

By: Senator(s) Gordon, Little, Huggins,  
Cuevas, Hyde-Smith, Simmons, Wilemon

To: Appropriations

SENATE BILL NO. 3139

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI NATIONAL GUARD FOR FISCAL YEAR  
3 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 General Fund not otherwise appropriated, for the purpose of  
8 defraying the general expenses of the operation of the Mississippi  
9 National Guard for the fiscal year beginning July 1, 2004, and  
10 ending June 30, 2005..... \$ 4,091,162.00.

11 **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated to the Mississippi National  
13 Guard, out of any money in the State Treasury to the credit of the  
14 Camp Shelby Timber Fund-No. 3700, as created by Chapter 187, Laws  
15 of 1954, as amended; the Army National Guard Programs Fund-No.  
16 3701; the Camp Shelby Base Operations Fund-No. 3705; and the Air  
17 National Guard Programs Fund-No. 3709, for the purpose of carrying  
18 out the provisions of applicable statutes and federal/state  
19 agreements for the fiscal year beginning July 1, 2004, and ending  
20 June 30, 2005..... \$ 51,787,609.00.

21 **SECTION 3.** With the funds appropriated under the provisions  
22 of Sections 1 and 2, the following positions are authorized:

23 AUTHORIZED POSITIONS:

24	Permanent:	Full Time.....	725
25		Part Time.....	0
26	Time-Limited:	Full Time.....	1
27		Part Time.....	0

28 Any transfers or escalations shall be made in accordance with  
29 the terms, conditions, and procedures established by law.

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33 act and which are withdrawn and no longer available.

34 **SECTION 4.** It is the intention of the Legislature that the  
35 agency's budget request for Fiscal Year 2006 shall be submitted to  
36 the Joint Legislative Budget Committee in a format and level of  
37 detail comparable to the format and level of detail provided  
38 during the Fiscal Year 2005 budget request process.

39 **SECTION 5.** All funds authorized to be expended herein shall  
40 be expended and otherwise accounted for in accordance with the  
41 provisions of Section 27-103-1 et seq., Mississippi Code of 1972.  
42 If not needed for other purposes, the Adjutant General is hereby  
43 expressly authorized to invest any part of or all monies herein  
44 appropriated out of the Camp Shelby Timber Fund at the highest  
45 rate of interest obtainable and credit interest accruing on such  
46 investments to the respective fund. Such monies may be invested  
47 in any short-term bonds, notes or other direct obligations of the  
48 United States of America or the State of Mississippi or any county  
49 or municipality of this state, which said county or municipal  
50 bonds have been approved by a reputable bonds attorney or have  
51 been validated by a decree of the court, and in any event the said  
52 bonds, notes or obligations in which such funds are invested shall  
53 mature or be redeemable prior to the time the funds so invested  
54 will be needed for the refund or refunds herein provided for.

55 **SECTION 6.** The acceptance and expenditure of federal funds  
56 which may become available for the purpose of defraying the  
57 expenses of the Mississippi National Guard is hereby authorized  
58 and approved, provided such expenditures are reported and  
59 otherwise handled in accordance with the state budget law, same  
60 being Section 27-103-1 et seq., Mississippi Code of 1972.

61           **SECTION 7.** The acceptance and expenditure of federal funds  
62 which may become available to the Mississippi National Guard for  
63 construction purposes is hereby authorized and approved, provided  
64 such receipts and expenditures are reported and otherwise handled  
65 in accordance with the state budget law, same being Section  
66 27-103-1 et seq., Mississippi Code of 1972.

67           **SECTION 8.** Of the funds appropriated in Section 2, Two  
68 Million Sixty-four Thousand Five Hundred Sixteen Dollars  
69 (\$2,064,516.00) shall be derived from funds transferred from the  
70 State Department of Education to the Mississippi National Guard  
71 for the support of the Youth Challenge Program at Camp Shelby.

72           **SECTION 9.** The money herein appropriated shall be paid by  
73 the State Treasurer out of any money in the State Treasury to the  
74 credit of the proper fund or funds as set forth in this act, upon  
75 warrants issued by the State Fiscal Officer; and the State Fiscal  
76 Officer shall issue his warrants upon requisitions signed by the  
77 proper person, officer or officers, in the manner provided by law.

78           **SECTION 10.** This act shall take effect and be in force from  
79 and after July 1, 2004.