

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

To: Appropriations

HOUSE BILL NO. 1722  
(As Sent to Governor)

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 ..... \$ 1,338,768.00.

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..	\$	339,968.00
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.....	\$ 1,338,768.00

31 FUNDING:

32	General Funds.....	\$ 0.00
33	Special Funds.....	<u>1,338,768.00</u>
34	Total.....	\$ 1,338,768.00

35 AUTHORIZED POSITIONS:

36	Permanent: Full Time.....	9
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.** It is the intention of the Legislature that the  
76 Mississippi Veterans Memorial Stadium Commission shall maintain  
77 complete accounting and personnel records related to the  
78 expenditure of all funds appropriated under this act and that such  
79 records shall be in the same format and level of detail as  
80 maintained for Fiscal Year 2004. It is further the intention of  
81 the Legislature that the agency's budget request for Fiscal Year  
82 2006 shall be submitted to the Joint Legislative Budget Committee  
83 in a format and level of detail comparable to the format and level  
84 of detail provided during the Fiscal Year 2005 budget request  
85 process.

86 **SECTION 4.** It is the intention of the Legislature that the  
87 agency shall provide a report reflecting Fiscal Year 2004 usage of  
88 wireless communication devices which shall include cellular  
89 phones, two-way radios, pagers, or any other means of wireless  
90 communications to the Chairman of the House Appropriations  
91 Committee, the Chairman of the Senate Appropriations Committee,

92 and the State Auditor by September 1, 2004. The report shall  
93 contain, but not be limited to, the following:

94 (1) The number of wireless communication devices provided to  
95 employees by the agency;

96 (2) The annual cost of usage of wireless communication  
97 devices by each employee of the agency who is issued a wireless  
98 communication device;

99 (3) Separate justification of the usage of wireless  
100 communication devices by those employees issued wireless  
101 communication devices; and

102 (4) To determine whether quantifiable benefits are  
103 associated with the utilization of wireless communications and  
104 whether such service provides more efficient or effective service  
105 delivery.

106 **SECTION 5.** In addition to all other sums herein  
107 appropriated, the following sum, or so much thereof as may be  
108 necessary is appropriated out of any funds in the State Treasury  
109 to the credit of the Mississippi Veterans Memorial Stadium, for  
110 the purpose of preventing a deficit, for the fiscal year ending  
111 June 30, 2004..... \$ 75,000.00.

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

118 **SECTION 7.** This act shall take effect and be in force from  
119 and after July 1, 2004, except for Section 5, which shall take  
120 effect and be in force from and after its passage.