

**REPORT OF CONFERENCE COMMITTEE**

**MADAM PRESIDENT AND MR. SPEAKER:**

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 3126: Appropriation; Finance & Admin. Consol.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the House recede from its Amendment No. 1.
- 2. That the Senate and House adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

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:

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 semi-annual 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.

CONFEREES FOR THE SENATE

**X** \_\_\_\_\_  
Jack Gordon

**X** \_\_\_\_\_  
Bob M. Dearing

**X** \_\_\_\_\_  
Travis L. Little

CONFEREES FOR THE HOUSE

**X** \_\_\_\_\_  
Charlie Capps, Jr.

**X** \_\_\_\_\_  
George Flaggs, Jr.

**X** \_\_\_\_\_  
Walter L. Robinson, Jr.