

By: Gordon, Thames, Farris, Kirby, Chaney,
Frazier, Little, Walls, Williamson

To: Appropriations

SENATE BILL NO. 3252
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 STATE TREASURER'S OFFICE FOR FISCAL YEAR 2001.

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

4 SECTION 1. The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the office of the State Treasurer for the fiscal year
8 beginning July 1, 2000 and ending June 30, 2001.....
9\$ 736,327.00.

10 SECTION 2. The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any funds in the special
12 fund entitled Abandoned Property Fund in the State Treasury for
13 the purpose of defraying expenses of the State Treasurer in
14 administering the Uniform Disposition of Unclaimed Property and
15 certain other expenses of the office, for the fiscal year
16 beginning July 1, 2000, and ending June 30, 2001.....
17\$ 1,896,648.00.

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

22 MAJOR OBJECTS OF EXPENDITURE:

23 Personal Services:

24	Salaries, Wages and Fringe Benefits...\$	1,488,933.00
25	Travel and Subsistence.....	13,565.00
26	Contractual Services.....	999,689.00

27 Commodities..... 54,570.00
 28 Capital Outlay:
 29 Other Than Equipment..... 0.00
 30 Equipment..... 71,710.00
 31 Subsidies, Loans and Grants..... 4,508.00
 32 Total.....\$ 2,632,975.00

33 FUNDING:

34 General Funds.....\$ 736,327.00
 35 Special Funds..... 1,896,648.00
 36 Total.....\$ 2,632,975.00

37 AUTHORIZED POSITIONS:

38 Permanent: Full Time..... 29
 39 Part Time..... 0
 40 Time-Limited: Full Time..... 0
 41 Part Time..... 0

42 SECTION 4. In addition to all other sums herein
 43 appropriated, the following sum, or so much thereof as may be
 44 necessary, is hereby appropriated out of any money in the State
 45 Treasury to the credit of the Education Improvement Trust Fund No.
 46 3219 for the purpose of investing funds for the fiscal year
 47 beginning July 1, 2000, and ending June 30, 2001.....
 48\$ 87,000.00.

49 SECTION 5. The following sum, or so much thereof as may be
 50 necessary, is hereby appropriated out of any money in the State
 51 Treasury to the credit of the Mississippi Prepaid Affordable
 52 College Tuition Administrative Fund to defray the costs of the
 53 Mississippi Prepaid Affordable College Tuition Program for the
 54 fiscal year beginning July 1, 2000, and ending June 30, 2001.....
 55\$ 1,398,662.00.

56 With the funds appropriated in this section, the following
 57 positions are authorized:

58 AUTHORIZED POSITIONS:

59 Permanent: Full Time 5

60 SECTION 6. In addition to all other sums herein appropriated,
61 the following sum, or so much thereof as may be necessary, is
62 hereby appropriated out of any money in the State Treasury to the
63 credit of the Mississippi Prepaid Affordable College Tuition Trust
64 Fund for the purpose of paying all amounts due for prepaid tuition
65 contracts of the Mississippi Prepaid Affordable College Tuition
66 Program, for the fiscal year beginning July 1, 2000, and ending
67 June 30, 2001.....\$ 1,000,000.00.

68 SECTION 7. The following sum, or so much thereof as may be
69 necessary, is hereby appropriated out of any money in the State
70 Treasury to the credit of the Health Care Expendable Fund, created
71 under House Bill No. 519, 1999 Regular Session, for the purpose of
72 defraying the expenses of the Office of the State Treasurer for
73 the fiscal year beginning July 1, 2000, and ending June 30,
74 2001\$ 178,108.00.

75 With the funds appropriated in this section, the following
76 positions are authorized:

77 AUTHORIZED POSITIONS:
78 Permanent: Full Time 2

79 SECTION 8. The following sum, or so much thereof as may be
80 necessary, is hereby appropriated out of any money in the state
81 Treasury to the credit of the Abandoned Property Fund to defray
82 the start up costs of the Mississippi Affordable College Savings
83 Program for the fiscal year beginning July 1, 2000, and ending
84 June 30, 2001.....\$ 750,000.00.

85 The funds appropriated in this section shall be considered a
86 loan from the Abandoned Property Fund to the Mississippi
87 Affordable College Savings Program and said loan is to be repaid
88 in full to the Abandoned Property Fund no later than June 30,
89 2004.

90 With the funds appropriated in this section, the following
91 positions are authorized:

92 AUTHORIZED POSITIONS:

93 Permanent: Full Time.....2

94 SECTION 9. It is the intention of the Legislature that the
95 State Treasurer is hereby authorized to accept, budget and expend
96 an amount not to exceed One Million Dollars (\$ 1,000,000.00) from
97 any funds deposited into the Mississippi Affordable College
98 Savings Fund from administrative fees, grants, other payments or
99 investment earnings received by the Mississippi Affordable College
100 Savings Program. Such funds shall be escalated in accordance with
101 the rules and regulations of the Department of Finance and
102 Administration in a manner consistent with the escalation of
103 federal funds.

104 SECTION 10. With the funds herein appropriated, it is the
105 intention of the Legislature that it shall be the agency's
106 responsibility to make certain that funds required to be
107 appropriated for "Personal Services" for Fiscal Year 2002 do not
108 exceed Fiscal Year 2001 funds appropriated for that purpose,
109 unless programs or positions are added to the agency's Fiscal Year
110 2002 budget by the Mississippi Legislature. Based on data
111 provided by the Legislative Budget Office, the State Personnel
112 Board shall determine and publish the projected annual cost to
113 fully fund all appropriated positions in compliance with the
114 provisions of this act. It shall be the responsibility of the
115 agency head to insure that no single personnel action increases
116 this projected annual cost and/or the Fiscal Year 2001
117 appropriation for "Personal Services" when annualized. If, at the
118 end of any calendar month, the State Personnel Board determines
119 that the agency has taken action(s) which would cause the agency
120 to exceed this projected annual cost or the Fiscal Year 2001
121 "Personal Services" appropriated level, when annualized, then only
122 those actions which reduce the projected annual cost and/or the
123 appropriation requirement will be processed by the State Personnel
124 Board until such time as the requirements of this provision are
125 met.

126 SECTION 11. It is the intention of the Legislature that the
127 State Treasurer is hereby authorized to accept, budget and expend
128 an amount not to exceed Five Hundred Thousand Dollars
129 (\$500,000.00) from administrative fees charged for the
130 administration of the Mississippi Prepaid Affordable College
131 Tuition Program and deposited in the Mississippi Prepaid
132 Affordable College Tuition Administrative Fund. Such funds shall
133 be escalated in accordance with the rules and regulations of the
134 Department of Finance and Administration in a manner consistent
135 with the escalation of federal funds.

136 SECTION 12. It is the intention of the Legislature that the
137 State Treasurer is hereby authorized to accept, budget and expend
138 funds for the purpose of defraying the cost of administering the
139 Mississippi Prepaid Affordable College Tuition Program in an
140 amount not to exceed Five Hundred Thousand Dollars (\$500,000.00)
141 which become available from interest earnings on any funds
142 authorized for administration of said program. Such funds shall
143 be escalated in accordance with the rules and regulations of the
144 Department of Finance and Administration in a manner consistent
145 with the escalation of federal funds.

146 SECTION 13. No part of the funds appropriated herein shall
147 be used in the payment of attorney's fees, nor shall any of said
148 funds be used either directly or indirectly, for the purpose of
149 paying any clerk, stenographer, assistant, deputy or other person
150 who may be related by blood or marriage within the third degree,
151 computed by the rules of the civil law, to the official employing
152 or having the right of employment or selection thereof; and in the
153 event of any such payment, then the official or person approving
154 and making or receiving such payment shall be jointly and
155 severally liable to return to the State of Mississippi and to pay
156 into the State Treasury three (3) times any such amount so paid or
157 received, to be recovered at suit of the Attorney General;
158 provided that when the relationship is by affinity and the person

159 through whom the relationship was established is dead, this
160 provision shall not apply.

161 SECTION 14. The money herein appropriated shall be paid by
162 the State Treasurer out of any money in the State Treasury to the
163 credit of the proper fund or funds as set forth in this act, upon
164 warrants issued by the State Fiscal Officer; and the State Fiscal
165 Officer shall issue his warrants upon requisitions signed by the
166 proper person, officer or officers in the manner provided by law.

167 SECTION 15. This act shall take effect and be in force from
168 and after July 1, 2000.