

By: Representatives Watson, McBride, Coleman To: Appropriations  
(29th), Eakes, Gadd, Green

HOUSE BILL NO. 1535  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI DEPARTMENT OF INSURANCE FOR THE  
3 FISCAL YEAR 2004.

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 any special  
7 fund in the State Treasury to the credit of the Mississippi  
8 Department of Insurance which is comprised of special source funds  
9 collected by or otherwise available to the department, for the  
10 purpose of defraying the expenses of the department for the fiscal  
11 year beginning July 1, 2003, and ending June 30, 2004.....  
12 ..... \$ 7,861,013.00.

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

17 MAJOR OBJECTS OF EXPENDITURE:

18	Personal Services:		
19	Salaries, Wages and Fringe Benefits..	\$	5,214,983.00
20	Travel and Subsistence.....		200,000.00
21	Contractual Services.....		1,878,500.00
22	Commodities.....		287,021.00
23	Capital Outlay:		
24	Other Than Equipment.....		0.00
25	Equipment.....		280,509.00
26	Subsidies, Loans and Grants.....		<u>0.00</u>
27	Total.....	\$	7,861,013.00



28 AUTHORIZED POSITIONS:

29	Permanent:	Full Time.....	117
30		Part Time.....	0
31	Time-Limited:	Full Time.....	0
32		Part Time.....	0

33 With the funds herein appropriated, it is the intention of  
34 the Legislature that it shall be the agency's responsibility to  
35 make certain that funds required to be appropriated for "Personal  
36 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004  
37 funds appropriated for that purpose, unless programs or positions  
38 are added to the agency's Fiscal Year 2005 budget by the  
39 Mississippi Legislature. Based on data provided by the  
40 Legislative Budget Office, the State Personnel Board shall  
41 determine and publish the projected annual cost to fully fund all  
42 appropriated positions in compliance with the provisions of this  
43 act. It shall be the responsibility of the agency head to insure  
44 that no single personnel action increases this projected annual  
45 cost and/or the Fiscal Year 2004 appropriation for "Personal  
46 Services" when annualized. If, at the end of any calendar month,  
47 the State Personnel Board determines that the agency has taken  
48 action(s) which would cause the agency to exceed this projected  
49 annual cost or the Fiscal Year 2004 "Personal Services"  
50 appropriated level, when annualized, then only those actions which  
51 reduce the projected annual cost and/or the appropriation  
52 requirement will be processed by the State Personnel Board until  
53 such time as the requirements of this provision are met.

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

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



60           **SECTION 3.** Of the funds appropriated under the provisions of  
61 Section 1, and authorized for expenditure in Section 2, Sixteen  
62 Thousand Seven Hundred Thirty-six Dollars (\$16,736.00) is provided  
63 for the Mississippi Fire Personnel Minimum Standards and  
64 Certification Board.

65           **SECTION 4.** The following sum, or so much thereof as may be  
66 necessary, is hereby appropriated out of any money in the special  
67 fund in the State Treasury to the credit of the Rural Fire Truck  
68 Acquisition Fund to the Mississippi Department of Insurance for  
69 the Rural Fire Truck Acquisition Assistance Program for the fiscal  
70 year beginning July 1, 2003, and ending June 30, 2004.....  
71 ..... \$     6,933,183.00.

72           Of the funds appropriated in this section, Four Million  
73 Dollars (\$4,000,000.00) shall be expended for Round 6 of the Rural  
74 Fire Truck Acquisition Program as follows:

75           A county that meets the requirements provided in Section  
76 17-23-1, Mississippi Code of 1972, may receive an amount not to  
77 exceed Three Hundred Thousand Dollars (\$300,000.00) as provided in  
78 paragraphs (a), (b), (c), (d), (e) and (f) of this section, and  
79 such amount shall be divided equally with not more than Fifty  
80 Thousand Dollars (\$50,000.00) per fire truck. Monies distributed  
81 for Round 6 under this paragraph shall be expended only for the  
82 purchase of new fire trucks and such trucks must meet the National  
83 Fire Protection Association (NFPA) standards in the 1900 series.

84           (a) Any county that has not applied for a fire truck  
85 under this program is eligible to submit applications for six (6)  
86 fire trucks at not more than Fifty Thousand Dollars (\$50,000.00)  
87 per truck or a total of Three Hundred Thousand Dollars  
88 (\$300,000.00).

89           (b) Any county that has received one (1) fire truck  
90 under this program is eligible to submit applications for five (5)  
91 fire trucks at not more than Fifty Thousand Dollars (\$50,000.00)



92 per truck or a total of Two Hundred Fifty Thousand Dollars  
93 (\$250,000.00).

94 (c) Any county that has received two (2) fire trucks  
95 under this program is eligible to submit applications for four (4)  
96 fire trucks or a total of not more than Two Hundred Thousand  
97 Dollars (\$200,000.00).

98 (d) Any county that has received three (3) fire trucks  
99 under this program is eligible to submit applications for three  
100 (3) fire trucks or a total of not more than One Hundred Fifty  
101 Thousand Dollars (\$150,000.00).

102 (e) Any county that has received four (4) fire trucks  
103 under this program is eligible to submit an application for two  
104 (2) fire trucks or a total of not more than One Hundred Thousand  
105 Dollars (\$100,000.00).

106 (f) Any county that has received five (5) fire trucks  
107 under this program is eligible to submit an application for one  
108 (1) fire truck or a total of not more than Fifty Thousand Dollars  
109 (\$50,000.00).

110 Of the funds appropriated under the provisions of this  
111 section, Four Million Dollars (\$4,000,000.00) shall be derived  
112 from bond proceeds for the Rural Fire Truck Acquisition Program,  
113 contingent upon passage of Senate Bill No. 2988, 2003 Regular  
114 Session.

115 **SECTION 5.** Of the funds appropriated under the provisions of  
116 Section 1 and authorized for expenditure in Section 2, funds in  
117 the amount of Ten Thousand Dollars (\$10,000.00) are provided and  
118 shall be expended to pay the annual dues for the National  
119 Conference of Insurance Legislators.

120 **SECTION 6.** Of the funds provided under the provisions of  
121 this act, Seventy-five Thousand One Hundred Sixty-four Dollars  
122 (\$75,164.00) may be used to reallocate or reclassify existing  
123 positions of this agency.



124           **SECTION 7.** The money herein appropriated shall be paid by  
125 the State Treasurer out of any money in the State Treasury to the  
126 credit of the proper fund or funds as set forth in this act, upon  
127 warrants issued by the State Fiscal Officer; and the State Fiscal  
128 Officer shall issue his warrants upon requisitions signed by the  
129 proper person, officer or officers, in the manner provided by law.

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

