SENATE BILL NO. 3106
(As Sent to Governor)

AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2002.

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

SECTION 1. The following sum of money, or so much thereof as
may be necessary, is hereby appropriated out of any money in the
State General Fund not otherwise appropriated, to defray the
expenses of the Mississippi Development Authority for the fiscal
year beginning July 1, 2001, and ending June 30, 2002.............

$     21,176,827.00.

SECTION 2. 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 Mississippi Development Authority or
the appropriate special fund for the purpose of defraying the
expenses incurred in the operation of the various divisions of the
authority for the fiscal year beginning July 1, 2001, and ending
June 30, 2002.......................... $    127,283,822.00.

SECTION 3. With the funds appropriated under the provisions
of Sections 1 and 2, the following positions are authorized:

AUTHORIZED POSITIONS:

Permanent: Full Time.........      336
Part Time............        3

Time-Limited: Full Time.........       37
Part Time............        3

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 4. Of the funds appropriated in Section 2, the amount of Four Hundred Fifty Thousand Dollars ($450,000.00) shall be provided from the Motor Carrier Regulation Account to defray the expenses of the Mississippi Development Authority in operating the state welcome centers.

SECTION 5. Of the funds appropriated under the provisions of Section 2, Five Million Dollars ($5,000,000.00) shall be derived from the Budget Contingency Fund created in Senate Bill No. 2680, Regular Session of 2001.
SECTION 6. Of the funds appropriated under the provisions of Section 2, One Hundred Fifty Thousand Dollars ($150,000.00) from the Budget Contingency Fund is provided for the support of the Golden Triangle Education Center for Manufacturing Technology.

SECTION 7. Of the funds appropriated under the provisions of Section 2, One Hundred Fifty Thousand Dollars ($150,000.00) from the Budget Contingency Fund is provided for the support of the Mississippi Delta Community College Industrial Training Program.

SECTION 8. Of the funds appropriated under the provisions of Section 2, Two Hundred Thousand Dollars ($200,000.00) from the Budget Contingency Fund is provided to defray, without limitation, expenses in connection with the costs of responding to military installations and facilities closure inquiries and pursuing military installations, facilities improvements and enhancement opportunities.

SECTION 9. The acceptance and expenditure of funds, and interest on such funds, received from, or by virtue of consent or other orders of or agreements involving any agency, instrumentality, or judicial tribunal of any state or the United States for petroleum price compliance and allocation which may become available during the fiscal year for the support of the Mississippi Development Authority or any programs sponsored under the terms of the receipt of these funds are hereby authorized not to exceed Two Million Dollars ($2,000,000.00) and approved, provided such receipts and expenditures are reported and otherwise accounted for in accordance with Section 27-103-101 et seq., and Section 27-104-1 et seq., Mississippi Code of 1972.

SECTION 10. It is the intention of the Legislature that the Mississippi Development Authority is hereby authorized to escalate, budget and expend funds from any source not to exceed Five Million Dollars ($5,000,000.00) in accordance with rules and regulations of the Department of Finance and Administration in a manner consistent with the escalation of federal funds.
SECTION 11. It is the intention of the Legislature that the Mississippi Development Authority shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2001. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2003 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2002 budget request process.

SECTION 12. Of the funds appropriated in Sections 1 and 2, the amount of Six Million Four Hundred Sixty-two Thousand Dollars ($6,462,000.00), or so much thereof as may be necessary, is provided for the purpose of supporting Mississippi Tourism Advertising and Promotion for Fiscal Year 2002. The expenditure of funds authorized in this section shall be exempt from Section 25-9-120, Mississippi Code of 1972.

SECTION 13. Of the funds appropriated in Sections 1 and 2, the amount of One Million Five Hundred Sixty-seven Thousand Dollars ($1,567,000.00), or so much thereof as may be necessary, is provided for the purpose of supporting, marketing, and facilitating Mississippi business growth for Fiscal Year 2002. The expenditure of funds authorized in this section shall be exempt from Section 25-9-120, Mississippi Code of 1972.

SECTION 14. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided herein shall be utilized in the most efficient and effective manner possible to achieve the intended mission of this agency. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

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<th>Performance Measures</th>
<th>Target</th>
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<td>FY2002</td>
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International & National

National Recruitment Contacts (Actions) 3,100
International Investment Contacts (Actions) 400
International Trade Contacts (Actions) 1,500
Qualified National Prospects (Prospects) 200

Minority Business

Minority Business Contacts (Contacts) 4,500
Minority Business Certifications (Actions) 300

Financial Resources

Request for Financing or Incentives (Actions) 422

Existing Industry & Business

Interactions with Interstate Businesses (Actions) 7,200
Businesses Assisted (Entities) 3,000

Tourism Services

Tourist Inquiries Generated (Number) 505,435

Welcome Centers

Tourists Registered (Persons) 3,264,000

Energy

BTUs Saved (Units in Trillions) 71.67
Clients Served (Entities) 34,650

Community Services

Amount of Grants Awarded ($) 55,000,000
Grants & Loans Awarded (Items) 175
Community Programs Delivered (Programs) 265

Employment Training

Successful Program Completion by Clients (%) 78
Clients Served (Persons) 10,855

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2003.
SECTION 15. In addition to all other sums herein appropriated, 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, to the Mississippi Development Authority for the purpose of providing funds for the Institute for Technology Development, for the fiscal year beginning July 1, 2001, and ending June 30, 2002.................

................................................. $ 650,000.00.

The funds appropriated under the provisions of this section are provided for the specific purpose of providing state funds for support of the Institute for Technology Development to equip, operate and maintain a post-graduate, integrated circuit design, engineering training program, known as ComPEET. The funds herein appropriated shall be held separate and apart from all other funds appropriated to the Mississippi Development Authority.

SECTION 16. In addition to all other sums herein appropriated, 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, to the Mississippi Development Authority for the purpose of providing funds for Mississippi Technology Alliance, for the fiscal year beginning July 1, 2001, and ending June 30, 2002...........................

................................................ $ 1,000,000.00.

The funds appropriated under the provisions of this section are provided for the specific purpose of providing state funds for support of Mississippi Technology Alliance to strengthen the business environment in Mississippi to spur the creation and growth of technology-based industries, thus creating many more high-paying jobs and a more diversified, competitive Mississippi economy. The funds herein appropriated shall be held separate and apart from all other funds appropriated to the Mississippi Development Authority.
SECTION 17. In addition to all other sums herein appropriated, 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, to the Mississippi Development Authority for the purpose of providing funds to support the Stennis Space Center - Space Commerce Initiative, for the fiscal year beginning July 1, 2001, and ending June 30, 2002 $ 1,500,000.00.

The funds herein appropriated shall be held separate and apart from all other funds appropriated to the Mississippi Development Authority.

SECTION 18. In addition to all other sums herein appropriated, the following sum, or so much thereof as may be necessary, is hereby appropriated out of any special source funds not otherwise appropriated, for the purpose of providing funds to support the Stennis Space Center - Space Commerce Initiative, for the fiscal year beginning July 1, 2001, and ending June 30, 2002 $ 4,000,000.00.

SECTION 19. None of the funds appropriated in Section 2 shall be expended unless members of the Mississippi House of Representatives and Mississippi Senate representing such districts are notified at least three (3) days prior to the awarding of Community Development Block Grants or any other grants to their districts.

SECTION 20. 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 21. This act shall take effect and be in force from and after July 1, 2001.