

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

To: Appropriations

HOUSE BILL NO. 1541

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI ARTS COMMISSION FOR THE FISCAL  
3 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 the State  
7 General Fund not otherwise appropriated, for the purpose of  
8 defraying the expenses of the Mississippi Arts Commission for the  
9 fiscal year beginning July 1, 2003, and ending June 30, 2004.....

10 ..... \$ 1,307,494.00.

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 Mississippi Arts  
14 Commission which is comprised of special source funds and  
15 donations collected by or otherwise available to the commission,  
16 for the purpose of defraying the expenses of the commission for  
17 the fiscal year beginning July 1, 2003, and ending June 30, 2004.

18 ..... \$ 1,761,538.00.

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

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:

25	Salaries, Wages and Fringe Benefits..	\$	528,734.00
26	Travel and Subsistence.....		11,000.00
27	Contractual Services.....		606,461.00



28	Commodities.....	52,900.00
29	Capital Outlay:	
30	Other Than Equipment.....	0.00
31	Equipment.....	13,456.00
32	Subsidies, Loans and Grants.....	<u>1,856,481.00</u>
33	Total..... \$	3,069,032.00

34 FUNDING:

35	General Funds..... \$	1,307,494.00
36	Special Funds.....	<u>1,761,538.00</u>
37	Total..... \$	3,069,032.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	11
40	Part Time.....	0
41	Time-Limited: Full Time.....	1
42	Part Time .....	0

43 With the funds herein appropriated, it is the intention of  
44 the Legislature that it shall be the agency's responsibility to  
45 make certain that funds required to be appropriated for "Personal  
46 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004  
47 funds appropriated for that purpose, unless programs or positions  
48 are added to the agency's Fiscal Year 2005 budget by the  
49 Mississippi Legislature. Based on data provided by the  
50 Legislative Budget Office, the State Personnel Board shall  
51 determine and publish the projected annual cost to fully fund all  
52 appropriated positions in compliance with the provisions of this  
53 act. It shall be the responsibility of the agency head to insure  
54 that no single personnel action increases this projected annual  
55 cost and/or the Fiscal Year 2004 appropriation for "Personal  
56 Services" when annualized. If, at the end of any calendar month,  
57 the State Personnel Board determines that the agency has taken  
58 action(s) which would cause the agency to exceed this projected  
59 annual cost or the Fiscal Year 2004 "Personal Services"  
60 appropriated level, when annualized, then only those actions which



61 reduce the projected annual cost and/or the appropriation  
62 requirement will be processed by the State Personnel Board until  
63 such time as the requirements of this provision are met.

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

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

70 **SECTION 4.** Of the funds appropriated under the provisions of  
71 Section 2, funds in the amount of Four Hundred Fifty Thousand  
72 Dollars (\$450,000.00) shall be derived from the Education  
73 Enhancement Fund pursuant to Sections 27-65-75 and 27-67-31,  
74 Mississippi Code of 1972, for the following:

75 Training of educators and promotion  
76 of arts programs in public schools . . . \$100,000.00  
77 Miscellaneous grants and programs . . . . \$350,000.00

78 **SECTION 5.** It is the intention of the Legislature that the  
79 Arts Commission shall have the authority to transfer dollars  
80 appropriated in the major object of expenditure "Subsidies, Loans  
81 and Grants," designated for the "Challenge Program," specific  
82 amounts to a special fund in the State Treasury called the Arts  
83 Commission Challenge Initiative Fund. The unexpended amounts  
84 remaining in the fund at the end of a fiscal year shall not lapse  
85 into the State General Fund and may be expended by the commission  
86 in subsequent fiscal years upon appropriation of the Legislature.  
87 Any interest earned on the fund shall be deposited to the credit  
88 of the fund and may be disbursed by the commission upon  
89 appropriations of the Legislature. It is the intention of the  
90 Legislature that the commission may award grants to arts  
91 organizations from monies in the fund and the grantees will be  
92 required to provide matching funds for the grants in an amount of  
93 not less than two (2) times the amount of the grant.



94           **SECTION 6.** It is the intention of the Legislature that the  
95 Mississippi Arts Commission shall have the authority to escalate  
96 its budget and expend funds from any source available not to  
97 exceed Five Hundred Thousand Dollars (\$500,000.00), that may  
98 become available to the commission in accordance with the rules  
99 and regulations of the Department of Finance and Administration in  
100 a manner consistent with the escalation of federal funds.

101           **SECTION 7.** It is the intention of the Legislature that none  
102 of the funds appropriated by this act shall be expended for  
103 increased charges for State and School Employees' Health Insurance  
104 Plan premium rates assessed by the Department of Finance and  
105 Administration in excess of the Fiscal Year 2003 premium rates for  
106 the health insurance plan.

107           **SECTION 8.** The money herein appropriated shall be paid by  
108 the State Treasurer out of any money in the State Treasury to the  
109 credit of the proper fund or funds as set forth in this act, upon  
110 warrants issued by the State Fiscal Officer; and the State Fiscal  
111 Officer shall issue his warrants upon requisitions signed by the  
112 proper person, officer or officers, in the manner provided by law.

113           **SECTION 9.** This act shall take effect and be in force from  
114 and after July 1, 2003.

