To: Appropriations

MISSISSIPPI LEGISLATURE REGULAR SESSION 2001

By: Representatives Read, Eakes, Broomfield, Brown, Coleman (29th), Denny, Ellzey, Flaggs, Gadd, Martinson, Mitchell

HOUSE BILL NO. 1595

AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE MISSISSIPPI REAL ESTATE COMMISSION FOR THE FISCAL YEAR 2002.

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

SECTION 1. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Real Estate License Fund, for the purpose of defraying the expenses of the Mississippi Real Estate Commission for the fiscal year beginning July 1, 2001, and ending June 30, 2002................................. $       797,461.00.

SECTION 2. Of the funds appropriated under the provisions of Section 1, not more than the amounts set forth below shall be expended for the respective major objects or purposes of expenditure:

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

Salaries, Wages and Fringe Benefits... $       452,811.00
Travel and Subsistence.............. 37,500.00
Contractual Services................. 265,500.00
Commodities.......................... 30,650.00

Capital Outlay:

Other Than Equipment............... 0.00
Equipment........................... 3,500.00
Subsidies, Loans and Grants......... 7,500.00

Total................................ $       797,461.00

AUTHORIZED POSITIONS:

Permanent: Full Time............. 12
With the funds herein appropriated, it is the intention of the Legislature that it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2003 do not exceed Fiscal Year 2002 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2003 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to insure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2002 appropriation for "Personal Services" when annualized. If, at the end of any calendar month, the State Personnel Board determines that the agency has taken action(s) which would cause the agency to exceed this projected annual cost or the Fiscal Year 2002 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

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

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

SECTION 3. It is the intention of the Legislature that the Mississippi Real Estate Commission shall have the authority to escalate its budget and expend funds from any source not to exceed
Sixty Thousand Dollars ($60,000.00) for the purpose of defraying
the expenses of the Home Inspector Regulatory Board as created in
the 2001 Regular Legislative Session.

It is the intention of the Legislature that the necessary
positions be authorized to support the Home Inspector Regulatory
Board funded in this section.

The funds authorized in this section shall only be expended
if legislation passes during the 2001 Regular Legislative Session
which creates the Home Inspector Regulatory Board.

SECTION 4. The money herein appropriated shall be paid by
the State Treasurer out of any money in the State Treasury to the
credit of the proper fund or funds as set forth in this act, upon
warrants issued by the State Fiscal Officer; and the State Fiscal
Officer shall issue his warrants upon requisitions signed by the
proper person, officer or officers, in the manner provided by law.

SECTION 5. This act shall take effect and be in force from
and after July 1, 2001.