

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

To: Appropriations

SENATE BILL NO. 3126
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEAR 2003.

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

4 SECTION 1. The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the Department of Finance and Administration for the
8 fiscal year beginning July 1, 2002 and ending June 30, 2003
9 \$ 12,947,671.00.

10 SECTION 2. The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any money in the State
12 Treasury to the credit of the Department of Finance and
13 Administration for the purpose of defraying the expenses incurred
14 in the operation of the various offices of the department for the
15 fiscal year beginning July 1, 2002 and ending June 30, 2003.....
16 \$ 16,481,063.00.

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

19 AUTHORIZED POSITIONS:

20	Permanent:	Full Time.....	343
21		Part Time.....	2
22	Time-Limited:	Full Time.....	1
23		Part Time.....	0

24 Provided that a report based on expenditures incurred during
25 the current and immediate-past fiscal years shall be provided to
26 each regularly scheduled legislative session. This report should
27 reflect expenditures as a result of the operation of the Robert E.



28 Lee Building, the Woolfolk State Office Building, the Gartin and
29 Sillers Buildings, the Capitol Buildings, the Central High School
30 Building, the 301 Building and other state buildings, and this
31 report should contain any steps taken to reduce operating costs.

32 It is also the intention of the Legislature that no
33 state-owned aircraft shall be utilized by any person except for
34 official business only.

35 **SECTION 4.** Of the funds appropriated under the provisions of
36 Section 2, the amount of Sixty Thousand Dollars (\$60,000.00), or
37 so much thereof as may be necessary, shall be expended for premium
38 payments for flood insurance on state-owned facilities. However,
39 no such premium shall be paid until reviewed and approved by the
40 Bureau of Building, Grounds and Real Property Management. Said
41 payments are to be made from accrued interest earnings from loans
42 under the Disaster Assistance Program.

43 **SECTION 5.** In addition to all other sums herein
44 appropriated, the following sum, or so much thereof as may be
45 necessary, is hereby appropriated out of any money in the special
46 fund in the State Treasury to the credit of the Tort Claims Fund
47 for the purpose of defraying the expenses of the Tort Claims Board
48 in the administration of the Tort Claims Act for the fiscal year
49 beginning July 1, 2002, and ending June 30, 2003.....
50 \$ 9,439,379.00.

51 **SECTION 6.** With the funds appropriated under the provisions
52 of Section 5, the following positions are authorized:

53 AUTHORIZED POSITIONS:

54	Permanent:	Full Time.....	6
55		Part Time.....	0
56	Time-Limited:	Full Time.....	0
57		Part Time.....	0

58 **SECTION 7.** Funds are provided herein to adjust the Variable
59 Compensation Plan to ensure that all full-time employees receive a
60 pay increase equal to fifty percent (50%) of the realignment



61 component of the Variable Compensation Plan or Six Hundred Dollars
62 (\$600.00), whichever is greater, beginning on January 1, 2003.

63 With the funds herein appropriated, it is the intention of
64 the Legislature that it shall be the agency's responsibility to
65 make certain that funds required to be appropriated for "Personal
66 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
67 funds appropriated for that purpose, unless programs, positions or
68 pay increases are added to the agency's budget by the Mississippi
69 Legislature. Based on data provided by the Legislative Budget
70 Office, the State Personnel Board shall, on July 1, 2002, publish
71 separate annual projection reports, based on July 1, 2002 data,
72 for the period of July 1, 2002, through December 31, 2002, and
73 January 1, 2003, through June 30, 2003, that project the annual
74 cost to fully fund all appropriated positions in compliance with
75 the provisions of this act. It shall be the responsibility of the
76 agency head to ensure that no single personnel action increases
77 this projected cost and/or the Fiscal Year 2003 appropriation for
78 "Personal Services," as annualized on a semiannual basis in
79 accordance with the provisions of this act. If, at the end of any
80 calendar month, the State Personnel Board determines that the
81 agency has taken action(s) which would cause the agency to exceed
82 this projected annual cost or the Fiscal Year 2003 "Personal
83 Services" appropriated level, when annualized in compliance with
84 the provisions of this act, then only those actions which reduce
85 the projected annual cost and/or the appropriation requirement
86 will be processed by the State Personnel Board until such time as
87 the requirements of this provision are met.

88 Any transfers within each specific budget or escalations
89 shall be made in accordance with the terms, conditions and
90 procedures established by law.

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



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

95 **SECTION 8.** The Bureau of Building, Grounds and Real Property
96 Management of the Office of General Services is hereby expressly
97 authorized and empowered to receive, budget and expend any state,
98 local or other source funds designated for supplemental funding of
99 construction and/or repairs and renovation projects.

100 **SECTION 9.** Of the funds appropriated in Section 2, the
101 following amounts are authorized to be spent out of the Statewide
102 Cost Allocation Fund No. 3143 by the Department of Finance and
103 Administration:

104 (a) One Hundred Ninety-two Thousand Two Hundred Fifty
105 Dollars (\$192,250.00) for the purpose of defraying computer
106 expenses.

107 (b) Six Hundred Twenty-eight Thousand One Hundred
108 Ninety-four Dollars (\$628,194.00) for the purpose of defraying the
109 cost of the acquisition, development and implementation of the
110 Statewide Automated Accounting System.

111 (c) One Hundred Eighty-three Thousand Four Hundred
112 Dollars (\$183,400.00) for implementation and operation of an
113 imaging/electronic processing system.

114 (d) One Million Dollars (\$1,000,000.00) for paying
115 utility costs for the Capitol Complex.

116 **SECTION 10.** Of the funds appropriated in Section 2, One
117 Hundred Sixty-five Thousand Dollars (\$165,000.00) is authorized to
118 be spent out of the Local Disaster Loan Fund No. 3144 by the
119 Department of Finance and Administration for the purpose of
120 defraying the cost of the Air Transport Services.

121 **SECTION 11.** The Office of Capitol Facilities, Department of
122 Finance and Administration, is hereby expressly authorized and
123 empowered to receive funds from state agencies for the rent of
124 office space in the Eldon Bolton Office Building in Biloxi,
125 Mississippi, and the State Service Center in Hattiesburg,



126 Mississippi. The Office of Capitol Facilities is further
127 authorized and empowered to budget and expend any such funds
128 received to operate and maintain, and up to Five Dollars (\$5.00)
129 per square foot of rental receipts to finish tenant space, in the
130 Eldon Bolton Office Building in Biloxi, Mississippi, and the State
131 Service Center in Hattiesburg, Mississippi, as state office
132 buildings. Monies received for rent of such office space are to
133 be deposited in a special fund in the State Treasury. Any funds
134 on hand at the end of the fiscal year shall lapse into the State
135 General Fund.

136 **SECTION 12.** Of the funds appropriated in Sections 1 and 2,
137 an amount not less than One Million Four Hundred Seventy-two
138 Thousand Two Hundred Sixty Dollars (\$1,472,260.00) shall be used
139 to defray the expenses of the Bureau of Building, Grounds and Real
140 Property Management.

141 **SECTION 13.** It is the intention of the Legislature that the
142 Department of Finance and Administration shall maintain complete
143 accounting and personnel records related to the expenditure of all
144 funds appropriated under this act and that such records shall be
145 in the same format and level of detail as maintained for Fiscal
146 Year 2002. It is further the intention of the Legislature that
147 the agency's budget request for Fiscal Year 2004 shall be
148 submitted to the Joint Legislative Budget Committee in a format
149 and level of detail comparable to the format and level of detail
150 provided during the Fiscal Year 2003 budget request process.

151 **SECTION 14.** It is the intention of the Legislature that the
152 Department of Finance and Administration is hereby authorized to
153 accept, budget and expend funds, not to exceed Five Hundred
154 Thousand Dollars (\$500,000.00), from any source in accordance with
155 rules and regulations of the Department of Finance and
156 Administration in a manner consistent with the escalation of
157 federal funds.



158 **SECTION 15.** The following sum, or so much thereof as may be
159 necessary, is hereby reappropriated out of any money collected in
160 the Statewide Cost Allocation Fund during Fiscal Year 2002 not
161 otherwise appropriated, for the purpose of reauthorizing the
162 expenditure of these funds, originally authorized for specific
163 purposes in Senate Bill No. 3087, 2001 Regular Session, to be used
164 for any purpose deemed necessary for the operation of the
165 Department of Finance and Administration for the fiscal year
166 beginning July 1, 2002, and ending June 30, 2003.....
167 \$ 500,000.00.

168 Notwithstanding the amount reappropriated under the
169 provisions of this section, in no event shall the amount expended
170 exceed the unexpended balance as of June 30, 2002.

171 **SECTION 16.** The following sum, or so much thereof as may be
172 necessary, is hereby reappropriated out of any money in the State
173 General Fund not otherwise appropriated, to the Department of
174 Finance and Administration for the purpose of reauthorizing the
175 expenditure of State General Funds, as authorized in Senate Bill
176 No. 3087, 2001 Regular Session, for the fiscal year beginning
177 July 1, 2002, and ending June 30, 2003..... \$ 300,000.00.

178 Notwithstanding the amount reappropriated under the
179 provisions of this section, in no event shall the amount expended
180 exceed the unexpended balance as of June 30, 2002.

181 **SECTION 17.** It is the intention of the Legislature that the
182 Department of Finance and Administration may utilize funds
183 appropriated under the provisions of Sections 1 and 2, and
184 allocated in Section 12, to hire architects and engineers as
185 required and approved by the State Personnel Board. Such
186 adjustment shall not increase the projected annual cost to fully
187 fund all positions.

188 **SECTION 18.** Of the funds appropriated under the provisions
189 of Section 2, Three Hundred Fifty-Four Thousand Eight Hundred
190 Forty Dollars (\$354,840.00) shall be derived from the Budget



191 Contingency Fund created in Section 27-103-301, Mississippi Code
192 of 1972.

193 **SECTION 19.** The money herein appropriated shall be paid by
194 the State Treasurer out of any money in the State Treasury to the
195 credit of the proper fund or funds as set forth in this act, upon
196 warrants issued by the State Fiscal Officer; and the State Fiscal
197 Officer shall issue his warrants upon requisitions signed by the
198 proper person, officer or officers, in the manner provided by law.

199 **SECTION 20.** This act shall take effect and be in force from
200 and after July 1, 2002.

