

By: Senator(s) Gordon

To: Appropriations

SENATE BILL NO. 3182
(As Sent to Governor)

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION OF SPECIAL FUNDS TO
2 THE OFFICE OF THE ATTORNEY GENERAL FOR THE PURPOSE OF DEFRAYING
3 THE COSTS OF CERTAIN EXPERT WITNESS FEES, ATTORNEY FEES, JUDGMENTS
4 AND SETTLEMENT AGREEMENTS INCURRED BY THE OFFICE OF THE ATTORNEY
5 GENERAL AND AGAINST THE STATE OF MISSISSIPPI, FOR FISCAL YEAR
6 2004.

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

8 **SECTION 1.** In addition to all other sums heretofore
9 appropriated, the following sum, or so much thereof as may be
10 necessary, is hereby appropriated out of any money in the Budget
11 Contingency Fund created in Section 27-103-301, Mississippi Code
12 of 1972, not otherwise appropriated, to defray the expenses of the
13 Office of the Attorney General for the fiscal year ending June 30,
14 2004..... \$ 269,806.00.

15 This additional appropriation is made for the purpose of
16 defraying the costs of certain outside legal assistance, expert
17 witness fees and court fees incurred by the Office of the Attorney
18 General.

19 **SECTION 2.** In addition to all other sums heretofore
20 appropriated, the following sum, or so much thereof as may be
21 necessary, is hereby appropriated out of any money in the Budget
22 Contingency Fund created in Section 27-103-301, Mississippi Code
23 of 1972, not otherwise appropriated, for the purpose of paying a
24 judgment rendered against the State of Mississippi for the fiscal
25 year ending June 30, 2004..... \$ 114,004.00.

26 This additional appropriation is made for the purpose of
27 paying a court ordered judgment as required in Civil Action No.
28 1:02CV20-B-0, Bertha Earnest vs Mississippi Department of Human

29 Services, the United States District Court, Northern District of
30 Mississippi.

31 **SECTION 3.** In addition to all other sums herein
32 appropriated, the following sum, or so much thereof as may be
33 necessary, is hereby appropriated out of any money in the State
34 Treasury to the credit of the Budget Contingency Fund created in
35 Section 27-103-301, Mississippi Code of 1972, for the purpose of
36 paying a settlement against the State of Mississippi for the
37 fiscal year ending June 30, 2004.....\$ 239,570.00.

38 This additional appropriation is made for the purpose of
39 paying a settlement in Cause No. 2000-CT-00258-SCT; Jimmy B.
40 Callens vs East Mississippi State Hospital, The Mississippi
41 Department of Mental Health, Dr. Ramiro J. Martinez and Roger
42 McMurtry.

43 **SECTION 4.** In addition to all other sums heretofore
44 appropriated, the following sum, or so much thereof as may be
45 necessary, is hereby appropriated out of any money in the Budget
46 Contingency Fund created in Section 27-103-301, Mississippi Code
47 of 1972, not otherwise appropriated, for the purpose of paying a
48 judgment rendered against the State of Mississippi for the fiscal
49 year ending June 30, 2004..... \$ 22,672.00.

50 This additional appropriation is made for the purpose of
51 paying a settlement in Civil Action No. 2:01CV62PG, Stacey Walkers
52 Cooley vs Harrison County Board of Supervisors, in the United
53 States District Court, Southern District of Mississippi.

54 **SECTION 5.** In addition to all other sums heretofore
55 appropriated, the following sum, or so much thereof as may be
56 necessary, is hereby appropriated out of any money in the Budget
57 Contingency Fund created in Section 27-103-301, Mississippi Code
58 of 1972, not otherwise appropriated, for the purpose of paying a
59 judgment rendered against the State of Mississippi for the fiscal
60 year ending June 30, 2004..... \$ 500.00.

61 This additional appropriation is made for the purpose of
62 paying a settlement in Civil Action No. 3:99CV32-W-S; Sheryl
63 Bridges vs Mississippi Department of Corrections, et al, in the
64 United States District Court, Southern District of Mississippi.

65 **SECTION 6.** In addition to all other sums heretofore
66 appropriated, the following sum, or so much thereof as may be
67 necessary, is hereby appropriated out of any money in the Budget
68 Contingency Fund created in Section 27-103-301, Mississippi Code
69 of 1972, not otherwise appropriated, for the purpose of paying a
70 judgment rendered against the State of Mississippi for the fiscal
71 year ending June 30, 2004..... \$ 60,000.00.

72 This additional appropriation is made for the purpose of
73 paying a settlement in Cause No. BC 75-31-S; Mattie T. vs Henry
74 Johnson in the United States District Court for the Northern
75 District of Mississippi.

76 **SECTION 7.** In addition to all other sums herein
77 appropriated, the following sum, or so much thereof as may be
78 necessary, is hereby appropriated out of any money in the State
79 Treasury to the credit of the Office of the Attorney General,
80 which shall be derived from funds transferred to the Office of the
81 Attorney General from Fund No. 3112 and Fund No. 3114, at the
82 discretion of the Secretary of State, for the purpose of paying a
83 settlement against the State of Mississippi for the fiscal year
84 ending June 30, 2004.....\$ 1,115,316.00.

85 This additional appropriation is made for the purpose of
86 paying a settlement in Civil Action No. 1:92CV20-D-D; J. Randolph
87 Lipscomb, et al vs State of Mississippi, et al, in the United
88 States District Court, Northern District of Mississippi.

89 **SECTION 8.** In addition to all other sums heretofore
90 appropriated, the following sum, or so much thereof as may be
91 necessary, is hereby appropriated out of any money in the Budget
92 Contingency Fund created in Section 27-103-301, Mississippi Code
93 of 1972, not otherwise appropriated, to defray the expenses of the

94 Governor's Office - Division of Medicaid for the fiscal year
95 ending June 30, 2004.....\$ 3,300,000.00.

96 This additional appropriation is made for the purpose of
97 continuing the operation of the Governor's Office - Division of
98 Medicaid for fiscal year 2004.

99 **SECTION 9.** In addition to all other sums heretofore
100 appropriated, the following sum, or so much thereof as may be
101 necessary, is hereby appropriated out of any money in the State
102 Treasury to the credit of the Governor's Office - Division of
103 Medicaid, which is comprised of special source funds collected by
104 or otherwise available to the division, for the purpose of
105 defraying the expenses of the division, for the fiscal year ending
106 June 30, 2004..... \$ 11,048,000.00.

107 This additional appropriation is made for the purpose of
108 defraying the costs of operation for the Governor's Office -
109 Division of Medicaid for fiscal year 2004.

110 **SECTION 10.** In addition to all other sums heretofore
111 appropriated, the following sum, or so much thereof as may be
112 necessary, is hereby appropriated out of any money in the Budget
113 Contingency Fund created in Section 27-103-301, Mississippi Code
114 of 1972, not otherwise appropriated, to defray the expenses of the
115 Department of Corrections for the fiscal year ending June 30,
116 2004.....\$ 19,424,133.00.

117 This additional appropriation is made for the purpose of
118 continuing the operation of the Department of Corrections for
119 fiscal year 2004.

120 It is the intent of the Legislature that Six Million
121 Eighty-five Thousand Nine Hundred Sixty-one Dollars
122 (\$6,085,961.00) be allocated to the University Medical Center as
123 payment for medical services provided.

124 **SECTION 11.** In addition to all other sums heretofore
125 appropriated, the following sum, or so much thereof as may be
126 necessary, is hereby appropriated out of any money in the Budget

127 Contingency Fund created in Section 27-103-301, Mississippi Code
128 of 1972, not otherwise appropriated, to defray the expenses of the
129 Department of Human Services for the fiscal year ending June 30,
130 2004..... \$ 12,000,000.00.

131 This additional appropriation is made for the purpose of
132 continuing the operation of the Department of Human Services for
133 fiscal year 2004.

134 **SECTION 12.** In addition to all other sums heretofore
135 appropriated, the following sum, or so much thereof as may be
136 necessary, is hereby appropriated out of any money in the Budget
137 Contingency Fund created in Section 27-103-301, Mississippi Code
138 of 1972, not otherwise appropriated, to defray the expenses of the
139 District Attorneys and Staff for the fiscal year ending June 30,
140 2004.....\$ 1,052,896.00.

141 This additional appropriation is made for the purpose of
142 continuing the operation of the District Attorneys and Staff for
143 fiscal year 2004.

144 **SECTION 13.** In addition to all other sums heretofore
145 appropriated, the following sum, or so much thereof as may be
146 necessary, is hereby appropriated out of any money in the Budget
147 Contingency Fund created in Section 27-103-301, Mississippi Code
148 of 1972, not otherwise appropriated, to defray the expenses of the
149 Governor's Office - Support for the fiscal year ending June 30,
150 2004\$ 158,759.00.

151 This additional appropriation is made for the purpose of
152 continuing the operation of the Governor's Office - Support for
153 fiscal year 2004.

154 **SECTION 14.** In addition to all other sums heretofore
155 appropriated, the following sum, or so much thereof as may be
156 necessary, is hereby appropriated out of any money in the Budget
157 Contingency Fund created in Section 27-103-301, Mississippi Code
158 of 1972, not otherwise appropriated, to defray the expenses of the
159 Governor's Mansion for the fiscal year ending June 30, 2004

160\$ 85,241.00.

161 This additional appropriation is made for the purpose of
162 continuing the operation of the Governor's Mansion for fiscal year
163 2004.

164 **SECTION 15.** The money herein appropriated shall be paid by
165 the State Treasurer out of any money in the proper fund or funds
166 as set forth in this act, upon warrants issued by the State Fiscal
167 Officer; and the State Fiscal Officer shall issue his warrants
168 upon requisitions signed by the proper person, officer or officers
169 in the manner provided by law.

170 **SECTION 16.** This act shall take effect and be in force from
171 and after its passage.