HOUSE BILL NO. 1604
(As Sent to Governor)

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
THE EXPENSES OF THE OFFICE OF CAPITAL POST-CONVICTION COUNSEL OF

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
General Fund not otherwise appropriated, for the purpose of
defraying the expenses of the Office of Capital Post-Conviction
Counsel of the State of Mississippi for the fiscal year beginning
July 1, 2001, and ending June 30, 2002........ $ 719,289.00.

SECTION 2. With the funds appropriated under the provisions
of Section 1, the following positions are authorized:

AUTHORIZED POSITIONS:

Permanent: Full Time............ 6
Part Time............ 0
Time-Limited: Full Time............ 0
Part Time............ 0

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act and which are withdrawn and no longer available.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
Office of Capital Post-Conviction Counsel shall have the authority
to accept, budget and expend any source funds not to exceed Two
Million Dollars ($2,000,000.00). Such funds are to be escalated
in accordance with procedures for federal fund escalations as
established in Section 27-104-21, Mississippi Code of 1972, and
expended for the purposes of performing such duties as set forth
by law in accordance with applicable rules and regulations of the
State Fiscal Officer.

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.