

REPORT OF CONFERENCE COMMITTEE

MADAM PRESIDENT AND MR. SPEAKER:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 3098: Appropriation; Treasurers Office.

We, therefore, respectfully submit the following report and recommendation:

1. That the House recede from its Amendment No. 1.

2. That the Senate and House adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

4 SECTION 1. The following sum of money, or so much thereof
5 as may be necessary, is hereby appropriated out of any money in
6 the State General Fund not otherwise appropriated, to defray the
7 expenses of the office of the State Treasurer for the fiscal year
8 beginning July 1, 2001, and ending June 30, 2002.....
9 \$ 624,275.00.

10 SECTION 2. The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any funds in the special
12 fund entitled Abandoned Property Fund in the State Treasury for

13 the purpose of defraying expenses of the State Treasurer in
14 administering the Uniform Disposition of Unclaimed Property and
15 certain other expenses of the office, for the fiscal year
16 beginning July 1, 2001, and ending June 30, 2002.....
17 \$ 2,169,359.00.

18 SECTION 3. Of the funds appropriated under the provisions
19 of Sections 1 and 2, not more than the amounts set forth below
20 shall be expended for the respective major objects or purposes of
21 expenditure:

22 MAJOR OBJECTS OF EXPENDITURE:

23 Personal Services:

24 Salaries, Wages and Fringe Benefits. \$ 1,564,242.00
25 Travel and Subsistence..... 6,782.00
26 Contractual Services..... 1,063,950.00
27 Commodities..... 63,765.00

28 Capital Outlay:

29 Other Than Equipment..... 0.00
30 Equipment..... 94,895.00
31 Subsidies, Loans and Grants..... 0.00

32 Total..... \$ 2,793,634.00

33 FUNDING:

34 General Funds..... \$ 624,275.00

35 Special Funds..... 2,169,359.00
36 Total..... \$ 2,793,634.00

37 AUTHORIZED POSITIONS:

38 Permanent: Full Time 33
39 Part Time 0
40 Time-Limited: Full Time 0
41 Part Time 0

42 SECTION 4. In addition to all other sums herein
43 appropriated, the following sum, or so much thereof as may be
44 necessary, is hereby appropriated out of any money in the State
45 Treasury to the credit of the Education Improvement Trust Fund
46 No. 3219 for the purpose of investing funds for the fiscal year
47 beginning July 1, 2001, and ending June 30, 2002.....
48 \$ 87,000.00.

49 SECTION 5. The following sum, or so much thereof as may be
50 necessary, is hereby appropriated out of any money in the State
51 Treasury to the credit of the Mississippi Prepaid Affordable
52 College Tuition Administrative Fund to defray the costs of the
53 Mississippi Prepaid Affordable College Tuition Program for the
54 fiscal year beginning July 1, 2001, and ending June 30, 2002....
55 \$ 1,251,543.00.

56 With the funds appropriated in this section, the following

57 positions are authorized:

58 AUTHORIZED POSITIONS:

59 Permanent: Full Time 5

60 SECTION 6. In addition to all other sums herein appropriated,
61 the following sum, or so much thereof as may be necessary, is
62 hereby appropriated out of any money in the State Treasury to the
63 credit of the Mississippi Prepaid Affordable College Tuition
64 Trust Fund for the purpose of paying all amounts due for prepaid
65 tuition contracts of the Mississippi Prepaid Affordable College
66 Tuition Program, for the fiscal year beginning July 1, 2001, and
67 ending June 30, 2002..... \$ 2,000,000.00.

68 SECTION 7. The following sum, or so much thereof as may be
69 necessary, is hereby appropriated out of any money in the State
70 Treasury to the credit of the Health Care Expendable Fund,
71 created under House Bill No. 519, 1999 Regular Session, for the
72 purpose of defraying the expenses of the Office of the State
73 Treasurer for the fiscal year beginning July 1, 2001, and ending
74 June 30, 2002.....
75 \$ 161,776.00.

76 With the funds appropriated in this section, the following
77 positions are authorized:

78 AUTHORIZED POSITIONS:

79 Permanent: Full Time 2

80 SECTION 8. 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 Mississippi Affordable College
83 Savings Administrative Fund to defray the costs of the
84 Mississippi Affordable College Savings Program for the fiscal
85 year beginning July 1, 2001, and ending June 30, 2002\$ 597,507.00.

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

88 AUTHORIZED POSITIONS:

89

Permanent: Full Time 2

5 SECTION 9. It is the intention of the Legislature that the State
6 Treasurer is hereby authorized to accept, budget and expend an amount not
7 to exceed One Million Dollars (\$1,000,000.00) from any funds deposited into
8 the Mississippi Affordable College Savings Fund from administrative fees,
9 grants, other payments or investment earnings received by the Mississippi
10 Affordable College Savings Program. Such funds shall be escalated in
11 accordance with the rules and regulations of the Department of Finance and
12 Administration in a manner consistent with the escalation of federal funds.

13 SECTION 10. With the funds herein appropriated, it is the intention of
14 the Legislature that it shall be the agency's responsibility to make certain
15 that funds required to be appropriated for "Personal Services" for Fiscal
16 Year 2003 do not exceed Fiscal Year 2002 funds appropriated for that
17 purpose, unless programs or positions are added to the agency's Fiscal
18 Year 2003 budget by the Mississippi Legislature. Based on data provided
19 by the Legislative Budget Office, the State Personnel Board shall determine
20 and publish the projected annual cost to fully fund all appropriated positions
21 in compliance with the provisions of this act. It shall be the responsibility of
22 the agency head to insure that no single personnel action increases this
23 projected annual cost and/or the Fiscal Year 2002 appropriation for
24 "Personal Services" when annualized. If, at the end of any calendar month,
25 the State Personnel Board determines that the agency has taken action(s)
26 which would cause the agency to exceed this projected annual cost or the
27 Fiscal Year 2002 "Personal Services" appropriated level, when annualized,
28 then only those actions which reduce the projected annual cost and/or the
29 appropriation requirement will be processed by the State Personnel Board

until such time as the requirements of this provision are met.

SECTION 11. It is the intention of the Legislature that the State Treasurer is hereby authorized to accept, budget and expend an amount not to exceed One Million Dollars (\$1,000,000.00) from administrative fees charged and from interest earnings on any funds authorized for administration of the Mississippi Prepaid Affordable College Tuition Program, for the administration of the Mississippi Prepaid Affordable College Tuition Program. Such funds shall be escalated in accordance with the rules and regulations of the Department of Finance and Administration in a manner consistent with the escalation of federal funds.

SECTION 12. No part of the funds appropriated herein shall be used in the payment of attorney's fees, nor shall any of said funds be used either directly or indirectly, for the purpose of paying any clerk, stenographer, assistant, deputy or other person who may be related by blood or marriage within the third degree, computed by the rules of the civil law, to the official employing or having the right of employment or selection thereof; and in the event of any such payment, then the official or person approving and making or receiving such payment shall be jointly and severally liable to return to the State of Mississippi and to pay into the State Treasury three (3) times any such amount so paid or received, to be recovered at suit of the Attorney General; provided that when the relationship is by affinity and the person through whom the relationship was established is dead, this provision shall not apply.

SECTION 13. 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

57 upon requisitions signed by the proper person, officer or officers in the
58 manner provided by law.

59 SECTION 14. This act shall take effect and be in force from and after
60 July 1, 2001.

CONFEREES FOR THE SENATE

CONFEREES FOR THE HOUSE

X_____

X_____

—

Jack Gordon

Charlie Capps, Jr.

X_____

X_____

—

Ron Farris

Percy W. Watson

X_____

X_____

—

Dean Kirby

David L. Green

—