SENATE BILL NO. 3183
(As Sent to Governor)

AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND
MAINTENANCE OF THE OFFICE OF STATE AID ROAD CONSTRUCTION OF THE

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

SECTION 1. The following sum, or so much thereof as may be
necessary, is hereby appropriated out of any money in the State
General Fund not otherwise appropriated, for the purpose of
defraying the expenses of the Office of State Aid Road
Construction of the Mississippi Department of Transportation, for
the fiscal year beginning July 1, 2002, and ending June 30, 2003
.............................................. $ 19,758,079.00.

SECTION 2. The following sum, or so much thereof as may be
necessary, is hereby appropriated out of any money in the State
Treasury to the credit of the Office of State Aid Road
Construction Fund, for the purpose of defraying the expenses of
the Office of State Aid Road Construction of the Mississippi
Department of Transportation for the fiscal year beginning
July 1, 2002, and ending June 30, 2003........ $ 139,895,262.00.

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

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

Salaries, Wages and Fringe Benefits.. $ 2,336,916.00

Travel and Subsistence................. 46,590.00

Contractual Services.................... 209,335.00

.............................................. $ 2,622,841.00
Commodities ........................................ 60,500.00

Capital Outlay:

Other Than Equipment ......................... 0.00

Equipment ........................................ 0.00

Subsidies, Loans and Grants ..................... 157,000,000.00

Total ........................................... $ 159,653,341.00

FUNDING:

General Funds ...................................... $ 19,758,079.00

Special Funds ......................................... 139,895,262.00

Total ........................................... $ 159,653,341.00

AUTHORIZED POSITIONS:

Permanent: Full Time ......................... 44

Part Time ......................... 2

Time-Limited: Full Time ......................... 0

Part Time ......................... 0

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

Funds are provided herein to adjust the Variable Compensation Plan to ensure that all the Office of State Aid Road Construction of the Mississippi Department of Transportation agency-specific engineers shall receive, beginning on July 1, 2002, a pay increase of Ten Thousand Dollars ($10,000.00). These agency-specific engineers are DOT-Engineer Administrator-Assistant, DOT-Engineer Division Administrator and DOT-Engineer IV. Employees eligible for this pay increase shall receive this increase in lieu of the increase to be awarded to other state employees beginning on January 1, 2003. The salary ranges of these agency-specific positions shall be adjusted to incorporate this realignment.

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

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

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

SECTION 4. Of the funds appropriated under the provisions of Section 2, Two Hundred Forty-one Thousand Nine Hundred Twenty-one Dollars ($241,921.00) shall be derived from the Budget Contingency Fund created in Section 27-103-301, Mississippi Code of 1972.
SECTION 5. Of the funds appropriated under the provisions of Sections 1 and 2, funds in the amount of Twenty Million Dollars ($20,000,000.00) shall be deposited into the Local System Bridge Replacement and Rehabilitation Fund for the purpose of assisting counties and municipalities in the replacement and rehabilitation of certain bridges located on local road systems in the counties and in municipalities within the counties.

SECTION 6. 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 upon requisitions signed by the proper person, officer or officers in the manner provided by law.

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