

By: Senator(s) Gordon, Little, Jackson  
(32nd), Harden, Hyde-Smith, Posey, Walls

To: Appropriations

SENATE BILL NO. 3134  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS TO DEFRAY THE  
2 EXPENSES OF THE MISSISSIPPI FAIR COMMISSION, THE MISSISSIPPI  
3 LIVESTOCK COLISEUM AND THE INDUSTRIAL SHOWCASE AND TRADE MART  
4 BUILDING FOR FISCAL YEAR 2005.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** The following sum of money, or so much thereof as  
7 may be necessary, is hereby appropriated out of any money in the  
8 State Treasury to the credit of the Mississippi Fair Commission  
9 for the purpose of defraying the expenses of said Mississippi Fair  
10 Commission, the Mississippi Livestock Coliseum, the Industrial  
11 Showcase, the Trade Mart Building and for the purpose of paying  
12 any indebtedness which may accrue for the period beginning  
13 July 1, 2004, and ending June 30, 2005..... \$ 4,050,503.00.

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

18 MAJOR OBJECTS OF EXPENDITURE:

19 Personal Services:

20	Salaries, Wages and Fringe Benefits..	\$	1,437,153.00
21	Travel and Subsistence.....		6,000.00
22	Contractual Services.....		2,071,350.00
23	Commodities.....		225,000.00
24	Capital Outlay:		
25	Other Than Equipment.....		0.00
26	Equipment.....		91,000.00
27	Subsidies, Loans and Grants.....		220,000.00
28	Total.....	\$	4,050,503.00

29 AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	14
31		Part Time.....	42
32	Time-Limited:	Full Time.....	0
33		Part Time.....	0

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

56 Any transfers or escalations shall be made in accordance with  
57 the terms, conditions and procedures established by law or  
58 allowable under the terms set forth within this act. The State  
59 Personnel Board shall not escalate positions without written  
60 approval from the Department of Finance and Administration. The  
61 Department of Finance and Administration shall not provide written

62 approval to escalate any funds for salaries and/or positions  
63 without proof of availability of new or additional funds above the  
64 appropriated level.

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

69 **SECTION 3.** No operation, maintenance or service contracts,  
70 agreements or obligations for commodities, concessions, or  
71 catering services, shall be entered into or renewed by this agency  
72 for a period of more than three (3) years nor unless said  
73 contracts, agreements or obligations have been made in accordance  
74 with Sections 31-7-11, 31-7-13, 31-7-55 and 31-7-57, Mississippi  
75 Code of 1972.

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

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