

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

To: Appropriations

HOUSE BILL NO. 1756
(As Passed the House)

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..... \$ 5,918,231.00.

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>261,345.00</u>
33	Total..... \$	<u>7,850,660.00</u>

34 FUNDING:

35	General Funds..... \$	1,932,429.00
36	Special Funds.....	<u>5,918,231.00</u>
37	Total..... \$	<u>7,850,660.00</u>

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. 3452 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 Beauvoir 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.

