

By: Senator(s) Gordon, Thames, Scoper,
Walls, Burton, Cuevas, Dawkins, Huggins,
Turner

To: Appropriations

SENATE BILL NO. 2940
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2004.

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

4 **SECTION 1.** The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the Mississippi Development Authority for the fiscal
8 year beginning July 1, 2003, and ending June 30, 2004.....
9 \$ 18,709,154.00.

10 **SECTION 2.** The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any money in the State
12 Treasury to the credit of the Mississippi Development Authority or
13 the appropriate special fund for the purpose of defraying the
14 expenses incurred in the operation of the various divisions of the
15 authority for the fiscal year beginning July 1, 2003, and ending
16 June 30, 2004..... \$ 152,075,130.00.

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

19 AUTHORIZED POSITIONS:

20	Permanent:	Full Time.....	309
21		Part Time.....	2
22	Time-Limited:	Full Time.....	30
23		Part Time.....	1

24 With the funds herein appropriated, it is the intention of
25 the Legislature that it shall be the agency's responsibility to
26 make certain that funds required to be appropriated for "Personal
27 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004



28 funds appropriated for that purpose, unless programs or positions
29 are added to the agency's Fiscal Year 2005 budget by the
30 Mississippi Legislature. Based on data provided by the
31 Legislative Budget Office, the State Personnel Board shall
32 determine and publish the projected annual cost to fully fund all
33 appropriated positions in compliance with the provisions of this
34 act. It shall be the responsibility of the agency head to insure
35 that no single personnel action increases this projected annual
36 cost and/or the Fiscal Year 2004 appropriation for "Personal
37 Services" when annualized. If, at the end of any calendar month,
38 the State Personnel Board determines that the agency has taken
39 action(s) which would cause the agency to exceed this projected
40 annual cost or the Fiscal Year 2004 "Personal Services"
41 appropriated level, when annualized, then only those actions which
42 reduce the projected annual cost and/or the appropriation
43 requirement will be processed by the State Personnel Board until
44 such time as the requirements of this provision are met.

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

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

51 **SECTION 4.** Of the funds appropriated in Section 2, the
52 amount of Four Hundred Fifty Thousand Dollars (\$450,000.00) shall
53 be provided from the Motor Carrier Regulation Account to defray
54 the expenses of the Mississippi Development Authority in operating
55 the state welcome centers.

56 **SECTION 5.** Of the funds appropriated under the provisions of
57 Section 2, Seven Million Dollars (\$7,000,000.00) shall be derived
58 from the Budget Contingency Fund created in Section 27-103-301,
59 Mississippi Code of 1972.



60 **SECTION 6.** The acceptance and expenditure of funds, and
61 interest on such funds, received from, or by virtue of consent or
62 other orders of or agreements involving any agency,
63 instrumentality, or judicial tribunal of any state or the United
64 States for petroleum price compliance and allocation which may
65 become available during the fiscal year for the support of the
66 Mississippi Development Authority or any programs sponsored under
67 the terms of the receipt of these funds are hereby authorized not
68 to exceed Two Million Dollars (\$2,000,000.00) and approved,
69 provided such receipts and expenditures are reported and otherwise
70 accounted for in accordance with Section 27-103-101 et seq., and
71 Section 27-104-1 et seq., Mississippi Code of 1972.

72 **SECTION 7.** It is the intention of the Legislature that the
73 Mississippi Development Authority is hereby authorized to
74 escalate, budget and expend funds from any source not to exceed
75 Five Million Dollars (\$5,000,000.00) in accordance with rules and
76 regulations of the Department of Finance and Administration in a
77 manner consistent with the escalation of federal funds.

78 **SECTION 8.** It is the intention of the Legislature that the
79 Mississippi Development Authority shall maintain complete
80 accounting and personnel records related to the expenditure of all
81 funds appropriated under this act and that such records shall be
82 in the same format and level of detail as maintained for Fiscal
83 Year 2003. It is further the intention of the Legislature that
84 the agency's budget request for Fiscal Year 2005 shall be
85 submitted to the Joint Legislative Budget Committee in a format
86 and level of detail comparable to the format and level of detail
87 provided during the Fiscal Year 2004 budget request process.

88 **SECTION 9.** Of the funds appropriated in Sections 1 and 2,
89 the amount of Six Million Four Hundred Sixty-two Thousand Dollars
90 (\$6,462,000.00), or so much thereof as may be necessary, is
91 provided for the purpose of supporting Mississippi Tourism
92 Advertising and Promotion for Fiscal Year 2004. The expenditure



93 of funds authorized in this section shall be exempt from Section
94 25-9-120, Mississippi Code of 1972.

95 **SECTION 10.** Of the funds appropriated in Sections 1 and 2,
96 the amount of One Million Five Hundred Sixty-seven Thousand
97 Dollars (\$1,567,000.00), or so much thereof as may be necessary,
98 is provided for the purpose of supporting, marketing, and
99 facilitating Mississippi business growth for Fiscal Year 2004.
100 The expenditure of funds authorized in this section shall be
101 exempt from Section 25-9-120, Mississippi Code of 1972.

102 **SECTION 11.** In addition to all other sums herein
103 appropriated, the following sum, or so much thereof as may be
104 necessary, is hereby appropriated out of any money in the State
105 General Fund not otherwise appropriated, to the Mississippi
106 Development Authority for the purpose of providing funds for
107 Mississippi Technology Alliance, for the fiscal year beginning
108 July 1, 2003, and ending June 30, 2004 \$1,300,000.00.

109 The funds appropriated under the provisions of this section
110 are provided for the specific purpose of providing state funds for
111 support of Mississippi Technology Alliance to strengthen the
112 business environment in Mississippi to spur the creation and
113 growth of technology-based industries, thus creating many more
114 high-paying jobs and a more diversified, competitive Mississippi
115 economy. The funds herein appropriated shall be held separate and
116 apart from all other funds appropriated to the Mississippi
117 Development Authority.

118 **SECTION 12.** In addition to all other sums herein
119 appropriated, the following sum, or so much thereof as may be
120 necessary, is hereby appropriated out of any money in the State
121 General Fund not otherwise appropriated, to the Mississippi
122 Development Authority for the purpose of providing funds to
123 support the Stennis Space Center - Space Commerce
124 Initiative, for the fiscal year beginning July 1, 2003, and ending
125 June 30, 2004..... \$ 1,209,130.00.



126 The funds herein appropriated shall be held separate and
127 apart from all other funds appropriated to the Mississippi
128 Development Authority.

129 **SECTION 13.** None of the funds appropriated in Section 2
130 shall be expended unless members of the Mississippi House of
131 Representatives and Mississippi Senate representing such districts
132 are notified at least five (5) days prior to the awarding of
133 Community Development Block Grants or any other grants to their
134 districts.

135 **SECTION 14.** The money herein appropriated shall be paid by
136 the State Treasurer out of any money in the State Treasury to the
137 credit of the proper fund or funds as set forth in this act, upon
138 warrants issued by the State Fiscal Officer; and the State Fiscal
139 Officer shall issue his warrants upon requisitions signed by the
140 proper person, officer or officers, in the manner provided by law.

141 **SECTION 15.** This act shall take effect and be in force from
142 and after July 1, 2003.

