

Senate Amendments to House Bill No. 1692

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, for the purpose of
8 defraying the expenses of the Grand Gulf Military Monument
9 Commission in the operation and maintenance of the Grand Gulf
10 Military Monument for the fiscal year beginning July 1, 2007, and
11 ending June 30, 2008..... \$ 249,059.00.

12 **SECTION 2.** The following sum, or so much thereof as may be
13 necessary, is hereby appropriated out of any money in the special
14 fund in the State Treasury to the credit of the Grand Gulf
15 Military Monument Commission, for the purpose of defraying the
16 expenses of the commission in the operation and maintenance of the
17 Grand Gulf Military Monument for the fiscal year beginning
18 July 1, 2007, and ending June 30, 2008..... \$ 103,585.00.

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

21 **AUTHORIZED POSITIONS:**

22	Permanent:	Full Time.....	7
23		Part Time.....	2
24	Time-Limited:	Full Time.....	0
25		Part Time.....	0

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

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

53 Any transfers or escalations shall be made in accordance with
54 the terms, conditions and procedures established by law or
55 allowable under the terms set forth within this act. The State
56 Personnel Board shall not escalate positions without written
57 approval from the Department of Finance and Administration. The
58 Department of Finance and Administration shall not provide written
59 approval to escalate any funds for salaries and/or positions
60 without proof of availability of new or additional funds above the
61 appropriated level.

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

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

82 **SECTION 4.** It is the intention of the Legislature that the
83 Grand Gulf Military Monument Commission shall maintain complete
84 accounting and personnel records related to the expenditure of all
85 funds appropriated under this act and that such records shall be
86 in the same format and level of detail as maintained for Fiscal
87 Year 2007. It is further the intention of the Legislature that
88 the agency's budget request for Fiscal Year 2009 shall be
89 submitted to the Joint Legislative Budget Committee in a format
90 and level of detail comparable to the format and level of detail
91 provided during the Fiscal Year 2008 budget request process.

92 **SECTION 5.** It shall be unlawful for any officer, employee or
93 other person whatsoever to use or permit or authorize the use of
94 any automobile or any other motor vehicle owned by the State of
95 Mississippi or any department, agency or institution thereof for
96 any purpose other than upon the official business of the State of
97 Mississippi or any agency, department or institution thereof.

98 It is the intent of the Legislature that motor vehicles
99 authorized to be owned and operated by this agency shall comply
100 with Sections 25-1-77 through 25-1-93, Mississippi Code of 1972.

101 **SECTION 6.** It is the intention of the Legislature that
102 whenever two (2) or more bids are received by this agency for the
103 purchase of commodities or equipment, and whenever all things
104 stated in such received bids are equal with respect to price,
105 quality and service, the Mississippi Industries for the Blind
106 shall be given preference. A similar preference shall be given to
107 the Mississippi Industries for the Blind whenever purchases are
108 made without competitive bids.

109 **SECTION 7.** The money herein appropriated shall be paid by
110 the State Treasurer out of any money in the State Treasury to the
111 credit of the proper fund or funds as set forth in this act, upon
112 warrants issued by the State Fiscal Officer; and the State Fiscal
113 Officer shall issue his warrants upon requisitions signed by the
114 proper person, officer or officers, in the manner provided by law.

115 **SECTION 8.** This act shall take effect and be in force from
116 and after July 1, 2007.

LB17\HB1692A.J

John O. Gilbert
Secretary of the Senate