

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

To: Appropriations

HOUSE BILL NO. 1722

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI VETERANS MEMORIAL STADIUM  
3 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 Veterans Memorial  
8 Stadium Fund, for the purpose of defraying the expenses of the  
9 Mississippi Veterans Memorial Stadium Commission for the fiscal  
10 year beginning July 1, 2004, and ending June 30, 2005.....  
11 ..... \$ 1,272,459.00.

12 In addition to the funds appropriated herein, the Mississippi  
13 Veterans Memorial Stadium Commission is hereby authorized to  
14 disburse to participating institutions, agencies or departments  
15 their shares or divisions of gate receipts.

16 **SECTION 2.** Of the funds appropriated under the provisions of  
17 Section 1, not more than the amounts set forth below shall be  
18 expended for the respective major objects or purposes of  
19 expenditure:

20 MAJOR OBJECTS OF EXPENDITURE:

21	Personal Services:		
22	Salaries, Wages and Fringe Benefits..	\$	273,659.00
23	Travel and Subsistence.....		4,000.00
24	Contractual Services.....		600,000.00
25	Commodities.....		350,000.00
26	Capital Outlay:		
27	Other Than Equipment.....		0.00

28	Equipment.....	41,800.00
29	Subsidies, Loans and Grants.....	<u>3,000.00</u>
30	Total.....	\$ 1,272,459.00

31 FUNDING:

32	General Funds.....	\$ 0.00
33	Special Funds.....	<u>1,272,459.00</u>
34	Total.....	\$ 1,272,459.00

35 AUTHORIZED POSITIONS:

36	Permanent: Full Time.....	8
37	Part Time.....	0
38	Time-Limited: Full Time.....	0
39	Part Time.....	0

40 With the funds herein appropriated, it is the intention of  
41 the Legislature that it shall be the agency's responsibility to  
42 make certain that funds required to be appropriated for "Personal  
43 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005  
44 funds appropriated for that purpose, unless programs or positions  
45 are added to the agency's Fiscal Year 2006 budget by the  
46 Mississippi Legislature. Based on data provided by the  
47 Legislative Budget Office, the State Personnel Board shall  
48 determine and publish the projected annual cost to fully fund all  
49 appropriated positions in compliance with the provisions of this  
50 act. It shall be the responsibility of the agency head to insure  
51 that no single personnel action increases this projected annual  
52 cost and/or the Fiscal Year 2005 appropriation for "Personal  
53 Services" when annualized, with the exception of escalated funds.  
54 If, at the time the agency takes any action to change "Personal  
55 Services," the State Personnel Board determines that the agency  
56 has taken an action which would cause the agency to exceed this  
57 projected annual cost or the Fiscal Year 2005 "Personal Services"  
58 appropriated level, when annualized, then only those actions which  
59 reduce the projected annual cost and/or the appropriation

60 requirement will be processed by the State Personnel Board until  
61 such time as the requirements of this provision are met.

62 Any transfers or escalations shall be made in accordance with  
63 the terms, conditions and procedures established by law or  
64 allowable under the terms set forth within this act. The State  
65 Personnel Board shall not escalate positions without written  
66 approval from the Department of Finance and Administration. The  
67 Department of Finance and Administration shall not provide written  
68 approval to escalate any funds for salaries and/or positions  
69 without proof of availability of new or additional funds above the  
70 appropriated level.

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

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

77 (1) The agency shall not fill any current or future vacant  
78 positions;

79 (2) The agency shall not take any action to promote or  
80 otherwise award salary increases through reallocation,  
81 reclassification, realignment, education benchmark, career ladder,  
82 or any other means to increase salaries of employees or positions  
83 except as allowed under the provisions set forth in House Bill No.  
84 1279, 2004 Regular Legislative Session;

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

88 (4) The agency shall not expend funds for the purchase of or  
89 contract for cellular phones, two-way radios or pagers, except for  
90 support of employees in the Department of Public Safety and the  
91 Bureau of Narcotics as recommended by Information Technology

92 Services or as allowed under the provisions set forth in House  
93 Bill No. 1279, 2004 Regular Legislative Session;

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

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

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

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

106 (9) The agency shall not expend funds for the purchase of  
107 new or replacement equipment or furniture, excluding lease  
108 purchase payments on agreements in effect upon passage of this  
109 appropriation bill, except as allowed under the provisions set  
110 forth in House Bill No. 1279, 2004 Regular Legislative Session.

111 **SECTION 4.** It is the intention of the Legislature that none  
112 of the funds appropriated above shall be expended unless members  
113 of the Mississippi House of Representatives and Mississippi Senate  
114 are notified at least five (5) days prior to a public ceremony  
115 announcing the award of any grant in their district or any public  
116 announcement or ceremony regarding the groundbreaking or opening  
117 of a facility, roadway or bridge for which the Legislature has  
118 made funds available. Any signage regarding any public event or  
119 any new facility, roadway or bridge shall include the following  
120 language: "Funds were made available for this project by the  
121 Mississippi State Legislature."

122 **SECTION 5.** It is the intention of the Legislature that the  
123 Mississippi Veterans Memorial Stadium Commission shall maintain  
124 complete accounting and personnel records related to the

125 expenditure of all funds appropriated under this act and that such  
126 records shall be in the same format and level of detail as  
127 maintained for Fiscal Year 2004. It is further the intention of  
128 the Legislature that the agency's budget request for Fiscal Year  
129 2006 shall be submitted to the Joint Legislative Budget Committee  
130 in a format and level of detail comparable to the format and level  
131 of detail provided during the Fiscal Year 2005 budget request  
132 process.

133       **SECTION 6.** The money herein appropriated shall be paid by  
134 the State Treasurer out of any money in the State Treasury to the  
135 credit of the proper fund or funds as set forth in this act, upon  
136 warrants issued by the State Fiscal Officer; and the State Fiscal  
137 Officer shall issue his warrants upon requisitions signed by the  
138 proper person, officer or officers, in the manner provided by law.

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