

By: Representatives Green, McBride, Denny,  
Ellzey, Gadd, Nettles, Read, Watson

To: Appropriations

HOUSE BILL NO. 1756

1 AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND  
2 MAINTENANCE OF THE DEPARTMENT OF MARINE RESOURCES FOR THE FISCAL  
3 YEAR 2003.

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 appropriated out of any money in the State  
7 General Fund not otherwise appropriated, for the support and  
8 maintenance of the Department of Marine Resources for the fiscal  
9 year beginning July 1, 2002, and ending June 30, 2003.....  
10 ..... \$ 1,932,429.00.

11 SECTION 2. The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in any special  
13 fund in the State Treasury to the credit of the Department of  
14 Marine Resources for the fiscal year beginning July 1, 2002, and  
15 ending June 30, 2003..... \$ 10,918,231.00.

16 Of the funds appropriated in this section, Three Million  
17 Fifty Thousand Dollars (\$3,050,000.00) is derived from the state  
18 excise taxes upon gasoline, oil and other petroleum products.

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

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:

25	Salaries, Wages and Fringe Benefits..	\$	5,273,881.00
26	Travel and Subsistence.....		82,880.00
27	Contractual Services.....		1,528,140.00



28	Commodities.....	412,564.00
29	Capital Outlay:	
30	Other Than Equipment.....	0.00
31	Equipment.....	291,850.00
32	Subsidies, Loans and Grants.....	<u>5,261,345.00</u>
33	Total.....	\$ 12,850,660.00
34	FUNDING:	
35	General Funds.....	\$ 1,932,429.00
36	Special Funds.....	<u>10,918,231.00</u>
37	Total.....	\$ 12,850,660.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	108
40	Part Time.....	0
41	Time-Limited: Full Time.....	33
42	Part Time.....	4

43 Each Marine Conservation Officer and Supervisor shall be  
44 furnished an allowance for uniforms not to exceed Four Hundred  
45 Fifty Dollars (\$450.00) per annum.

46 Funds are provided herein to adjust the Variable Compensation  
47 Plan to ensure that all full-time employees receive a pay increase  
48 equal to fifty percent (50%) of the realignment component of the  
49 Variable Compensation Plan or Six Hundred Dollars (\$600.00),  
50 whichever is greater, beginning on January 1, 2003.

51 With the funds herein appropriated, it is the intention of  
52 the Legislature that it shall be the agency's responsibility to  
53 make certain that funds required to be appropriated for "Personal  
54 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003  
55 funds appropriated for that purpose, unless programs, positions or  
56 pay increases are added to the agency's budget by the Mississippi  
57 Legislature. Based on data provided by the Legislative Budget  
58 Office, the State Personnel Board shall, on July 1, 2002, publish  
59 separate annual projection reports, based on July 1, 2002 data,  
60 for the period of July 1, 2002 through December 31, 2002, and



61 January 1, 2003 through June 30, 2003, that project the annual  
62 cost to fully fund all appropriated positions in compliance with  
63 the provisions of this act. It shall be the responsibility of the  
64 agency head to ensure that no single personnel action increases  
65 this projected cost and/or the Fiscal Year 2003 appropriation for  
66 "Personal Services," as annualized on a semi-annual basis in  
67 accordance with the provisions of this act. If, at the end of any  
68 calendar month, the State Personnel Board determines that the  
69 agency has taken action(s) which would cause the agency to exceed  
70 this projected annual cost or the Fiscal Year 2003 "Personal  
71 Services" appropriated level, when annualized in compliance with  
72 the provisions of this act, then only those actions which reduce  
73 the projected annual cost and/or the appropriation requirement  
74 will be processed by the State Personnel Board until such time as  
75 the requirements of this provision are met.

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

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

82 **SECTION 4.** It is the intention of the Legislature that the  
83 Department of Marine Resources shall have the authority to  
84 receive, budget and expend funds from any source that may become  
85 available to the department in accordance with the rules and  
86 regulations of the Department of Finance and Administration in a  
87 manner consistent with the escalation of federal funds.

88 **SECTION 5.** In addition to all other sums heretofore  
89 appropriated, the following sum, or so much thereof as may be  
90 necessary, is hereby appropriated out of any money in the State  
91 Treasury to the credit of the Tidelands Fund No. 3450, to the  
92 Department of Marine Resources for the purpose of defraying the



93 expenses of the Tidelands projects for the fiscal year beginning  
94 July 1, 2002, and ending June 30, 2003..... \$ 5,000,000.00.

95 With the funds appropriated in this section, the following  
96 projects are authorized:

97 PUBLIC ACCESS PROJECTS:

98	City of Biloxi-Seafood Museum. . . . .	.\$ 200,000.00
99	City of Biloxi-Seafood Museum-Pier . . . .	.\$ 200,000.00
100	City of Gulfport-Courthouse Road Boat	
101	Launch Area-Phase II. . . . .	.\$ 400,000.00
102	City of Pass Christian-Harbor	
103	Improvements. . . . .	.\$ 200,000.00
104	City of Long Beach-FY2002 Harbor	
105	Improvements. . . . .	.\$ 200,000.00
106	Hancock County Board of Supervisors-	
107	Bayou Caddy Marina. . . . .	.\$ 200,000.00
108	Hancock County Board of Supervisors -	
109	Clermont Harbor Pier. . . . .	.\$ 100,000.00
110	City of Bay St. Louis - Ulman Avenue	
111	Pier . . . . .	.\$ 200,000.00
112	City of Ocean Springs-Phase I East Beach	
113	Board Walk. . . . .	.\$ 150,000.00
114	Jackson County Board of Supervisors-	
115	Porteaux Bayou . . . . .	.\$ 150,000.00
116	Hancock County Board of Supervisors -	
117	Curtis Johnson . . . . .	.\$ 60,000.00
118	Hancock County Board of Supervisors -	
119	Dunbar . . . . .	.\$ 75,000.00
120	Hancock County Board of Supervisors -	
121	McCleod Park . . . . .	.\$ 50,000.00
122	City of Moss Point-Waterfront	
123	Development: River Bend. . . . .	.\$ 50,000.00
124	City of Pascagoula-Phase I Pier and	
125	Launch Improvements. . . . .	.\$ 60,000.00



126	Jackson County Board of Supervisors -	
127	Graveline Bayou Dredging -	
128	Phase II . . . . .	\$ 75,000.00
129	D'Iberville Port Commission - Fountain	
130	Beach Public Access and Habitat	
131	Learning Center. . . . .	\$ 200,000.00
132	Beauvior Shrine . . . . .	\$ 95,000.00
133	Mississippi Maritime Museum-Gulfport. .	\$ 200,000.00
134	City of Gautier-City Park Expansion . .	\$ 200,000.00
135	Public Access - Unallocated Projects. .	\$ 445,000.00
136	TOTAL PUBLIC ACCESS . . . . .	\$3,510,000.00

137 MANAGEMENT PROJECTS:

138	USM - Cedar Point Nature and Wildlife	
139	Preserve and Public Interpretation	
140	Center . . . . .	\$ 200,000.00
141	Restoration West End of Deer Island . .	\$ 300,000.00
142	Hancock County Low Profile Reefs. . . .	\$ 150,000.00
143	Harrison County Low Profile Reefs . . .	\$ 200,000.00
144	Jackson County Low Profile Reefs. . . .	\$ 150,000.00
145	Department of Marine Resources	
146	Management Projects. . . . .	\$ 490,000.00
147	TOTAL MANAGEMENT:	\$1,490,000.00
148	TOTAL TIDELANDS:	\$5,000,000.00

149 Each political subdivision receiving funds authorized in this  
150 section shall be held responsible for complying with Section  
151 29-15-9, Mississippi Code of 1972, and shall be subject to an  
152 audit by the State Auditor and shall submit detailed reports  
153 beginning June 30, and every six (6) months thereafter for the  
154 duration of the project to the Department of Marine Resources on  
155 how funds authorized in this section were expended.

156 It is the intention of the Legislature that any political  
157 subdivision seeking to qualify for tidelands funds for the  
158 subsequent fiscal year shall submit a proposal to the Department



159 of Marine Resources no later than July 1, 2002. All proposals  
160 submitted will be reviewed and evaluated by the Department of  
161 Marine Resources in accordance to department plans and procedures.  
162 Multiphased projects, multiyear projects, proposed projects with  
163 high dollar value and projects that have a record of stacking  
164 funds shall be considered as low priority projects when evaluated.

165 It is the intention of the Legislature that if the amount of  
166 the tidelands funds appropriated in this act exceed the actual  
167 amount of tidelands funds available, the available funds shall be  
168 made allocated on a pro rata basis between projects listed in this  
169 section.

170 **SECTION 6.** The money herein appropriated shall be paid by  
171 the State Treasurer out of any money in the State Treasury to the  
172 credit of the proper fund or funds as set forth in this act, upon  
173 warrants issued by the State Fiscal Officer; and the State Fiscal  
174 Officer shall issue his warrants upon requisitions signed by the  
175 proper person, officer or officers, in the manner provided by law.

176 **SECTION 7.** This act shall take effect and be in force from  
177 and after July 1, 2002.

