

*****Adopted***
AMENDMENT No. 1 PROPOSED TO**

House Bill NO. 1538

By Senator(s) Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

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 Office of Capital Defense Counsel of
9 the State of Mississippi for the fiscal year beginning
10 July 1, 2003, and ending June 30, 2004..... \$ 607,233.00.

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 Office of Capital
14 Defense Counsel of the State of Mississippi for the purpose of
15 defraying the expenses of the office for the fiscal year beginning
16 July 1, 2003, and ending June 30, 2004..... \$ 120,000.00.

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

19 AUTHORIZED POSITIONS:

20	Permanent:	Full Time.....	9
21		Part Time.....	0
22	Time-Limited:	Full Time.....	0
23		Part Time.....	0

24 Any transfers or escalations shall be made in accordance with

25 the terms, conditions, and procedures established by law.

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29 act and which are withdrawn and no longer available.

30 **SECTION 4.** It is the intention of the Legislature that the
31 Director of the Office of Capital Defense Counsel shall have the
32 authority to accept, budget and expend any source funds, not to
33 exceed Two Hundred Thousand Dollars (\$200,000.00). Such funds are
34 to be escalated in accordance with the rules and regulations of
35 the Department of Finance and Administration in a manner
36 consistent with escalation of federal funds.

37 **SECTION 5.** The money herein appropriated shall be paid by
38 the State Treasurer out of any money in the State Treasury to the
39 credit of the proper fund or funds as set forth in this act, upon
40 warrants issued by the State Fiscal Officer; and the State Fiscal
41 Officer shall issue his warrants upon requisitions signed by the
42 proper person, officer or officers, in the manner provided by law.

43 **SECTION 6.** This act shall take effect and be in force from
44 and after July 1, 2003.