

By: Senator(s) Gordon

To: Appropriations

SENATE BILL NO. 2001

1 AN ACT TO AMEND CHAPTER 135, LAWS OF 2002 (SENATE BILL NO.
2 3163), TO REVISE SECTION 1 TO SPECIFY THE AMOUNT OF GENERAL FUNDS
3 APPROPRIATED TO THE DEPARTMENT OF CORRECTIONS TO BE
4 \$227,725,528.00 AND SECTION 3 TO SPECIFY THE AMOUNT OF GENERAL
5 FUNDS APPROPRIATED TO THE DEPARTMENT OF CORRECTIONS FOR THE
6 SUPPORT AND MAINTENANCE OF PRISONS OPERATED BY PRIVATE COMPANIES
7 TO BE \$48,717,913.00 AND TO REMOVE LANGUAGE RESTRICTING THE
8 TRANSFER OF FUNDS; AND FOR RELATED PURPOSES.

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

10 **SECTION 1.** Section 1 of Chapter 135, Laws of 2002 (Senate
11 Bill No. 3163), is amended to read as follows:

12 Section 1. The following sum, or so much thereof as may be
13 necessary, is hereby appropriated out of any money in the State
14 General Fund not otherwise appropriated, for the support and
15 maintenance of the Mississippi Department of Corrections for the
16 fiscal year beginning July 1, 2002, and ending June 30, 2003.....
17 \$ 227,725,528.00.

18 **SECTION 2.** Section 3 of Chapter 135, Laws of 2002 (Senate
19 Bill No. 3163), is amended to read as follows:

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

24 SUPPORT

25 MAJOR OBJECTS OF EXPENDITURE:

26 Personal Services:

27	Salaries, Wages and Fringe Benefits....	\$ 122,837,350.00
28	Travel and Subsistence.....	492,934.00
29	Contractual Services.....	12,437,299.00
30	Commodities.....	9,875,365.00



31 Capital Outlay:

32 Other Than Equipment..... 204,578.00

33 Equipment..... 615,972.00

34 Subsidies, Loans and Grants..... 97,320.00

35 Total..... \$ 146,560,818.00

36 FUNDING:

37 General Funds..... \$ 136,340,700.00

38 Special Funds..... 10,220,118.00

39 Total..... \$ 146,560,818.00

40 AUTHORIZED POSITIONS:

41 Permanent: Full Time..... 3,871

42 Part Time..... 35

43 Time-Limited: Full Time..... 116

44 Part Time..... 0

45 MEDICAL SERVICES

46 FUNDING:

47 General Funds..... \$ 22,466,178.00

48 Special Funds..... 275,079.00

49 Total..... \$ 22,741,257.00

50 AUTHORIZED POSITIONS:

51 Permanent: Full Time..... 0

52 Part Time..... 0

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

54 Part Time..... 0

55 However, none of the funds allocated to Medical Services

56 under this section shall be expended after July 31, 2003, unless

57 based upon a competitive bid process to provide medical care and

58 pharmaceuticals to state inmates through a contractual arrangement

59 with not less than a ten percent (10%) savings below the

60 Department of Corrections Fiscal Year 2002 costs for providing

61 health care to state inmates. Not later than December 1, 2002,

62 the Department of Corrections shall inform the Chairmen of the

63 House Penitentiary Committee, the Senate Corrections Committee,



64 and two (2) members from the Appropriations Committees of the
 65 House of Representatives and Senate to be selected by the Chairmen
 66 of the Appropriations Committees of each respective house of the
 67 feasible options to provide health care to state inmates.

68 PAROLE BOARD

69 MAJOR OBJECTS OF EXPENDITURE:

70 Personal Services:

71	Salaries, Wages and Fringe Benefits....	\$	372,562.00
72	Travel and Subsistence.....		25,000.00
73	Contractual Services.....		90,398.00
74	Commodities.....		20,800.00
75	Capital Outlay:		
76	Other Than Equipment.....		0.00
77	Equipment.....		2,700.00
78	Subsidies, Loans and Grants.....		<u>0.00</u>
79	Total.....	\$	511,460.00

80 FUNDING:

81	General Funds.....	\$	511,460.00
82	Special Funds.....		<u>0.00</u>
83	Total.....	\$	511,460.00

84 AUTHORIZED POSITIONS:

85	Permanent: Full Time.....	8
86	Part Time.....	0
87	Time-Limited: Full Time.....	0
88	Part Time.....	0

89 FARMING OPERATIONS

90 MAJOR OBJECTS OF EXPENDITURE:

91 Personal Services:

92	Salaries, Wages and Fringe Benefits....	\$	701,992.00
93	Travel and Subsistence.....		5,100.00
94	Contractual Services.....		557,350.00
95	Commodities.....		2,144,076.00
96	Capital Outlay:		



97	Other Than Equipment.....	730,848.00
98	Equipment.....	248,733.00
99	Subsidies, Loans and Grants.....	<u>33,000.00</u>
100	Total.....	\$ 4,421,099.00

101 FUNDING:

102	General Funds.....	\$ 0.00
103	Special Funds.....	<u>4,421,099.00</u>
104	Total.....	\$ 4,421,099.00

105 AUTHORIZED POSITIONS:

106	Permanent: Full Time.....	17
107	Part Time.....	0
108	Time-Limited: Full Time.....	0
109	Part Time.....	0

110 PRIVATE PRISONS

111 FUNDING:

112	General Funds.....	\$ <u>48,717,913.00</u>
113	Special Funds.....	<u>0.00</u>
114	Total.....	\$ <u>48,717,913.00</u>

115 AUTHORIZED POSITIONS:

116	Permanent: Full Time.....	0
117	Part Time.....	0
118	Time-Limited: Full Time.....	0
119	Part Time.....	0

120 REGIONAL FACILITIES

121 FUNDING:

122	General Funds.....	\$ 19,689,277.00
123	Special Funds.....	<u>1,540,121.00</u>
124	Total.....	\$ 21,229,398.00

125 AUTHORIZED POSITIONS:

126	Permanent: Full Time.....	0
127	Part Time.....	0
128	Time-Limited: Full Time.....	0
129	Part Time.....	0



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

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

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



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

166 **SECTION 3.** This act shall take effect and be in force from
167 and after its passage.

