

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

HOUSE BILL NO. 1636  
(As Sent to Governor)

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 .....\$ 2,596,647.00.

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.....\$ 10,549,166.00.

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...\$ 4,723,541.00  
26 Travel and Subsistence..... 83,460.00

27	Contractual Services.....	1,516,931.00
28	Commodities.....	523,708.00
29	Capital Outlay:	
30	Other Than Equipment.....	100,000.00
31	Equipment.....	785,743.00
32	Subsidies, Loans and Grants.....	<u>5,412,430.00</u>
33	Total.....\$	13,145,813.00
34	FUNDING:	
35	General Funds.....\$	2,596,647.00
36	Special Funds.....	<u>10,549,166.00</u>
37	Total.....\$	13,145,813.00

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, Five  
80 Million One Hundred Fifty-one Thousand Eighty-five Dollars  
81 (\$5,151,085.00) shall come from any money in the State Treasury to  
82 the credit of the Tidelands Fund No. 3452, to the Department of  
83 Marine Resources for the Tidelands projects listed below:

84 PUBLIC ACCESS PROJECTS:

85	Biloxi Port Commission-West Biloxi Boat	
86	Launch/Marina . . . . .	\$ 250,000.00
87	Biloxi Port Commission-Point Cadet	
88	Marina-J Pier . . . . .	150,000.00
89	Biloxi Port Commission-Deer Island	
90	Beach Restoration . . . . .	150,000.00
91	Biloxi Port Commission-Lighthouse Fishing	
92	Docks . . . . .	150,000.00

93	D'Iberville Port Commission-Marina	
94	Complex-Phase V . . . . .	150,000.00
95	City of Gulfport-Moses Pier Improvements-	
96	Phase II. . . . .	200,000.00
97	City of Gulfport-Urie Pier Improvements-	
98	Phase III . . . . .	50,000.00
99	City of Gulfport-Courthouse Road Boat	
100	Launch Area-Phase I . . . . .	200,000.00
101	City of Pass Christian-E. Harbor Bulkhead	
102	Repairs/Upgrades. . . . .	250,000.00
103	City of Long Beach-FY2001 Harbor	
104	Improvements . . . . .	250,000.00
105	Harrison County Board of Supervisors-Popps	
106	Ferry-Phase III . . . . .	150,000.00
107	City of Bay St. Louis-Ulman Avenue	
108	Pier-Phase III . . . . .	100,000.00
109	City of Waveland-Phase III Pier Expansion/	
110	Related Improvements . . . . .	150,000.00
111	City of Gautier-Graveline Bayou Sys.Siltation	
112	Control Plan-Phase I. . . . .	100,000.00
113	City of Pascagoula-Bayou Chicot Dredging . .	100,000.00
114	City of Pascagoula-Reclamation and Conservation	
115	Round Island Lighthouse Beach . . . . .	100,000.00
116	Jackson County Board of Supervisors-Ocean	
117	Springs Harbor Phase II . . . . .	210,000.00
118	Jackson County Board of Supervisors-	
119	St. Martin Bayou Phase I. . . . .	136,000.00
120	Biloxi Bay Chamber of Commerce-Marsh Development	
121	With Public Access Bathing Piers and	
122	Shelters . . . . .	<u>50,000.00</u>
123	TOTAL PUBLIC ACCESS. . . . .	\$2,896,000.00
124	MANAGEMENT PROJECTS:	
125	DMR-Marine Studies and Project Initiatives .	\$2,055,085.00

126	Maritime and Seafood Industry Museum . . . . .	<u>200,000.00</u>
127	TOTAL MANAGEMENT . . . . .	\$2,255,085.00
128	TOTAL TIDELANDS APPROPRIATION . . . . .	\$5,151,085.00

129 Each political subdivision receiving funds authorized in this  
130 section shall be held responsible for complying with Section  
131 29-15-9, Mississippi Code of 1972, and shall be subject to an  
132 audit by the State Auditor and shall submit detailed reports  
133 beginning June 30, and every six (6) months thereafter for the  
134 duration of the project to the Department of Marine Resources on  
135 how funds authorized in this section were expended.

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

145 It is the intention of the Legislature that if the amount of  
146 the tidelands funds appropriated in this act exceed the actual  
147 amount of tidelands funds available, the available funds shall be  
148 made allocated on a pro rata basis between projects listed in this  
149 section.

150 SECTION 6. It is the intention of the Legislature that any  
151 funds appropriated to Jackson County Board of Supervisors in House  
152 Bill No. 1635, 1996 Regular Session, and not yet expended on Fort  
153 Bayou Park and Boat Ramp, may be used to perform dredging at the  
154 mouth of the Fort Bayou Channel.

155 SECTION 7. Of the funds appropriated under the provisions of  
156 this act, the Department of Marine Resources may expend out of  
157 these funds such sums as may be necessary to provide  
158 transportation and transportation related services, including the

159 operation or use of buses, vans or other vehicles owned or leased  
160 by the Department of Marine Resources, in support of the annual  
161 meeting of the Southern Legislative Conference hosted by the State  
162 of Mississippi.

163 SECTION 8. The money herein appropriated shall be paid by  
164 the State Treasurer out of any money in the State Treasury to the  
165 credit of the proper fund or funds as set forth in this act, upon  
166 warrants issued by the State Fiscal Officer; and the State Fiscal  
167 Officer shall issue his warrants upon requisitions signed by the  
168 proper person, officer or officers, in the manner provided by law.

169 SECTION 9. This act shall take effect and be in force from  
170 and after July 1, 2000.