

By: Senator(s) Gordon, Thames, Dearing,
Gollott, Little, Walden

To: Appropriations

SENATE BILL NO. 2929
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEARS 2003 AND
3 2004.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** The following sum of money, or so much thereof as
6 may be necessary, is hereby appropriated out of any money in the
7 State General Fund not otherwise appropriated, to defray the
8 expenses of the Department of Finance and Administration for the
9 fiscal year beginning July 1, 2003, and ending June 30, 2004
10 \$ 11,105,872.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money in the State
13 Treasury to the credit of the Department of Finance and
14 Administration for the purpose of defraying the expenses incurred
15 in the operation of the various offices of the department for the
16 fiscal year beginning July 1, 2003, and ending June 30, 2004.....
17 \$ 16,522,359.00.

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

20 AUTHORIZED POSITIONS:

21	Permanent:	Full Time.....	330
22		Part Time.....	2
23	Time-Limited:	Full Time.....	1
24		Part Time.....	0

25 Provided that a report based on expenditures incurred during
26 the current and immediate-past fiscal years shall be provided to
27 each regularly scheduled legislative session. This report should



28 reflect expenditures as a result of the operation of the Robert E.
29 Lee Building, the Woolfolk State Office Building, the Gartin and
30 Sillers Buildings, the Capitol Buildings, the Central High School
31 Building, the 301 Building and other state buildings, and this
32 report should contain any steps taken to reduce operating costs.

33 It is also the intention of the Legislature that no
34 state-owned aircraft shall be utilized by any person except for
35 official business only.

36 **SECTION 4.** Of the funds appropriated under the provisions of
37 Section 2, the amount of Sixty Thousand Dollars (\$60,000.00), or
38 so much thereof as may be necessary, shall be expended for premium
39 payments for flood insurance on state-owned facilities. However,
40 no such premium shall be paid until reviewed and approved by the
41 Bureau of Building, Grounds and Real Property Management. Said
42 payments are to be made from accrued interest earnings from loans
43 under the Disaster Assistance Program.

44 **SECTION 5.** In addition to all other sums herein
45 appropriated, the following sum, or so much thereof as may be
46 necessary, is hereby appropriated out of any money in the special
47 fund in the State Treasury to the credit of the Tort Claims Fund
48 for the purpose of defraying the expenses of the Tort Claims Board
49 in the administration of the Tort Claims Act for the fiscal year
50 beginning July 1, 2003, and ending June 30, 2004.....
51 \$ 9,444,931.00.

52 **SECTION 6.** With the funds appropriated under the provisions
53 of Section 5, the following positions are authorized:

54 AUTHORIZED POSITIONS:

55	Permanent:	Full Time.....	6
56		Part Time.....	0
57	Time-Limited:	Full Time.....	0
58		Part Time.....	0

59 **SECTION 7.** In addition to all other sums heretofore
60 appropriated, and contingent upon passage of Senate Bill No. 2628,



61 Regular Session of 2003, the following sum is hereby appropriated
 62 out of any money in the State Treasury to the credit of the Tort
 63 Claims Fund for the purpose of defraying the expenses of the Tort
 64 Claims Board in administering the Medical Malpractice Insurance
 65 Availability Plan, as authorized in Senate Bill No. 2628, for the
 66 period beginning upon passage and through June 30, 2004.....
 67 \$ 500,000.00.

68 With the funds appropriated under the provisions of this
 69 section, the following positions are authorized:

70 AUTHORIZED POSITIONS:

71	Permanent:	Full Time.....	0
72		Part Time.....	0
73	Time-Limited:	Full Time.....	5
74		Part Time.....	0

75 **SECTION 8.** With the funds herein appropriated, it is the
 76 intention of the Legislature that it shall be the agency's
 77 responsibility to make certain that funds required to be
 78 appropriated for "Personal Services" for Fiscal Year 2005 do not
 79 exceed Fiscal Year 2004 funds appropriated for that purpose,
 80 unless programs or positions are added to the agency's Fiscal Year
 81 2005 budget by the Mississippi Legislature. Based on data
 82 provided by the Legislative Budget Office, the State Personnel
 83 Board shall determine and publish the projected annual cost to
 84 fully fund all appropriated positions in compliance with the
 85 provisions of this act. It shall be the responsibility of the
 86 agency head to insure that no single personnel action increases
 87 this projected annual cost and/or the Fiscal Year 2004
 88 appropriation for "Personal Services" when annualized. If, at the
 89 end of any calendar month, the State Personnel Board determines
 90 that the agency has taken action(s) which would cause the agency
 91 to exceed this projected annual cost or the Fiscal Year 2004
 92 "Personal Services" appropriated level, when annualized, then only
 93 those actions which reduce the projected annual cost and/or the



94 appropriation requirement will be processed by the State Personnel
95 Board until such time as the requirements of this provision are
96 met.

97 Any transfers within each specific budget or escalations
98 shall be made in accordance with the terms, conditions and
99 procedures established by law.

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

104 **SECTION 9.** The Bureau of Building, Grounds and Real Property
105 Management of the Office of General Services is hereby expressly
106 authorized and empowered to receive, budget and expend any state,
107 local or other source funds designated for supplemental funding of
108 construction and/or repairs and renovation projects.

109 **SECTION 10.** Of the funds appropriated in Section 2, the
110 following amounts are authorized to be spent out of the Statewide
111 Cost Allocation Fund No. 3143 by the Department of Finance and
112 Administration:

113 (a) Two Hundred Fifty-two Thousand Fifty Dollars
114 (\$252,050.00) for the purpose of defraying computer expenses.

115 (b) Six Hundred Twenty-eight Thousand One Hundred
116 Ninety-four Dollars (\$628,194.00) for the purpose of defraying the
117 cost of the acquisition, development and implementation of the
118 Statewide Automated Accounting System.

119 (c) One Hundred Eighty-three Thousand Four Hundred
120 Dollars (\$183,400.00) for implementation and operation of an
121 imaging/electronic processing system and records management.

122 (d) One Million Dollars (\$1,000,000.00) for paying
123 utility costs for the Capitol Complex.

124 **SECTION 11.** Of the funds appropriated in Section 2, One
125 Hundred Sixty-five Thousand Dollars (\$165,000.00) is authorized to
126 be spent out of the Local Disaster Loan Fund No. 3144 by the



127 Department of Finance and Administration for the purpose of
128 defraying the cost of the Air Transport Services.

129 **SECTION 12.** The Office of Capitol Facilities, Department of
130 Finance and Administration, is hereby expressly authorized and
131 empowered to receive funds from state agencies for the rent of
132 office space in the Eldon Bolton Office Building in Biloxi,
133 Mississippi, and the State Service Center in Hattiesburg,
134 Mississippi. The Office of Capitol Facilities is further
135 authorized and empowered to budget and expend any such funds
136 received to operate and maintain, and up to Five Dollars (\$5.00)
137 per square foot of rental receipts to finish tenant space, in the
138 Eldon Bolton Office Building in Biloxi, Mississippi, and the State
139 Service Center in Hattiesburg, Mississippi, as state office
140 buildings. Monies received for rent of such office space are to
141 be deposited in a special fund in the State Treasury. Any funds
142 on hand at the end of the fiscal year shall lapse into the State
143 General Fund.

144 **SECTION 13.** It is the intention of the Legislature that the
145 Department of Finance and Administration shall maintain complete
146 accounting and personnel records related to the expenditure of all
147 funds appropriated under this act and that such records shall be
148 in the same format and level of detail as maintained for Fiscal
149 Year 2003. It is further the intention of the Legislature that
150 the agency's budget request for Fiscal Year 2005 shall be
151 submitted to the Joint Legislative Budget Committee in a format
152 and level of detail comparable to the format and level of detail
153 provided during the Fiscal Year 2004 budget request process.

154 **SECTION 14.** It is the intention of the Legislature that the
155 Department of Finance and Administration is hereby authorized to
156 accept, budget and expend funds, not to exceed Five Hundred
157 Thousand Dollars (\$500,000.00), from any source in accordance with
158 rules and regulations of the Department of Finance and



159 Administration in a manner consistent with the escalation of
160 federal funds.

161 **SECTION 15.** Of the funds appropriated in Sections 1 and 2,
162 an amount not less than One Million Four Hundred Thirteen Thousand
163 Two Hundred Fifty-two Dollars (\$1,413,252.00) shall be used to
164 defray the expenses of the Bureau of Buildings, Grounds and Real
165 Property Management.

166 It is the intention of the Legislature that the Department of
167 Finance and Administration may utilize funds appropriated under
168 the provisions of Sections 1 and 2 to hire architects, engineers
169 and building inspectors as required and approved by the State
170 Personnel Board. The funds provided in this Section may be used
171 to reallocate or reclassify engineers, architects or building
172 inspectors within the Bureau of Building, Grounds and Real
173 Property Management as approved by the State Personnel Board.
174 Such adjustments shall not increase the projected annual cost to
175 fully fund all positions.

176 **SECTION 16.** It is the intention of the Legislature that none
177 of the funds appropriated by this act shall be expended if the
178 Department of Finance and Administration, on behalf of the State
179 and School Employees' Health Insurance Management Board, charges a
180 monthly premium for active employees enrolled in the State and
181 School Employees' Health Insurance Plan in excess of Two Hundred
182 Twenty-eight Dollars (\$228.00) or a monthly premium for dependents
183 and retirees in the plan at a rate higher than the rate in effect
184 on January 1, 2003. Furthermore, none of the funds appropriated
185 by this act shall be expended if the State and School Employees'
186 Health Insurance Management Board changes any deductibles,
187 co-payments or any other benefits of the State and School
188 Employees' Health Insurance Plan from those benefits in effect on
189 January 1, 2003. It is the intention of the Legislature that
190 there be no change in premiums or benefits of the plan for any
191 period prior to July 1, 2004, other than the state funded four



192 percent (4%) increase in premiums for active employees of state
193 agencies, public schools, colleges, universities, community and
194 junior colleges, and public libraries covered by the plan.

195 **SECTION 17.** The following sum, or so much thereof as may be
196 necessary, is hereby reappropriated out of any money in the State
197 General Fund not otherwise appropriated, to the Department of
198 Finance and Administration for the purpose of reauthorizing the
199 expenditure of State General Funds, as authorized in Senate Bill
200 No. 3126, 2002 Regular Session, for the fiscal year beginning
201 July 1, 2003, and ending June 30, 2004..... \$ 400,000.00.

202 Notwithstanding the amount reappropriated under the
203 provisions of this section, in no event shall the amount expended
204 exceed the unexpended balance as of June 30, 2003.

205 **SECTION 18.** In addition to all other funds appropriated, the
206 following sum, or so much thereof as may be necessary, is
207 appropriated out of any money collected in the Statewide Cost
208 Allocation Fund No. 3143 during Fiscal Year 2003, to be used for
209 any purpose deemed necessary for the operation of the Department
210 of Finance and Administration for the period beginning upon
211 passage and through June 30, 2004..... \$ 500,000.00.

212 **SECTION 19.** The money herein appropriated shall be paid by
213 the State Treasurer out of any money in the State Treasury to the
214 credit of the proper fund or funds as set forth in this act, upon
215 warrants issued by the State Fiscal Officer; and the State Fiscal
216 Officer shall issue his warrants upon requisitions signed by the
217 proper person, officer or officers, in the manner provided by law.

218 **SECTION 20.** This act shall take effect and be in force from
219 and after July 1, 2003, except for Sections 7 and 18 which shall
220 take effect and be in force from and after its passage.

