

**Senate Amendments to House Bill No. 1664**

**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 authorized and approved for expenditure out  
7 of any funds which are received by or otherwise become available  
8 to the Tombigbee River Valley Water Management District, for the  
9 purpose of paying bond maturities, accrued interest, maintenance  
10 expenses, project development costs, and any other authorized  
11 expenses of the water management district, for the fiscal year  
12 beginning July 1, 2007, and ending June 30, 2008.....  
13 ..... \$       4,283,586.00.

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

18       **MAJOR OBJECTS OF EXPENDITURE:**

19       Personal Services:

20           Salaries, Wages and Fringe Benefits..	\$	918,686.00
21           Travel and Subsistence.....		70,000.00
22           Contractual Services.....		600,000.00
23           Commodities.....		250,000.00
24       Capital Outlay:		
25           Other Than Equipment.....		1,983,000.00
26           Equipment.....		346,300.00
27           Vehicles.....		60,000.00
28           Wireless Communication Devices.....		400.00
29           Subsidies, Loans and Grants.....		<u>55,200.00</u>
30           Total.....	\$	4,283,586.00

31 AUTHORIZED POSITIONS:

32	Permanent:	Full Time.....	18
33		Part Time.....	0
34	Time-Limited:	Full Time.....	0
35		Part Time.....	0

36 Funds are provided herein to adjust the Variable Compensation  
37 Plan to ensure that all full-time employees receive a pay increase  
38 equal to the realignment component of the Variable Compensation  
39 Plan or One Thousand Dollars (\$1,000.00), or Three Percent (3%)  
40 whichever is greater, to be awarded on July 1, 2007.

41 With the funds herein appropriated, it is the intention of  
42 the Legislature that it shall be the agency's responsibility to  
43 make certain that funds required to be appropriated for "Personal  
44 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008  
45 funds appropriated for that purpose, unless programs or positions  
46 are added to the agency's Fiscal Year 2009 budget by the  
47 Mississippi Legislature. Based on data provided by the  
48 Legislative Budget Office, the State Personnel Board shall  
49 determine and publish the projected annual cost to fully fund all  
50 appropriated positions in compliance with the provisions of this  
51 act. It shall be the responsibility of the agency head to insure  
52 that no single personnel action increases this projected annual  
53 cost and/or the Fiscal Year 2008 appropriation for "Personal  
54 Services" when annualized, with the exception of escalated funds.  
55 If, at the time the agency takes any action to change "Personal  
56 Services," the State Personnel Board determines that the agency  
57 has taken an action which would cause the agency to exceed this  
58 projected annual cost or the Fiscal Year 2008 "Personal Services"  
59 appropriated level, when annualized, then only those actions which  
60 reduce the projected annual cost and/or the appropriation  
61 requirement will be processed by the State Personnel Board until  
62 such time as the requirements of this provision are met.

63 Any transfers or escalations shall be made in accordance with  
64 the terms, conditions and procedures established by law or  
65 allowable under the terms set forth within this act. The State

66 Personnel Board shall not escalate positions without written  
67 approval from the Department of Finance and Administration. The  
68 Department of Finance and Administration shall not provide written  
69 approval to escalate any funds for salaries and/or positions  
70 without proof of availability of new or additional funds above the  
71 appropriated level.

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

76 The agency shall not take any action to promote or otherwise  
77 award salary increases through reallocation, reclassification,  
78 realignment, education benchmark, career ladder, or any other  
79 means to increase salaries of employees or positions unless  
80 specifically exempted by the following conditions: the award of  
81 teacher pay increases, the advancement of a trainee/cadet to the  
82 next level of a bona fide career ladder, the award of an  
83 educational benchmark for the attainment of Certified Public  
84 Accountant License or higher level professional certification as  
85 determined by the State Personnel Board, the immediate replacement  
86 of a departing employee with an individual from within state  
87 service or a new hire at a salary level equivalent to that of the  
88 departing employee, and the emergency appointment of nurses,  
89 pharmacists or other health care professionals at a salary to be  
90 determined by the State Personnel Board, unless otherwise  
91 authorized in this act.

92 **SECTION 3.** It is the intention of the Legislature that the  
93 Tombigbee River Valley Water Management District 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 2007. It is further the intention of  
98 the Legislature that the agency's budget request for Fiscal Year  
99 2009 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 2008 budget request  
102 process.

103         **SECTION 4.** It is the intention of the Legislature that  
104 whenever two (2) or more bids are received by this agency for the  
105 purchase of commodities or equipment, and whenever all things  
106 stated in such received bids are equal with respect to price,  
107 quality and service, the Mississippi Industries for the Blind  
108 shall be given preference. A similar preference shall be given to  
109 the Mississippi Industries for the Blind whenever purchases are  
110 made without competitive bids.

111         **SECTION 5.** All monies in possession of the district in  
112 excess of necessary operating funds shall be deposited with a bank  
113 or banks selected by the board of directors of the district.  
114 These funds shall be deposited in such bank or banks and in such  
115 manner that interest earned shall be at least equal to interest  
116 earnings on state funds deposited by the State Treasury.

117         **SECTION 6.** The money herein approved for expenditure shall  
118 be disbursed upon bank checks signed by the proper person, officer  
119 or officers, in the manner provided by law.

120         **SECTION 7.** This act shall take effect and be in force from  
121 and after July 1, 2007.

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John O. Gilbert  
Secretary of the Senate