AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES 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
Treasury to the credit of the Public Service Commission Regulation
Fund, for the purpose of defraying the expenses of the Mississippi
Public Service Commission for the fiscal year beginning
July 1, 2003, and ending June 30, 2004............................

........................................... $ 9,897,419.00.

SECTION 2. Of the funds appropriated under the provisions of
Section 1, 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.. $ 6,258,086.00
Travel and Subsistence................. 690,600.00
Contractual Services.................... 1,787,207.00
Commodities............................ 375,110.00

Capital Outlay:

Other Than Equipment.................. 0.00
Equipment................................ 771,416.00
Subsidies, Loans and Grants............ 15,000.00

Total................................ $ 9,897,419.00

AUTHORIZED POSITIONS:
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 2005 do not exceed Fiscal Year 2004 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2005 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected 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 insure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2004 appropriation for "Personal Services" when annualized. 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 2004 "Personal Services" appropriated level, when annualized, 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 3.** None of the funds herein appropriated by this act to the Public Service Commission shall be expended for any purpose.
that is not actually required or necessary for performing any of
the powers or duties of the Mississippi Public Service Commission
that are authorized by the Mississippi Constitution of 1890, state
or federal law, or rules or regulations that implement state or
federal law.

SECTION 4. It is the intention of the Legislature that the
Public Service Commission shall have the authority to escalate and
expend funds from any proceeds arising from participation in drug
seizure activities not to exceed Fifty Thousand Dollars
($50,000.00), in accordance with the rules and regulations of the
Department of Finance and Administration.

SECTION 5. It is the intention of the Legislature that with
the funds provided herein, overtime may be paid to PSC-Enforcement
Office Regulated Carrier positions, the PSC-Enforcement Officer
Chief position, PSC-Enforcement Officer District Supervisor
positions, PSC-Special Projects Officer IV position, and
PSC-Training Director position.

SECTION 6. Of the funds provided under the provisions of
this act, Seventy-two Thousand Five Hundred Forty-six Dollars
($72,546.00) may be used to reallocate or reclassify existing
positions of this agency.

SECTION 7. 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 8. This act shall take effect and be in force from
and after July 1, 2003.