

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24 act and which are withdrawn and no longer available.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.