

By: Senator(s) Gordon, Thames, Dearing,
Gollott, Little, White (5th)

To: Appropriations

SENATE BILL NO. 3089

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI DEPARTMENT OF INFORMATION
3 TECHNOLOGY SERVICES FOR FISCAL 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 authorized for expenditure out of any special
7 source funds which are collected by or otherwise become available
8 for the purpose of defraying the expenses of the Mississippi
9 Department of Information Technology Services, for the fiscal year
10 beginning July 1, 2001, and ending June 30, 2002.....
11 \$ 29,159,253.00.

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

16 MAJOR OBJECTS OF EXPENDITURE:

17	Personal Services:	
18	Salaries, Wages and Fringe Benefits..	\$ 7,427,098.00
19	Travel and Subsistence.....	105,000.00
20	Contractual Services.....	18,191,856.00
21	Commodities.....	672,236.00
22	Capital Outlay:	
23	Other Than Equipment.....	0.00
24	Equipment.....	2,666,801.00
25	Subsidies, Loans and Grants.....	<u>96,262.00</u>
26	Total.....	\$ 29,159,253.00

27 FUNDING:

28	General Funds.....	\$	0.00
29	Special Funds.....		<u>29,159,253.00</u>
30	Total.....	\$	29,159,253.00

31 AUTHORIZED POSITIONS:

32	Permanent:	Full Time.....	131
33		Part Time.....	0
34	Time-Limited:	Full Time.....	1
35		Part Time.....	0

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

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

59 No general funds authorized to be expended herein shall be
60 used to replace federal funds and/or other special funds which are

61 being used for salaries authorized under the provisions of this
62 act and which are withdrawn and no longer available.

63 SECTION 3. In order to offset the cost of publishing the
64 annual Mississippi Official Telephone Directory, the Mississippi
65 Department of Information Technology Services is hereby
66 authorized, empowered and directed, in its discretion, to offer
67 for advertising purposes, pages to be included in said Directory,
68 to accept bids, and to let contracts for said pages. The
69 contracts for said advertising purposes shall be let for definite
70 periods not to exceed two (2) years.

71 It shall be the duty of the Mississippi Department of
72 Information Technology Services, if it is desired that advertising
73 shall be used, to approve all proposed advertising submitted for
74 use within such annual Mississippi Official Telephone Directory.
75 The department is hereby authorized, empowered and directed, in
76 its discretion, to reject any and all bids submitted, and if all
77 bids are rejected, the authority may negotiate a contract within
78 the limitations of the specifications so long as the terms of any
79 such negotiated contract are equal to or better than the
80 comparable terms submitted by the lowest and best bidder. No
81 sectarian, un-American, political, partisan or immoral
82 advertisement, as determined solely by the authority or its
83 successor, shall be accepted.

84 All moneys derived from sale of such advertising shall be
85 deposited in the appropriate special fund in the State Treasury to
86 the credit of the Mississippi Department of Information Technology
87 Services.

88 SECTION 4. The Mississippi Department of Information
89 Technology Services is hereby authorized to receive additional
90 funds from any state agency or other source, including one hundred
91 percent (100%) general-fund agencies, for the purpose of providing
92 data processing or telecommunications services to any governmental
93 organization contracting with the Mississippi Department of

94 Information Technology Services for such services. The
95 Mississippi Department of Information Technology Services is
96 further authorized to escalate an amount not to exceed One Million
97 Dollars (\$1,000,000.00) and to increase, up to a maximum of twenty
98 (20) additional positions, the number of authorized positions
99 listed in this act in order to provide the required data
100 processing or telecommunications services for such governmental
101 organizations, under the rules and regulations of the Department
102 of Finance and Administration.

103 SECTION 5. The money herein appropriated shall be paid by
104 the State Treasurer out of any money in the State Treasury to the
105 credit of the proper fund or funds as set forth in this act, upon
106 warrants issued by the State Fiscal Officer; and the State Fiscal
107 Officer shall issue his warrants upon requisitions signed by the
108 proper person, officer or officers, in the manner provided by law.

109 SECTION 6. This act shall take effect and be in force from
110 and after July 1, 2001.