

By: Representatives Green, McBride, Denny,
Ellzey, Gadd, Nettles, Read, Watson

To: Appropriations

HOUSE BILL NO. 1549
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE STATE SOIL AND WATER CONSERVATION COMMISSION
3 FOR THE 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 the State
7 General Fund not otherwise appropriated, to the State Soil and
8 Water Conservation Commission for the purpose of defraying the
9 administrative expenses of the commission and carrying out the
10 provisions of Section 69-27-1 et seq., Mississippi Code of 1972,
11 for the fiscal year beginning July 1, 2003, and ending
12 June 30, 2004..... \$ 702,057.00.

13 **SECTION 2.** The following sum, or so much thereof as may be
14 necessary, is hereby appropriated out of any money in the special
15 fund in the State Treasury to the credit of the State Soil and
16 Water Conservation Commission which is comprised of special source
17 funds collected by or otherwise available to the commission, for
18 the purpose of defraying the expenses of the commission for the
19 fiscal year beginning July 1, 2003, and ending June 30, 2004.....
20 \$ 2,711,277.00.

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

25 MAJOR OBJECTS OF EXPENDITURE:

26 Personal Services:

27 Salaries, Wages and Fringe Benefits.. \$ 836,463.00



28	Travel and Subsistence.....	18,000.00
29	Contractual Services.....	750,000.00
30	Commodities.....	52,000.00
31	Capital Outlay:	
32	Other Than Equipment.....	0.00
33	Equipment.....	6,871.00
34	Subsidies, Loans and Grants.....	<u>1,750,000.00</u>
35	Total..... \$	3,413,334.00

36 FUNDING:

37	General Funds..... \$	702,057.00
38	Special Funds.....	<u>2,711,277.00</u>
39	Total..... \$	3,413,334.00

40 AUTHORIZED POSITIONS:

41	Permanent: Full Time.....	16
42	Part Time.....	0
43	Time-Limited: Full Time.....	2
44	Part Time.....	0

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



61 annual cost or the Fiscal Year 2004 "Personal Services"
62 appropriated level, when annualized, then only those actions which
63 reduce the projected annual cost and/or the appropriation
64 requirement will be processed by the State Personnel Board until
65 such time as the requirements of this provision are met.

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

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

72 **SECTION 4.** The State Soil and Water Conservation Commission
73 is hereby authorized to retain all funds generated from the sale
74 of equipment. Any funds made available from the sale of equipment
75 shall be deposited into the special fund in the State Treasury to
76 the credit of the Soil and Water Conservation Commission and shall
77 be used solely for the purpose of purchasing equipment.

78 **SECTION 5.** The State Soil and Water Conservation Commission
79 is hereby authorized to receive, budget and expend any proceeds
80 derived from the sale of bonds authorized in Section 69-27-331 et
81 seq., Mississippi Code of 1972. All expenditures shall be in
82 accordance with conditions provided in Section 69-27-331 et seq.,
83 Mississippi Code of 1972.

84 **SECTION 6.** It is the intention of the Legislature that the
85 Soil and Water Conservation Commission shall have the authority to
86 escalate its budget and expend funds from any source not to exceed
87 Seven Hundred Fifty Thousand Dollars (\$750,000.00) in accordance
88 with rules and regulations of the Department of Finance and
89 Administration in a manner consistent with the escalation of
90 federal funds.

91 **SECTION 7.** Of the funds appropriated in Section 1, it is the
92 intention of the Legislature that an amount not to exceed
93 Sixty-five Thousand Dollars (\$65,000.00) be used for the purpose



94 of funding a Beaver Control Cost Share program. The Mississippi
95 Soil and Water Conservation Commission shall promulgate rules and
96 regulations for the establishment and operation of the program on
97 a fund matching basis with the county unit of government. Funds
98 not expended or encumbered in a county may be transferred to
99 another county during the fiscal year. Only those funds
100 specifically appropriated for the Beaver Control Cost Share
101 program shall be used in any such program.

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

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

