

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

To: Appropriations

HOUSE BILL NO. 1703
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
3 MISSISSIPPI ATHLETIC COMMISSION 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 appropriated out of any money in the State
7 Treasury to the credit of the Mississippi Athletic Commission
8 Fund, for the purpose of defraying the expenses of the Mississippi
9 Athletic Commission for the fiscal year beginning July 1, 2004,
10 and ending June 30, 2005 \$ 107,791.00.

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

13 AUTHORIZED POSITIONS:

14	Permanent:	Full Time.....	1
15		Part Time.....	0
16	Time-Limited:	Full Time.....	0
17		Part Time.....	0

18 With the funds herein appropriated, it is the intention of
19 the Legislature that it shall be the agency's responsibility to
20 make certain that funds required to be appropriated for "Personal
21 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005
22 funds appropriated for that purpose, unless programs or positions
23 are added to the agency's Fiscal Year 2006 budget by the
24 Mississippi Legislature. Based on data provided by the
25 Legislative Budget Office, the State Personnel Board shall
26 determine and publish the projected annual cost to fully fund all
27 appropriated positions in compliance with the provisions of this

28 act. It shall be the responsibility of the agency head to insure
29 that no single personnel action increases this projected annual
30 cost and/or the Fiscal Year 2005 appropriation for "Personal
31 Services" when annualized, with the exception of escalated funds.
32 If, at the time the agency takes any action to change "Personal
33 Services," the State Personnel Board determines that the agency
34 has taken an action which would cause the agency to exceed this
35 projected annual cost or the Fiscal Year 2005 "Personal Services"
36 appropriated level, when annualized, then only those actions which
37 reduce the projected annual cost and/or the appropriation
38 requirement will be processed by the State Personnel Board until
39 such time as the requirements of this provision are met.

40 Any transfers or escalations shall be made in accordance with
41 the terms, conditions and procedures established by law or
42 allowable under the terms set forth within this act. The State
43 Personnel Board shall not escalate positions without written
44 approval from the Department of Finance and Administration. The
45 Department of Finance and Administration shall not provide written
46 approval to escalate any funds for salaries and/or positions
47 without proof of availability of new or additional funds above the
48 appropriated level.

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

53 **SECTION 3.** It is the intention of the Legislature that the
54 Mississippi Athletic Commission shall maintain complete accounting
55 and personnel records related to the expenditure of all funds
56 appropriated under this act and that such records shall be in the
57 same format and level of detail as maintained for Fiscal Year
58 2004. It is further the intention of the Legislature that the
59 agency's budget request for Fiscal Year 2006 shall be submitted to
60 the Joint Legislative Budget Committee in a format and level of

61 detail comparable to the format and level of detail provided
62 during the Fiscal Year 2005 budget request process.

63 **SECTION 4.** The money herein appropriated shall be paid by
64 the State Treasurer out of any money in the State Treasury to the
65 credit of the proper fund or funds as set forth in this act, upon
66 warrants issued by the State Fiscal Officer; and the State Fiscal
67 Officer shall issue his warrants upon requisitions signed by the
68 proper person, officer or officers, in the manner provided by law.

69 **SECTION 5.** This act shall take effect and be in force from
70 and after July 1, 2004.