

By: Livingston, Green, Denny, Gadd, McBride, To: Appropriations  
Read, Watson

HOUSE BILL NO. 1636  
(As Passed the House)

1 AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND  
2 MAINTENANCE OF THE DEPARTMENT OF MARINE RESOURCES FOR THE FISCAL  
3 YEAR 2001.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

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 support and  
8 maintenance of the Department of Marine Resources for the fiscal  
9 year beginning July 1, 2000, and ending June 30, 2001.....  
10 .....\$ 2,588,989.00.

11 SECTION 2. The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in any special  
13 fund in the State Treasury to the credit of the Department of  
14 Marine Resources for the fiscal year beginning July 1, 2000, and  
15 ending June 30, 2001.....\$ 9,986,676.00.

16 Of the funds appropriated in this section, Three Million  
17 Fifty Thousand Dollars (\$3,050,000.00) is derived from the state  
18 excise taxes upon gasoline, oil and other petroleum products.

19 SECTION 3. Of the funds appropriated under the provisions of  
20 Sections 1 and 2, not more than the amounts set forth below shall  
21 be expended for the respective major objects or purpose of  
22 expenditure:

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:

25 Salaries, Wages and Fringe Benefits...\$ 4,353,393.00  
26 Travel and Subsistence..... 73,460.00

27	Contractual Services.....	1,626,931.00
28	Commodities.....	423,708.00
29	Capital Outlay:	
30	Other Than Equipment.....	0.00
31	Equipment.....	785,743.00
32	Subsidies, Loans and Grants.....	<u>5,312,430.00</u>
33	Total.....\$	12,575,665.00
34	FUNDING:	
35	General Funds.....\$	2,588,989.00
36	Special Funds.....	<u>9,986,676.00</u>
37	Total.....\$	12,575,665.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	112
40	Part Time.....	0
41	Time-Limited: Full Time.....	20
42	Part Time.....	0

43 Each Marine Conservation Officer and Supervisor shall be  
44 furnished an allowance for uniforms not to exceed Four Hundred  
45 Fifty Dollars (\$450.00) per annum.

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 2002 do not exceed Fiscal Year 2001  
50 funds appropriated for that purpose, unless programs or positions  
51 are added to the agency's Fiscal Year 2002 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 2001 appropriation for "Personal  
59 Services" when annualized. If, at the end of any calendar month,

60 the State Personnel Board determines that the agency has taken  
61 action(s) which would cause the agency to exceed this projected  
62 annual cost or the Fiscal Year 2001 "Personal Services"  
63 appropriated level, when annualized, then only those actions which  
64 reduce the projected annual cost and/or the appropriation  
65 requirement will be processed by the State Personnel Board until  
66 such time as the requirements of this provision are met.

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

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

73 SECTION 4. It is the intention of the Legislature that the  
74 Department of Marine Resources shall have the authority to  
75 receive, budget and expend funds from any source that may become  
76 available to the department in accordance with the rules and  
77 regulations of the Department of Finance and Administration in a  
78 manner consistent with the escalation of federal funds.

79 SECTION 5. Of the funds appropriated in Section 2, Four  
80 Million Nine Hundred Ninety Thousand One Hundred Forty-five  
81 Thousand Dollars (\$4,990,145.00) shall come from any money in the  
82 State Treasury to the credit of the Tidelands Fund No. 3450, to  
83 the Department of Marine Resources for the Tidelands projects  
84 listed below:

85 PUBLIC ACCESS PROJECTS:

86	Biloxi Port Commission-West Biloxi Boat	
87	Launch/Marina . . . . .	\$ 300,000.00
88	Biloxi Port Commission-Point Cadet	
89	Marina-J Pier . . . . .	200,000.00
90	Biloxi Port Commission-Lighthouse Fishing	
91	Docks . . . . .	200,000.00
92	City of Gulfport-Moses Pier Improvements-	

93	Phase II. . . . .	200,000.00
94	City of Gulfport-Urie Pier Improvements-	
95	Phase III . . . . .	100,000.00
96	City of Pass Christian-E. Harbor Bulkhead	
97	Repairs/Upgrades. . . . .	250,000.00
98	City of Long Beach-FY2001 Harbor	
99	Improvements . . . . .	250,000.00
100	Harrison County Board of Supervisors-Popps	
101	Ferry-Phase III . . . . .	300,000.00
102	Hancock County-Washington Street Pier and	
103	Launch Improvements, Beach Comfort	
104	Stations at Coleman and Washington	
105	Street. . . . .	100,000.00
106	City of Gautier-Graveline Bayou Sys.Siltation	
107	Control Plan-Phase I. . . . .	60,000.00
108	City of Moss Point-Waterfront Development	
109	(Pelican Landing and River Bend). . . . .	250,000.00
110	City of Pascagoula-Bayou Chicot Dredging . . . . .	100,000.00
111	Jackson County Board of Supervisors-Ocean	
112	Springs Harbor Phase II . . . . .	100,000.00
113	Jackson County Board of Supervisors-	
114	St. Martin Bayou Phase I. . . . .	<u>100,000.00</u>
115	TOTAL PUBLIC ACCESS. . . . .	\$2,510,000.00
116	MANAGEMENT PROJECTS:	
117	DMR-Marine Studies and Project Initiatives . . . . .	\$2,280,145.00
118	Maritime and Seafood Industry Museum . . . . .	<u>200,000.00</u>
119	TOTAL MANAGEMENT . . . . .	\$2,480,145.00
120	TOTAL TIDELANDS APPROPRIATION . . . . .	\$4,990,145.00

121 Each political subdivision receiving funds authorized in this  
122 section shall be held responsible for complying with Section  
123 29-15-9, Mississippi Code of 1972, and shall be subject to an  
124 audit by the State Auditor and shall submit detailed reports  
125 beginning June 30, and every six (6) months thereafter for the

126 duration of the project to the Department of Marine Resources on  
127 how funds authorized in this section were expended.

128         It is the intention of the Legislature that any political  
129 subdivision seeking to qualify for tidelands funds for the  
130 subsequent fiscal year shall submit a proposal to the Department  
131 of Marine Resources no later than July 1, 2000. All proposals  
132 submitted will be reviewed and evaluated by the Department of  
133 Marine Resources in accordance to department plans and procedures.  
134 Multi-phased projects, multi-year projects, proposed projects with  
135 high dollar value and projects that have a record of stacking  
136 funds shall be considered as low priority projects when evaluated.

137         It is the intention of the Legislature that if the amount of  
138 the tidelands funds appropriated in this act exceed the actual  
139 amount of tidelands funds available, the available funds shall be  
140 made allocated on a pro rata basis between projects listed in this  
141 section.

142         SECTION 6. Of the funds appropriated under the provisions of  
143 this act, the Department of Marine Resources may expend out of  
144 these funds such sums as may be necessary to provide  
145 transportation and transportation related services, including the  
146 operation or use of buses, vans or other vehicles owned or leased  
147 by the Department of Marine Resources, in support of the annual  
148 meeting of the Southern Legislative Conference hosted by the State  
149 of Mississippi.

150         SECTION 7. The money herein appropriated shall be paid by the  
151 State Treasurer out of any money in the State Treasury to the  
152 credit of the proper fund or funds as set forth in this act, upon  
153 warrants issued by the State Fiscal Officer; and the State Fiscal  
154 Officer shall issue his warrants upon requisitions signed by the  
155 proper person, officer or officers, in the manner provided by law.

156         SECTION 8. This act shall take effect and be in force from  
157 and after July 1, 2000.