

By: Representatives Green, McBride, Denny,
Ellzey, Gadd, Read, Watson

To: Appropriations

HOUSE BILL NO. 1569

1 AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND
2 MAINTENANCE OF THE DEPARTMENT OF MARINE RESOURCES FOR THE FISCAL
3 YEAR 2002.

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, 2001, and ending June 30, 2002.....
10 \$ 2,194,341.00.

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, 2001, and
15 ending June 30, 2002..... \$ 5,810,887.00.

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..	\$	4,734,041.00
26	Travel and Subsistence.....		83,460.00
27	Contractual Services.....		1,601,931.00

28	Commodities.....	523,708.00
29	Capital Outlay:	
30	Other Than Equipment.....	15,000.00
31	Equipment.....	785,743.00
32	Subsidies, Loans and Grants.....	<u>261,345.00</u>
33	Total..... \$	8,005,228.00

34 FUNDING:

35	General Funds..... \$	2,194,341.00
36	Special Funds.....	<u>5,810,887.00</u>
37	Total..... \$	8,005,228.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	110
40	Part Time.....	0
41	Time-Limited: Full Time.....	24
42	Part Time.....	5

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 2003 do not exceed Fiscal Year 2002
50 funds appropriated for that purpose, unless programs or positions
51 are added to the agency's Fiscal Year 2003 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 2002 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 2002 "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. In addition to all other sums heretofore
80 appropriated, the following sum, or so much thereof as may be
81 necessary, is hereby appropriated out of any money in the State
82 Treasury to the credit of the Tidelands Fund No. 3450, to the
83 Department of Marine Resources for the purpose of defraying the
84 expenses of the Tidelands projects for the fiscal year beginning
85 July 1, 2001, and ending June 30, 2002..... \$ 5,000,000.00.

86 With the funds appropriated in this section, the following
87 projects are authorized:

88 PUBLIC ACCESS PROJECTS:

- 89 City of Biloxi-Seafood Museum. \$ 200,000.00
- 90 City of Biloxi-Lighthouse Restoration. . \$ 50,000.00
- 91 City of Gulfport-Courthouse Road Boat
92 Launch Area-Phase II. \$ 400,000.00
- 93 City of Pass Christian-Harbor

94	Improvements.\$ 200,000.00
95	City of Long Beach-FY2002 Harbor	
96	Improvements.\$ 200,000.00
97	Harrison County Board of Supervisors-	
98	Popps Ferry Causeway.\$ 500,000.00
99	Hancock County Board of Supervisors-	
100	Bayou Caddy Marina.\$ 250,000.00
101	Hancock County Board of Supervisors-	
102	Clermont Harbor Pier.\$ 100,000.00
103	City of Moss Point-Waterfront	
104	Development: Pelican Landing.\$ 300,000.00
105	City of Ocean Springs-Fort Bayou Boat	
106	Ramp.\$ 250,000.00
107	Jackson County Board of Supervisors-	
108	St. Martin Bayou Phase II.\$ 150,000.00
109	TOTAL PUBLIC ACCESS\$2,600,000.00
110	MANAGEMENT PROJECTS:	\$2,400,000.00
111	TOTAL TIDELANDS:	\$5,000,000.00

112 Each political subdivision receiving funds authorized in this
113 section shall be held responsible for complying with Section
114 29-15-9, Mississippi Code of 1972, and shall be subject to an
115 audit by the State Auditor and shall submit detailed reports
116 beginning June 30, and every six (6) months thereafter for the
117 duration of the project to the Department of Marine Resources on
118 how funds authorized in this section were expended.

119 It is the intention of the Legislature that any political
120 subdivision seeking to qualify for tidelands funds for the
121 subsequent fiscal year shall submit a proposal to the Department
122 of Marine Resources no later than July 1, 2001. All proposals
123 submitted will be reviewed and evaluated by the Department of
124 Marine Resources in accordance to department plans and procedures.
125 Multi-phased projects, multi-year projects, proposed projects with

126 high dollar value and projects that have a record of stacking
127 funds shall be considered as low priority projects when evaluated.

128 It is the intention of the Legislature that if the amount of
129 the tidelands funds appropriated in this act exceed the actual
130 amount of tidelands funds available, the available funds shall be
131 made allocated on a pro rata basis between projects listed in this
132 section.

133 SECTION 6. It is the intention of the Legislature that the
134 Department of Marine Resources be allowed to make necessary
135 transfers from the Subsidies, Loans and Grants category of
136 expenditures to any other categories of expenditures for the
137 purpose of expending Tidelands funds as appropriated in House Bill
138 No. 1636 of the Regular Session of 2000.

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

145 SECTION 8. This act shall take effect and be in force from
146 and after July 1, 2001, except for Section 6 which shall take
147 effect from and after passage and through June 30, 2001.