

By: Representatives Read, Martinson,
Broomfield, Brown, Davis, Denny, Middleton,
Miles, Weathersby

To: Appropriations

HOUSE BILL NO. 1701

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE YELLOW CREEK STATE INLAND
3 PORT AUTHORITY FOR THE FISCAL YEAR 2005.

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 authorized and approved for expenditure out
7 of any funds which are received by or otherwise become available
8 to the Yellow Creek State Inland Port Authority, for the purpose
9 of defraying the expenses of the Authority for the fiscal year
10 beginning July 1, 2004, and ending June 30, 2005.....
11 \$ 5,201,140.00.

12 **SECTION 2.** With the funds approved for expenditure under the
13 provisions of Section 1, the following positions are authorized:

14 AUTHORIZED POSITIONS:

15	Permanent:	Full Time.....	15
16		Part Time.....	6
17	Time-Limited:	Full Time.....	0
18		Part Time.....	0

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

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24 act and which are withdrawn and no longer available.

25 **SECTION 3.** The funds authorized herein shall be used to fund
26 all operations of the agency with the following prohibitions:

27 (1) The agency shall not fill any current or future vacant
28 positions;

29 (2) The agency shall not take any action to promote or
30 otherwise award salary increases through reallocation,
31 reclassification, realignment, education benchmark, career ladder,
32 or any other means to increase salaries of employees or positions
33 except as allowed under the provisions set forth in House Bill No.
34 1279, 2004 Regular Legislative Session;

35 (3) The agency shall not expend funds for out-of-state
36 travel except as allowed under the provisions set forth in House
37 Bill No. 1279, 2004 Regular Legislative Session;

38 (4) The agency shall not expend funds for the purchase of or
39 contract for cellular phones, two-way radios or pagers, except for
40 support of employees in the Department of Public Safety and the
41 Bureau of Narcotics as recommended by Information Technology
42 Services or as allowed under the provisions set forth in House
43 Bill No. 1279, 2004 Regular Legislative Session;

44 (5) The agency shall not expend funds to publish or
45 distribute any annual reports or other publications;

46 (6) The agency shall not expend funds for public relation
47 activities regarding the functions, programs or services of the
48 agency except as allowed under the provisions set forth in House
49 Bill No. 1279, 2004 Regular Legislative Session;

50 (7) The agency shall not advertise the functions, programs
51 or services of the agency except that the Mississippi Development
52 Authority is authorized to expend funds for advertising to carry
53 out the purposes of key programs administered by the authority;

54 (8) The agency shall not expend funds for staff development
55 or training services;

56 (9) The agency shall not expend funds for the purchase of
57 new or replacement equipment or furniture, excluding lease
58 purchase payments on agreements in effect upon passage of this

59 appropriation bill, except as allowed under the provisions set
60 forth in House Bill No. 1279, 2004 Regular Legislative Session.

61 **SECTION 4.** It is the intention of the Legislature that none
62 of the funds appropriated above shall be expended unless members
63 of the Mississippi House of Representatives and Mississippi Senate
64 are notified at least five (5) days prior to a public ceremony
65 announcing the award of any grant in their district or any public
66 announcement or ceremony regarding the groundbreaking or opening
67 of a facility, roadway or bridge for which the Legislature has
68 made funds available. Any signage regarding any public event or
69 any new facility, roadway or bridge shall include the following
70 language: "Funds were made available for this project by the
71 Mississippi State Legislature."

72 **SECTION 5.** It is the intention of the Legislature that the
73 Yellow Creek State Inland Port Authority shall maintain complete
74 accounting and personnel records related to the expenditure of all
75 funds appropriated under this act and that such records shall be
76 in the same format and level of detail as maintained for Fiscal
77 Year 2004. It is further the intention of the Legislature that
78 the agency's budget request for Fiscal Year 2006 shall be
79 submitted to the Joint Legislative Budget Committee in a format
80 and level of detail comparable to the format and level of detail
81 provided during the Fiscal Year 2005 budget request process.

82 **SECTION 6.** The money herein approved for expenditure shall
83 be disbursed upon bank checks signed by the proper person, officer
84 or officers, in the manner provided by law.

85 **SECTION 7.** This act shall take effect and be in force from
86 and after July 1, 2004.