

By: Representatives Flaggs, Bowles,
Frierson, Read, Robinson (63rd), Watson

To: Appropriations

HOUSE BILL NO. 1540
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE DEPARTMENT OF ARCHIVES AND HISTORY, FOR THE
3 FISCAL YEAR 2004; AND FOR RELATED PURPOSES.

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 the State
7 General Fund not otherwise appropriated, for the purpose of
8 defraying the expenses of the Department of Archives and History
9 for the fiscal year beginning July 1, 2003, and ending
10 June 30, 2004..... \$ 8,503,195.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money in the special
13 fund in the State Treasury to the credit of the Department of
14 Archives and History which is comprised of special source funds
15 collected by or otherwise available to the department, for the
16 purpose of defraying the expenses of the department for the fiscal
17 year beginning July 1, 2003, and ending June 30, 2004.....
18 \$ 4,274,413.00.

19 **SECTION 3.** With funds appropriated under the provisions of
20 Sections 1 and 2, the following positions are authorized:

21 AUTHORIZED POSITIONS:

22	Permanent:	Full Time.....	142
23		Part Time.....	26
24	Time-Limited:	Full Time.....	1
25		Part Time.....	0

26 With the funds herein appropriated, it is the intention of
27 the Legislature that it shall be the agency's responsibility to



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

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

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

53 **SECTION 4.** The Mississippi Department of Archives and
54 History is hereby authorized to accept and expend any grant,
55 donation or contribution from any individual, public or private
56 organization, or government entity for purposes of defraying the
57 operational costs of the department. Such grants, donations or
58 contributions shall be received and expended under the rules and
59 regulations of the Department of Finance and Administration in a
60 manner consistent with the escalation of federal funds.



61 **SECTION 5.** It is the intent of the Legislature that the
 62 Mississippi Department of Archives and History shall charge the
 63 maximum amount allowable for services rendered, consistent with
 64 the cost of providing such services. The funds derived from these
 65 charges shall be deposited into a special fund account in the
 66 State Treasury to the credit of the Mississippi Department of
 67 Archives and History.

68 **SECTION 6.** It is the intent of the Legislature that no part
 69 of the funds herein appropriated shall be required to be used for
 70 the payment of rent for the museum and public space in the State
 71 Historical Museum, Old Capitol Restoration.

72 **SECTION 7.** In addition to all other sums herein
 73 appropriated, the following sum, or so much thereof as may be
 74 necessary, is hereby appropriated out of any funds from the Local
 75 Government Records Fund in the State Treasury to defray the cost
 76 of such program for the fiscal year beginning July 1, 2003, and
 77 ending June 30, 2004..... \$ 74,899.00.

78 Of the funds appropriated in this section, not more than the
 79 amounts set forth below shall be expended for the respective major
 80 objects or purposes of expenditure:

81 **MAJOR OBJECTS OF EXPENDITURE:**

82 Personal Services:

83	Salaries, Wages and Fringe Benefits.. \$	65,049.00
84	Travel and Subsistence.....	2,000.00
85	Contractual Services.....	4,000.00
86	Commodities.....	1,500.00
87	Capital Outlay:	
88	Other Than Equipment.....	0.00
89	Equipment.....	2,350.00
90	Subsidies, Loans and Grants.....	0.00
91	Total..... \$	74,899.00

92 **FUNDING:**

93	General Funds..... \$	0.00
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94 Special Funds..... 74,899.00
 95 Total..... \$ 74,899.00

96 AUTHORIZED POSITIONS:

97 Permanent: Full Time..... 1

98 With the funds herein appropriated, it is the intention of
 99 the Legislature that it shall be the agency's responsibility to
 100 make certain that funds required to be appropriated for "Personal
 101 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004
 102 funds appropriated for that purpose, unless programs or positions
 103 are added to the agency's Fiscal Year 2005 budget by the
 104 Mississippi Legislature. Based on data provided by the
 105 Legislative Budget Office, the State Personnel Board shall
 106 determine and publish the projected annual cost to fully fund all
 107 appropriated positions in compliance with the provisions of this
 108 act. It shall be the responsibility of the agency head to insure
 109 that no single personnel action increases this projected annual
 110 cost and/or the Fiscal Year 2004 appropriation for "Personal
 111 Services" when annualized. If, at the end of any calendar month,
 112 the State Personnel Board determines that the agency has taken
 113 action(s) which would cause the agency to exceed this projected
 114 annual cost or the Fiscal Year 2004 "Personal Services"
 115 appropriated level, when annualized, then only those actions which
 116 reduce the projected annual cost and/or the appropriation
 117 requirement will be processed by the State Personnel Board until
 118 such time as the requirements of this provision are met.

119 **SECTION 8.** Of the funds provided in Section 2, One Million
 120 Dollars (\$1,000,000.00) is provided to the Department of Archives
 121 and History from the Mississippi Landmark Grant Fund as created in
 122 House Bill No. 1082, Regular Session of 1999, to help support the
 123 preservation of Mississippi Landmark Properties.

124 **SECTION 9.** It is the intention of the Legislature that the
 125 Department of Archives and History is hereby authorized to accept,
 126 budget and expend funds, not to exceed Five Hundred Thousand



127 Dollars (\$500,000.00), from special funds in the State Treasury to
128 the credit of the New Capitol Repair and Renovation Fund created
129 in Section 27-19-56.69 (8), Mississippi Code of 1972, for the
130 purpose of paying the costs of repair and renovation of the New
131 Capitol, in accordance with rules and regulations of the
132 Department of Finance and Administration in a manner consistent
133 with the escalation of federal funds.

134 **SECTION 10.** Of the funds provided under the provisions of
135 this act, One Hundred Ten Thousand Dollars (\$110,000.00) is
136 provided for the purpose of developing, maintaining and operating
137 Beauvoir Shrine, the last home of Jefferson Davis, the only
138 President of the Confederate States of America.

139 **SECTION 11.** Of the funds appropriated in Section 2 and
140 allocated in Section 3, One Million Five Hundred Thousand Dollars
141 (\$1,500,000.00) shall be derived from the Budget Contingency Fund
142 created in Section 27-103-301, Mississippi Code of 1972.

143 **SECTION 12.** In addition to all other sums herein
144 appropriated, the following sum, or so much thereof as may be
145 necessary, is hereby appropriated out of the Budget Contingency
146 Fund, as created in Section 27-103-301, Mississippi Code of 1972,
147 to the Department of Archives and History for the purpose of
148 supporting the Statewide Oral History Project for the fiscal year
149 beginning July 1, 2003, and ending June 30, 2004.....
150 \$ 50,000.00.

151 **SECTION 13.** The money herein appropriated shall be paid by
152 the State Treasurer out of any money in the State Treasury to the
153 credit of the proper fund or funds as set forth in this act, upon
154 warrants issued by the State Fiscal Officer; and the State Fiscal
155 Officer shall issue his warrants upon requisitions signed by the
156 proper person, officer or officers, in the manner provided by law.

157 **SECTION 14.** This act shall take effect and be in force from
158 and after July 1, 2003.

