

By: Senator(s) Gordon, Thames, Gollott,  
White (5th), Carlton, Farris, Frazier,  
Harden, Jackson

To: Appropriations

SENATE BILL NO. 3174  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS TO DEFRAY THE  
2 EXPENSES OF THE MISSISSIPPI WORKERS' COMPENSATION COMMISSION FOR  
3 FISCAL 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 Treasury to the credit of the Mississippi Workers' Compensation  
8 Commission, for the purpose of defraying the expenses incurred by  
9 said commission for the fiscal year beginning July 1, 2002, and  
10 ending June 30, 2003..... \$ 5,250,450.00.

11 **SECTION 2.** Of the funds appropriated under the provisions of  
12 Section 1, not more than the amounts set forth below shall be  
13 expended for the respective major objects or purposes of  
14 expenditure:

15 MAJOR OBJECTS OF EXPENDITURE:

16 Personal Services:

17	Salaries, Wages and Fringe Benefits..	\$	3,555,405.00
18	Travel and Subsistence.....		165,000.00
19	Contractual Services.....		1,002,145.00
20	Commodities.....		78,300.00
21	Capital Outlay:		
22	Other Than Equipment.....		5,000.00
23	Equipment.....		89,600.00
24	Subsidies, Loans and Grants.....		<u>355,000.00</u>
25	Total.....	\$	5,250,450.00

26 AUTHORIZED POSITIONS:

27 Permanent: Full Time..... 76



28	Part Time.....	0
29	Time-Limited: Full Time.....	0
30	Part Time.....	0

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

36 With the funds herein appropriated, it is the intention of  
37 the Legislature that it shall be the agency's responsibility to  
38 make certain that funds required to be appropriated for "Personal  
39 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003  
40 funds appropriated for that purpose, unless programs, positions or  
41 pay increases are added to the agency's budget by the Mississippi  
42 Legislature. Based on data provided by the Legislative Budget  
43 Office, the State Personnel Board shall, on July 1, 2002, publish  
44 separate annual projection reports, based on July 1, 2002 data,  
45 for the period of July 1, 2002 through December 31, 2002, and  
46 January 1, 2003 through June 30, 2003, that project the annual  
47 cost to fully fund all appropriated positions in compliance with  
48 the provisions of this act. It shall be the responsibility of the  
49 agency head to ensure that no single personnel action increases  
50 this projected cost and/or the Fiscal Year 2003 appropriation for  
51 "Personal Services," as annualized on a semi-annual basis in  
52 accordance with the provisions of this act. If, at the end of any  
53 calendar month, the State Personnel Board determines that the  
54 agency has taken action(s) which would cause the agency to exceed  
55 this projected annual cost or the Fiscal Year 2003 "Personal  
56 Services" appropriated level, when annualized in compliance with  
57 the provisions of this act, then only those actions which reduce  
58 the projected annual cost and/or the appropriation requirement  
59 will be processed by the State Personnel Board until such time as  
60 the requirements of this provision are met.



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

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

67 **SECTION 3.** It is the intention of the Legislature that with  
68 the funds appropriated in Section 1 and authorized for expenditure  
69 in Section 2, the Mississippi Workers' Compensation Commission  
70 shall enter into a contract with the industrial private sector for  
71 the purpose of implementing a safety education and training  
72 program.

73 **SECTION 4.** With the funds provided herein, it is the intent  
74 of the Legislature that the Workers' Compensation Commission may  
75 transfer a sum or sums not to exceed Two Hundred Thousand Dollars  
76 (\$200,000.00) from the Administrative Expense Fund to the Second  
77 Injury Fund.

78 **SECTION 5.** With the funds provided herein, it is the intent  
79 of the Legislature that the Workers' Compensation Commission may  
80 transfer a sum or sums not to exceed One Hundred Fifty Thousand  
81 Dollars (\$150,000.00) from the Administrative Expense Fund to the  
82 Insurance Integrity Enforcement Bureau within the Office of the  
83 Attorney General.

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

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

