
106	Welcome Centers	
107	Tourists Registered (Persons)	2,986,242
108	Energy	
109	BTUs Saved (Units in Trillions)	71.67
110	Clients Served (Entities)	34,650
111	Community Services	
112	Amount of Grants Awarded (\$)	66,000,000
113	Grants & Loans Awarded (Items)	220
114	Community Programs Delivered (Programs)	400
115	Regional Services	
116	Community Customer Contacts	500
117	Cost per Program Contact (\$)	2,511

118 A reporting of the degree to which the performance targets  
119 set above have been or are being achieved shall be provided in the  
120 agency's budget request submitted to the Joint Legislative Budget  
121 Committee for Fiscal Year 2008.

122 **SECTION 5.** Of the funds appropriated in Section 2, the  
123 amount of Four Hundred Fifty Thousand Dollars (\$450,000.00) shall  
124 be provided from the Mississippi Department of Transportation to  
125 defray the expenses of the Mississippi Development Authority in  
126 operating the state welcome centers.

127 **SECTION 6.** The acceptance and expenditure of funds, and  
128 interest on such funds, received from, or by virtue of consent or  
129 other orders of or agreements involving any agency,  
130 instrumentality, or judicial tribunal of any state or the United  
131 States for petroleum price compliance and allocation which may  
132 become available during the fiscal year for the support of the  
133 Mississippi Development Authority or any programs sponsored under  
134 the terms of the receipt of these funds are hereby authorized not  
135 to exceed Two Million Dollars (\$2,000,000.00) and approved,  
136 provided such receipts and expenditures are reported and otherwise  
137 accounted for in accordance with Section 27-103-101 et seq., and  
138 Section 27-104-1 et seq., Mississippi Code of 1972.

139 **SECTION 7.** It is the intention of the Legislature that the  
140 Mississippi Development Authority is hereby authorized to  
141 escalate, budget and expend funds from any source not to exceed  
142 Five Million Dollars (\$5,000,000.00) in accordance with rules and  
143 regulations of the Department of Finance and Administration in a  
144 manner consistent with the escalation of federal funds.

145 **SECTION 8.** It is the intention of the Legislature that the  
146 Mississippi Development Authority shall maintain complete  
147 accounting and personnel records related to the expenditure of all  
148 funds appropriated under this act and that such records shall be  
149 in the same format and level of detail as maintained for Fiscal

150 Year 2006. It is further the intention of the Legislature that  
151 the agency's budget request for Fiscal Year 2008 shall be  
152 submitted to the Joint Legislative Budget Committee in a format  
153 and level of detail comparable to the format and level of detail  
154 provided during the Fiscal Year 2007 budget request process.

155 **SECTION 9.** Of the funds appropriated in Sections 1 and 2,  
156 the amount of Six Million Four Hundred Sixty-two Thousand Dollars  
157 (\$6,462,000.00), or so much thereof as may be necessary, is  
158 provided for the purpose of supporting Mississippi Tourism  
159 Advertising and Promotion for Fiscal Year 2007, and shall not be  
160 expended for any type of cultural exchange program. The  
161 expenditure of funds authorized in this section shall be exempt  
162 from Section 25-9-120, Mississippi Code of 1972.

163 **SECTION 10.** Of the funds appropriated in Sections 1 and 2,  
164 the amount of One Million Five Hundred Sixty-seven Thousand  
165 Dollars (\$1,567,000.00), or so much thereof as may be necessary,  
166 is provided for the purpose of supporting, marketing, and  
167 facilitating Mississippi business growth for Fiscal Year 2007.  
168 The expenditure of funds authorized in this section shall be  
169 exempt from Section 25-9-120, Mississippi Code of 1972.

170 **SECTION 11.** In addition to all other sums herein  
171 appropriated, the following sum, or so much thereof as may be  
172 necessary, is hereby appropriated out of any money in the State  
173 General Fund not otherwise appropriated, to the Mississippi  
174 Development Authority for the purpose of providing funds for  
175 Mississippi Technology Alliance, for the fiscal year beginning  
176 July 1, 2006, and ending June 30, 2007.....  
177 ..... \$ 1,153,071.00.

178 The funds appropriated under the provisions of this section  
179 are provided for the specific purpose of providing state funds for  
180 support of Mississippi Technology Alliance to strengthen the  
181 business environment in Mississippi to spur the creation and

182 growth of technology-based industries, thus creating many more  
183 high-paying jobs and a more diversified, competitive Mississippi  
184 economy. The funds herein appropriated shall be held separate and  
185 apart from all other funds appropriated to the Mississippi  
186 Development Authority.

187       **SECTION 12.** In addition to all other sums herein  
188 appropriated, the following sum, or so much thereof as may be  
189 necessary, is hereby appropriated out of any money in the State  
190 General Fund not otherwise appropriated, to the Mississippi  
191 Development Authority for the purpose of providing funds to  
192 support the Enterprise for Geospatial Solutions, for the  
193 fiscal year beginning July 1, 2006, and ending June 30, 2007...  
194 .....\$           595,324.00.

195       The funds herein appropriated shall be held separate and  
196 apart from all other funds appropriated to the Mississippi  
197 Development Authority.

198       **SECTION 13.** It is the intention of the Legislature that of  
199 the funds appropriated in Sections 1 and 2, not more than Twenty  
200 Thousand (\$20,000.00) may be expended for Mississippi Development  
201 Authority employee travel associated with business recruitment  
202 activities conducted at the Mississippi event located in New York  
203 City's Central Park.

204       **SECTION 14.** It is the intention of the Legislature that none  
205 of the funds appropriated above shall be expended unless members  
206 of the Mississippi House of Representatives and Mississippi Senate  
207 are notified at least five (5) days prior to a public ceremony  
208 announcing the award of any grant in their district or any public  
209 announcement or ceremony regarding the groundbreaking or opening  
210 of a facility, roadway or bridge for which the Legislature has  
211 made funds available. Any signage regarding any public event or  
212 any new facility, roadway or bridge shall include the following

213 language: "Funds were made available for this project by the  
214 Mississippi State Legislature."

215       **SECTION 15.** In addition to all other sums herein  
216 appropriated, the following sum, or so much thereof as may be  
217 necessary, is hereby appropriated out of any money in the State  
218 Treasury to the credit of the Mississippi Telecommunication  
219 Conference and Training Center Fund #3424, for the purpose of  
220 defraying the expenses of the Mississippi Telecommunication  
221 Conference and Training Center Commission, for the fiscal year  
222 beginning July 1, 2006, and ending June 30, 2007.....  
223 ..... \$       2,116,299.00.

224 The funds appropriated in this section shall be derived from any  
225 revenues collected by the commission from fees, rates or charges  
226 for the use of the Telecommunication Conference and Training  
227 Center, as authorized in Section 31-31-9, Mississippi Code of  
228 1972.

229       Of the funds appropriated under the provisions of this  
230 section, not more than the amounts set forth below shall be  
231 expended for the respective major objects or purposes of  
232 expenditure.

233       **MAJOR OBJECTS OF EXPENDITURE:**

234       Personal Services:

235           Salaries, Wages and Fringe Benefits..	\$	0.00
236           Travel and Subsistence.....		5,000.00
237           Contractual Services.....		533,364.00
238           Commodities.....		822,300.00
239       Capital Outlay:		
240           Other Than Equipment.....		37,500.00
241           Equipment.....		5,114.00
242           Subsidies, Loans and Grants.....		<u>713,021.00</u>
243           Total.....	\$	2,116,299.00

244       **FUNDING:**



245	General Funds.....	\$	0.00
246	Special Funds.....		<u>2,116,299.00</u>
247	Total.....	\$	2,116,299.00

248 AUTHORIZED POSITIONS:

249	Permanent: Full Time.....	0
250	Part Time.....	0
251	Time-Limited: Full Time.....	0
252	Part Time.....	0

253 **SECTION 16.** Of the funds appropriated in Section 15, the  
254 following sum, or so much thereof as may be necessary, is hereby  
255 appropriated out of any money in the State Treasury to the credit  
256 of the Mississippi Telecommunication Conference and Training  
257 Facility Reserve Fund #3425, to the Mississippi Telecommunication  
258 Conference and Training Center Commission for the purpose of  
259 paying debt service and maintaining, renovating, improving or  
260 making additions to the Telecommunication Conference and Training  
261 facility for the fiscal year beginning July 1, 2006, and ending  
262 June 30, 2007..... \$ 737,934.00.

263 It is the intention of the Legislature that not more than  
264 Twenty-five Thousand Dollars (\$25,000.00) of the funds  
265 appropriated in this section shall be used by the commission for  
266 the maintenance and operation of the facility, provided that this  
267 sum of money remains available in the fund after transferring  
268 amounts to the State Treasurer to pay debt service, as prescribed  
269 in Section 31-31-11(5), Mississippi Code of 1972.

270 **SECTION 17.** In addition to all other sums herein  
271 appropriated, the following sums, or so much thereof as may be  
272 necessary, are hereby appropriated out of any money in the State  
273 Treasury to the credit of the Mississippi Telecommunication  
274 Conference and Training Center Fund #3424 not otherwise  
275 appropriated, for the purpose of defraying the expenses of the  
276 Mississippi Telecommunication Conference and Training Center

277 Commission, for the period beginning upon passage, for the fiscal  
278 year ending June 30, 2006..... \$ 926,892.00.

279 **SECTION 18.** Of the funds appropriated under the provisions  
280 of Section 2, Five Million Dollars (\$5,000,000.00) shall be  
281 derived from the Budget Contingency Fund, as created in Section  
282 27-103-301, Mississippi Code of 1972.

283 **SECTION 19.** It is the intention of the Legislature that  
284 whenever two (2) or more bids are received by this agency for the  
285 purchase of commodities or equipment, and whenever all things  
286 stated in such received bids are equal with respect to price,  
287 quality and service, the Mississippi Industries for the Blind  
288 shall be given preference. A similar preference shall be given to  
289 the Mississippi Industries for the Blind whenever purchases are  
290 made without competitive bids.

291 **SECTION 20.** The money herein appropriated shall be paid by  
292 the State Treasurer out of any money in the State Treasury to the  
293 credit of the proper fund or funds as set forth in this act, upon  
294 warrants issued by the State Fiscal Officer; and the State Fiscal  
295 Officer shall issue his warrants upon requisitions signed by the  
296 proper person, officer or officers, in the manner provided by law.

297 **SECTION 21.** This act shall take effect and be in force from  
298 and after July 1, 2006, with the exception of Section 17 which  
299 shall take effect and be in force from and after its passage.