

Senate Amendments to House Bill No. 1567

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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, to the State Soil and
8 Water Conservation Commission for the purpose of defraying the
9 administrative expenses of the commission and carrying out the
10 provisions of Section 69-27-1 et seq., Mississippi Code of 1972,
11 for the fiscal year beginning July 1, 2006, and ending
12 June 30, 2007..... \$ 736,627.00.

13 **SECTION 2.** The following sum, or so much thereof as may be
14 necessary, is hereby appropriated out of any money in the special
15 fund in the State Treasury to the credit of the State Soil and
16 Water Conservation Commission which is comprised of special source
17 funds collected by or otherwise available to the commission, for
18 the purpose of defraying the expenses of the commission for the
19 fiscal year beginning July 1, 2006, and ending June 30, 2007.....
20 \$ 3,302,150.00.

21 **SECTION 3.** Of the funds appropriated under the provisions of
22 Section 1 and Section 2, not more than the amounts set forth below
23 shall be expended for the respective major objects or purposes of
24 expenditure:

25 **MAJOR OBJECTS OF EXPENDITURE:**

26 Personal Services:

27 Salaries, Wages and Fringe Benefits..	\$	849,394.00
28 Travel and Subsistence.....		15,197.00
29 Contractual Services.....		877,641.00
30 Commodities.....		45,945.00

31	Capital Outlay:	
32	Other Than Equipment.....	0.00
33	Equipment.....	0.00
34	Subsidies, Loans and Grants.....	<u>2,250,600.00</u>
35	Total.....	\$ 4,038,777.00

36 FUNDING:

37	General Funds.....	\$ 736,627.00
38	Special Funds.....	<u>3,302,150.00</u>
39	Total.....	\$ 4,038,777.00

40 AUTHORIZED POSITIONS:

41	Permanent: Full Time.....	15
42	Part Time.....	0
43	Time-Limited: Full Time.....	2
44	Part Time.....	0

45 Funds are provided herein to adjust the Variable Compensation
46 Plan to ensure that all full-time employees receive a pay increase
47 equal to the realignment component of the Variable Compensation
48 Plan or Twelve Hundred Dollars (\$1,200.00), whichever is greater,
49 beginning on July 1, 2006.

50 Pursuant to policies established by the State Personnel
51 Board, agency heads may, on a case by case basis and within funds
52 available, recommend equity salary adjustments to Fiscal Year 2006
53 agency appropriation acts where application of limitations result
54 in awarding one employee a salary increase greater than another
55 employee within the same agency, with the same job classification
56 series and greater longevity.

57 With the funds herein appropriated, it is the intention of
58 the Legislature that it shall be the agency's responsibility to
59 make certain that funds required to be appropriated for "Personal
60 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
61 funds appropriated for that purpose, unless programs or positions
62 are added to the agency's Fiscal Year 2008 budget by the
63 Mississippi Legislature. Based on data provided by the
64 Legislative Budget Office, the State Personnel Board shall
65 determine and publish the projected annual cost to fully fund all

66 appropriated positions in compliance with the provisions of this
67 act. It shall be the responsibility of the agency head to insure
68 that no single personnel action increases this projected annual
69 cost and/or the Fiscal Year 2007 appropriation for "Personal
70 Services" when annualized, with the exception of escalated funds.
71 If, at the time the agency takes any action to change "Personal
72 Services," the State Personnel Board determines that the agency
73 has taken an action which would cause the agency to exceed this
74 projected annual cost or the Fiscal Year 2007 "Personal Services"
75 appropriated level, when annualized, then only those actions which
76 reduce the projected annual cost and/or the appropriation
77 requirement will be processed by the State Personnel Board until
78 such time as the requirements of this provision are met.

79 Any transfers or escalations shall be made in accordance with
80 the terms, conditions and procedures established by law or
81 allowable under the terms set forth within this act. The State
82 Personnel Board shall not escalate positions without written
83 approval from the Department of Finance and Administration. The
84 Department of Finance and Administration shall not provide written
85 approval to escalate any funds for salaries and/or positions
86 without proof of availability of new or additional funds above the
87 appropriated level.

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

92 **SECTION 4.** It is the intention of the Legislature that the
93 State Soil and Water Conservation Commission shall maintain
94 complete accounting and personnel records related to the
95 expenditure of all funds appropriated under this act and that such
96 records shall be in the same format and level of detail as
97 maintained for Fiscal Year 2006. It is further the intention of
98 the Legislature that the agency's budget request for Fiscal Year
99 2008 shall be submitted to the Joint Legislative Budget Committee
100 in a format and level of detail comparable to the format and level

101 of detail provided during the Fiscal Year 2007 budget request
102 process.

103 **SECTION 5.** The State Soil and Water Conservation Commission
104 is hereby authorized to retain all funds generated from the sale
105 of equipment. Any funds made available from the sale of equipment
106 shall be deposited into the special fund in the State Treasury to
107 the credit of the Soil and Water Conservation Commission and shall
108 be used solely for the purpose of purchasing equipment.

109 **SECTION 6.** The State Soil and Water Conservation Commission
110 is hereby authorized to receive, budget and expend any proceeds
111 derived from the sale of bonds authorized in Section 69-27-331 et
112 seq., Mississippi Code of 1972. All expenditures shall be in
113 accordance with conditions provided in Section 69-27-331 et seq.,
114 Mississippi Code of 1972.

115 **SECTION 7.** It is the intention of the Legislature that the
116 Soil and Water Conservation Commission shall have the authority to
117 escalate its budget and expend funds from any source not to exceed
118 Seven Hundred Fifty Thousand Dollars (\$750,000.00) in accordance
119 with rules and regulations of the Department of Finance and
120 Administration in a manner consistent with the escalation of
121 federal funds.

122 **SECTION 8.** Of the funds appropriated in Section 1, it is the
123 intention of the Legislature that an amount not to exceed
124 Sixty-five Thousand Dollars (\$65,000.00) be used for the purpose
125 of funding a Beaver Control Cost Share program. The Mississippi
126 Soil and Water Conservation Commission shall promulgate rules and
127 regulations for the establishment and operation of the program on
128 a fund matching basis with the county unit of government. Funds
129 not expended or encumbered in a county may be transferred to
130 another county during the fiscal year. Only those funds
131 specifically appropriated for the Beaver Control Cost Share
132 program shall be used in any such program.

133 **SECTION 9.** It is the intention of the Legislature that
134 whenever two (2) or more bids are received by this agency for the
135 purchase of commodities or equipment, and whenever all things

136 stated in such received bids are equal with respect to price,
137 quality and service, the Mississippi Industries for the Blind
138 shall be given preference. A similar preference shall be given to
139 the Mississippi Industries for the Blind whenever purchases are
140 made without competitive bids.

141 **SECTION 10.** The money herein appropriated shall be paid by
142 the State Treasurer out of any money in the State Treasury to the
143 credit of the proper fund or funds as set forth in this act, upon
144 warrants issued by the State Fiscal Officer; and the State Fiscal
145 Officer shall issue his warrants upon requisitions signed by the
146 proper person, officer or officers, in the manner provided by law.

147 **SECTION 11.** This act shall take effect and be in force from
148 and after July 1, 2006.

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John O. Gilbert
Secretary of the Senate