

By: Senator(s) Gordon, Little, Gollott,
Kirby, Moffatt, Thames

To: Appropriations

SENATE BILL NO. 3157

1 AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND
2 MAINTENANCE OF THE OFFICE OF STATE AID ROAD CONSTRUCTION OF THE
3 MISSISSIPPI DEPARTMENT OF TRANSPORTATION FOR 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 Office of State Aid Road
8 Construction Fund, for the purpose of defraying the expenses of
9 the Office of State Aid Road Construction of the Mississippi
10 Department of Transportation for the fiscal year beginning
11 July 1, 2004, and ending June 30, 2005..... \$ 118,670,913.00.

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

16 MAJOR OBJECTS OF EXPENDITURE:

17 Personal Services:

18	Salaries, Wages and Fringe Benefits..	\$	2,307,112.00
19	Travel and Subsistence.....		28,314.00
20	Contractual Services.....		206,780.00
21	Commodities.....		40,700.00

22 Capital Outlay:

23	Other Than Equipment.....		0.00
24	Equipment.....		88,007.00
25	Subsidies, Loans and Grants.....		<u>116,000,000.00</u>
26	Total.....	\$	118,670,913.00

27 FUNDING:

28	General Funds.....	\$	0.00
29	Special Funds.....		<u>118,670,913.00</u>
30	Total.....	\$	118,670,913.00

31 AUTHORIZED POSITIONS:

32	Permanent:	Full Time.....	41
33		Part Time.....	2
34	Time-Limited:	Full Time.....	0
35		Part Time.....	0

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

58 Any transfers or escalations shall be made in accordance with
59 the terms, conditions and procedures established by law or
60 allowable under the terms set forth within this act. The State

61 Personnel Board shall not escalate positions without written
62 approval from the Department of Finance and Administration. The
63 Department of Finance and Administration shall not provide written
64 approval to escalate any funds for salaries and/or positions
65 without proof of availability of new or additional funds above the
66 appropriated level.

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

71 **SECTION 3.** In addition to all other sums herein
72 appropriated, the following sum, or so much thereof as may be
73 necessary is appropriated out of any funds in the State Treasury
74 to the credit of the Office of State Aid Road Construction, which
75 is comprised of special funds to the office, for the purpose of
76 replacement of structurally deficient bridges on the state's
77 county roads for the fiscal year beginning July 1, 2004 and ending
78 June 30, 2005.....\$ 35,000,000.00.

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

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