

By: Representative Stringer

To: Appropriations

HOUSE BILL NO. 1408

1 AN ACT TO DIRECT THE STATE FISCAL OFFICER TO TRANSFER CERTAIN
2 SPECIAL FUNDS INTO THE BUDGET CONTINGENCY FUND DURING FISCAL YEAR
3 2005; TO AMEND SECTION 4, CHAPTER 89, LAWS OF 2004, TO TRANSFER
4 FUNDS IN THE FISCAL YEAR 2005 APPROPRIATION TO THE DEPARTMENT OF
5 MENTAL HEALTH AMONG VARIOUS CATEGORIES; TO AMEND SECTIONS 1, 3 AND
6 6, CHAPTER 100, LAWS OF 2004, TO TRANSFER FUNDS IN THE FISCAL YEAR
7 2005 APPROPRIATION TO THE MISSISSIPPI EMERGENCY MANAGEMENT AGENCY
8 AMONG VARIOUS CATEGORIES; TO AMEND SECTION 2, CHAPTER 103, LAWS OF
9 2004, TO REDUCE THE AMOUNT OF SPECIAL FUNDS APPROPRIATED FROM THE
10 ABANDONED PROPERTY FUND IN THE FISCAL YEAR 2005 APPROPRIATION TO
11 THE STATE TREASURER'S OFFICE; AND FOR RELATED PURPOSES.

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

13 SECTION 1. The State Fiscal Officer shall transfer to the
14 Budget Contingency Fund created in Section 27-103-301, out of the
15 following enumerated special funds, the amount listed below for
16 each fund during the period beginning upon the passage of this act
17 through June 30, 2005:

Table with 3 columns: Agency/Fund, Fund No., Amount. Rows include Criminal Justice Fund (500,000.00), Treasury - Unclaimed Property Fund (430,000.00), and TOTAL (\$930,000.00).

23 SECTION 2. Section 4, Chapter 89, Laws of 2004, is amended
24 as follows:

25 Section 4. Of the funds appropriated under the provisions of
26 Section 1 and authorized for expenditure under the provisions of
27 Section 2, not more than the amounts set forth below shall be
28 expended for the respective major objects or purposes of
29 expenditure:

CENTRAL OFFICE

31 MAJOR OBJECTS OF EXPENDITURE:

32	Personal Services:		
33	Salaries, Wages and Fringe Benefits..	\$	5,809,935.00
34	Travel and Subsistence.....		220,000.00
35	Contractual Services.....		881,893.00
36	Commodities.....		144,750.00
37	Capital Outlay:		
38	Other Than Equipment.....		0.00
39	Equipment.....		25,000.00
40	Subsidies, Loans and Grants.....		9,942,522.00
41	Total.....	\$	17,024,100.00

42 FUNDING:

43	General Funds.....	\$	2,754,889.00
44	Special Funds.....		14,269,211.00
45	Total.....	\$	17,024,100.00

46 AUTHORIZED POSITIONS:

47	Permanent:		
	Full Time.....		87
48	Part Time.....		0
49	Time-Limited:		
	Full Time.....		21
50	Part Time.....		0

51 **ELLISVILLE STATE SCHOOL AND FARM**

52 MAJOR OBJECTS OF EXPENDITURE:

53	Personal Services:		
54	Salaries, Wages and Fringe Benefits..	\$	<u>50,032,891.00</u>
55	Travel and Subsistence.....		126,208.00
56	Contractual Services.....		<u>4,874,143.00</u>
57	Commodities.....		5,050,928.00
58	Capital Outlay:		
59	Other Than Equipment.....		470,000.00
60	Equipment.....		250,000.00
61	Subsidies, Loans and Grants.....		14,876,262.00
62	Total.....	\$	75,680,432.00

63 FUNDING:

64	General Funds.....	\$	15,765,800.00
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65	Special Funds.....		59,914,632.00
66	Total.....	\$	75,680,432.00

67 AUTHORIZED POSITIONS:

68	Permanent:	Full Time.....	1,634
69		Part Time.....	32
70	Time-Limited:	Full Time.....	56
71		Part Time.....	0

72 **EAST MISSISSIPPI STATE HOSPITAL**

73 MAJOR OBJECTS OF EXPENDITURE:

74	Personal Services:		
75	Salaries, Wages and Fringe Benefits..	\$	43,089,112.00
76	Travel and Subsistence.....		41,489.00
77	Contractual Services.....		3,129,311.00
78	Commodities.....		5,695,452.00
79	Capital Outlay:		
80	Other Than Equipment.....		119,000.00
81	Equipment.....		178,380.00
82	Subsidies, Loans and Grants.....		3,245,266.00
83	Total.....	\$	55,498,010.00

84 FUNDING:

85	General Funds.....	\$	29,731,693.00
86	Special Funds.....		25,766,317.00
87	Total.....	\$	55,498,010.00

88 AUTHORIZED POSITIONS:

89	Permanent:	Full Time.....	1,343
90		Part Time.....	6
91	Time-Limited:	Full Time.....	121
92		Part Time.....	40

93 **HUDSPETH REGIONAL CENTER**

94 MAJOR OBJECTS OF EXPENDITURE:

95	Personal Services:		
96	Salaries, Wages and Fringe Benefits..	\$	31,049,911.00
97	Travel and Subsistence.....		124,630.00

98	Contractual Services.....	2,709,252.00
99	Commodities.....	3,191,209.00
100	Capital Outlay:	
101	Other Than Equipment.....	150,000.00
102	Equipment.....	389,000.00
103	Subsidies, Loans and Grants.....	8,607,769.00
104	Total..... \$	46,221,771.00

105 FUNDING:

106	General Funds..... \$	7,734,701.00
107	Special Funds.....	38,487,070.00
108	Total..... \$	46,221,771.00

109 AUTHORIZED POSITIONS:

110	Permanent: Full Time.....	948
111	Part Time.....	28
112	Time-Limited: Full Time.....	48
113	Part Time.....	0

114 **MISSISSIPPI STATE HOSPITAL**

115 MAJOR OBJECTS OF EXPENDITURE:

116	Personal Services:	
117	Salaries, Wages and Fringe Benefits.. \$	92,059,966.00
118	Travel and Subsistence.....	107,495.00
119	Contractual Services.....	15,512,831.00
120	Commodities.....	12,019,906.00
121	Capital Outlay:	
122	Other Than Equipment.....	253,906.00
123	Equipment.....	4,137,409.00
124	Subsidies, Loans and Grants.....	6,209,166.00
125	Total..... \$	130,300,679.00

126 FUNDING:

127	General Funds..... \$	70,593,967.00
128	Special Funds.....	59,706,712.00
129	Total..... \$	130,300,679.00

130 AUTHORIZED POSITIONS:

131	Permanent:	Full Time.....	2,975
132		Part Time.....	11
133	Time-Limited:	Full Time.....	221
134		Part Time.....	0

**NORTH MISSISSIPPI REGIONAL CENTER**

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

138	Salaries, Wages and Fringe Benefits..	\$	33,671,125.00
139	Travel and Subsistence.....		112,000.00
140	Contractual Services.....		4,162,620.00
141	Commodities.....		4,825,906.00
142	Capital Outlay:		
143	Other Than Equipment.....		71,500.00
144	Equipment.....		743,353.00
145	Subsidies, Loans and Grants.....		20,248,289.00
146	Total.....	\$	63,834,793.00

FUNDING:

148	General Funds.....	\$	9,798,074.00
149	Special Funds.....		54,036,719.00
150	Total.....	\$	63,834,793.00

AUTHORIZED POSITIONS:

152	Permanent:	Full Time.....	994
153		Part Time.....	12
154	Time-Limited:	Full Time.....	160
155		Part Time.....	13

**SOUTH MISSISSIPPI REGIONAL CENTER**

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

159	Salaries, Wages and Fringe Benefits..	\$	22,244,177.00
160	Travel and Subsistence.....		79,000.00
161	Contractual Services.....		3,311,421.00
162	Commodities.....		2,361,505.00
163	Capital Outlay:		

164	Other Than Equipment.....		100,000.00
165	Equipment.....		400,809.00
166	Subsidies, Loans and Grants.....		6,705,288.00
167	Total.....	\$	35,202,200.00

168 FUNDING:

169	General Funds.....	\$	7,466,108.00
170	Special Funds.....		27,736,092.00
171	Total.....	\$	35,202,200.00

172 AUTHORIZED POSITIONS:

173	Permanent:	Full Time.....	602
174		Part Time.....	8
175	Time-Limited:	Full Time.....	101
176		Part Time.....	4

177 **BOSWELL REGIONAL CENTER**

178 MAJOR OBJECTS OF EXPENDITURE:

179 Personal Services:

180	Salaries, Wages and Fringe Benefits..	\$	19,058,929.00
181	Travel and Subsistence.....		45,104.00
182	Contractual Services.....		2,521,807.00
183	Commodities.....		1,948,170.00
184	Capital Outlay:		
185	Other Than Equipment.....		257,350.00
186	Equipment.....		320,176.00
187	Subsidies, Loans and Grants.....		4,234,024.00
188	Total.....	\$	28,385,560.00

189 FUNDING:

190	General Funds.....	\$	8,845,312.00
191	Special Funds.....		19,540,248.00
192	Total.....	\$	28,385,560.00

193 AUTHORIZED POSITIONS:

194	Permanent:	Full Time.....	507
195		Part Time.....	3
196	Time-Limited:	Full Time.....	113

197 Part Time..... 2

198 NORTH MISSISSIPPI STATE HOSPITAL

199 MAJOR OBJECTS OF EXPENDITURE:

200 Personal Services:

201 Salaries, Wages and Fringe Benefits.. \$ 8,449,440.00

202 Travel and Subsistence..... 26,000.00

203 Contractual Services..... 1,381,063.00

204 Commodities..... 1,212,882.00

205 Capital Outlay:

206 Other Than Equipment..... 45,000.00

207 Equipment..... 174,000.00

208 Subsidies, Loans and Grants..... 0.00

209 Total..... \$ 11,288,385.00

210 FUNDING:

211 General Funds..... \$ 7,143,490.00

212 Special Funds..... 4,144,895.00

213 Total..... \$ 11,288,385.00

214 AUTHORIZED POSITIONS:

215 Permanent: Full Time..... 233

216 Part Time..... 0

217 Time-Limited: Full Time..... 4

218 Part Time..... 0

219 SOUTH MISSISSIPPI STATE HOSPITAL

220 MAJOR OBJECTS OF EXPENDITURE:

221 Personal Services:

222 Salaries, Wages and Fringe Benefits.. \$ 6,405,969.00

223 Travel and Subsistence..... 16,000.00

224 Contractual Services..... 985,115.00

225 Commodities..... 770,066.00

226 Capital Outlay:

227 Other Than Equipment..... 40,000.00

228 Equipment..... 149,865.00

229 Subsidies, Loans and Grants..... 10,000.00

230	Total.....	\$	8,377,015.00
231	FUNDING:		
232	General Funds.....	\$	5,288,260.00
233	Special Funds.....		3,088,755.00
234	Total.....	\$	8,377,015.00

235 AUTHORIZED POSITIONS:

236	Permanent:	Full Time.....	204
237		Part Time.....	0
238	Time-Limited:	Full Time.....	1
239		Part Time.....	0

240 **CENTRAL MISSISSIPPI RESIDENTIAL CENTER**

241 MAJOR OBJECTS OF EXPENDITURE:

242	Personal Services:		
243	Salaries, Wages and Fringe Benefits..	\$	5,562,696.00
244	Travel and Subsistence.....		21,000.00
245	Contractual Services.....		715,384.00
246	Commodities.....		821,569.00
247	Capital Outlay:		
248	Other Than Equipment.....		555,572.00
249	Equipment.....		274,000.00
250	Subsidies, Loans and Grants.....		251,548.00
251	Total.....	\$	8,201,769.00

252 FUNDING:

253	General Funds.....	\$	4,649,672.00
254	Special Funds.....		3,552,097.00
255	Total.....	\$	8,201,769.00

256 AUTHORIZED POSITIONS:

257	Permanent:	Full Time.....	180
258		Part Time.....	0
259	Time-Limited:	Full Time.....	14
260		Part Time.....	0

261 **BROOKHAVEN JUVENILE REHABILITATION FACILITY**

262 MAJOR OBJECTS OF EXPENDITURE:



263	Personal Services:		
264	Salaries, Wages and Fringe Benefits..	\$	4,138,979.00
265	Travel and Subsistence.....		7,340.00
266	Contractual Services.....		471,998.00
267	Commodities.....		305,981.00
268	Capital Outlay:		
269	Other Than Equipment.....		10,000.00
270	Equipment.....		65,519.00
271	Subsidies, Loans and Grants.....		6,000.00
272	Total.....	\$	5,005,817.00
273	FUNDING:		
274	General Funds.....	\$	4,665,817.00
275	Special Funds.....		340,000.00
276	Total.....	\$	5,005,817.00
277	AUTHORIZED POSITIONS:		
278	Permanent: Full Time.....	118	
279	Part Time.....	0	
280	Time-Limited: Full Time.....	10	
281	Part Time.....	0	
282	<b>SPECIALIZED TREATMENT FACILITY</b>		
283	MAJOR OBJECTS OF EXPENDITURE:		
284	Personal Services:		
285	Salaries, Wages and Fringe Benefits..	\$	<u>3,098,757.00</u>
286	Travel and Subsistence.....		12,238.00
287	Contractual Services.....		<u>445,000.00</u>
288	Commodities.....		193,633.00
289	Capital Outlay:		
290	Other Than Equipment.....		20,000.00
291	Equipment.....		<u>110,000.00</u>
292	Subsidies, Loans and Grants.....		5,500.00
293	Total.....	\$	3,885,128.00
294	FUNDING:		
295	General Funds.....	\$	687,512.00

296	Special Funds.....		3,197,616.00
297	Total.....	\$	3,885,128.00

298 AUTHORIZED POSITIONS:

299	Permanent:	Full Time.....	100
300		Part Time.....	0
301	Time-Limited:	Full Time.....	0
302		Part Time.....	0

303 **SERVICE BUDGET**

304 MAJOR OBJECTS OF EXPENDITURE:

305 Personal Services:

306	Salaries, Wages and Fringe Benefits..	\$	0.00
307	Travel and Subsistence.....		0.00
308	Contractual Services.....		1,147,251.00
309	Commodities.....		0.00
310	Capital Outlay:		
311	Other Than Equipment.....		0.00
312	Equipment.....		0.00
313	Subsidies, Loans and Grants.....		50,609,862.00
314	Total.....	\$	51,757,113.00

315 FUNDING:

316	General Funds.....	\$	13,056,766.00
317	Special Funds.....		38,700,347.00
318	Total.....	\$	51,757,113.00

319 AUTHORIZED POSITIONS:

320	Permanent:	Full Time.....	0
321		Part Time.....	0
322	Time-Limited:	Full Time.....	0
323		Part Time.....	0

324 **DIVISION OF ALCOHOL AND DRUG ABUSE**

325 MAJOR OBJECTS OF EXPENDITURE:

326 Personal Services:

327	Salaries, Wages and Fringe Benefits..	\$	316,322.00
328	Travel and Subsistence.....		23,100.00

329	Contractual Services.....	45,600.00
330	Commodities.....	8,700.00
331	Capital Outlay:	
332	Other Than Equipment.....	0.00
333	Equipment.....	18,300.00
334	Subsidies, Loans and Grants.....	3,781,327.00
335	Total..... \$	4,193,349.00

336 FUNDING:

337	General Funds..... \$	0.00
338	Special Funds.....	4,193,349.00
339	Total..... \$	4,193,349.00

340 AUTHORIZED POSITIONS:

341	Permanent: Full Time.....	6
342	Part Time.....	0
343	Time-Limited: Full Time.....	0
344	Part Time.....	0

345 With the funds herein appropriated, it is the intention of  
346 the Legislature that it shall be the agency's responsibility to  
347 make certain that funds required to be appropriated for "Personal  
348 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005  
349 funds appropriated for that purpose, unless programs or positions  
350 are added to the agency's Fiscal Year 2006 budget by the  
351 Mississippi Legislature. Based on data provided by the  
352 Legislative Budget Office, the State Personnel Board shall  
353 determine and publish the projected annual cost to fully fund all  
354 appropriated positions in compliance with the provisions of this  
355 act. It shall be the responsibility of the agency head to insure  
356 that no single personnel action increases this projected annual  
357 cost and/or the Fiscal Year 2005 appropriation for "Personal  
358 Services" when annualized, with the exception of escalated funds.  
359 If, at the time the agency takes any action to change "Personal  
360 Services," the State Personnel Board determines that the agency  
361 has taken an action which would cause the agency to exceed this

362 projected annual cost or the Fiscal Year 2005 "Personal Services"  
363 appropriated level, when annualized, then only those actions which  
364 reduce the projected annual cost and/or the appropriation  
365 requirement will be processed by the State Personnel Board until  
366 such time as the requirements of this provision are met.

367 Any transfers or escalations shall be made in accordance with  
368 the terms, conditions and procedures established by law or  
369 allowable under the terms set forth within this act. The State  
370 Personnel Board shall not escalate positions without written  
371 approval from the Department of Finance and Administration. The  
372 Department of Finance and Administration shall not provide written  
373 approval to escalate any funds for salaries and/or positions  
374 without proof of availability of new or additional funds above the  
375 appropriated level.

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

380 **SECTION 3.** Section 1, Chapter 100, Laws of 2004, is amended  
381 as follows:

382 Section 1. The following sum, or so much thereof as may be  
383 necessary, is hereby appropriated out of any funds in the State  
384 General Fund not otherwise appropriated, for the purpose of  
385 defraying the expenses of the Mississippi Emergency Management  
386 Agency in accordance with the provisions of Section 33-15-1 et  
387 seq., Mississippi Code of 1972, for the fiscal year beginning  
388 July 1, 2004, and ending June 30, 2005..... \$1,129,698.00.

389 **SECTION 4.** Section 3, Chapter 100, Laws of 2004, is amended  
390 as follows:

391 Section 3. Of the funds appropriated under the provisions of  
392 Sections 1 and 2, not more than the amounts set forth below shall  
393 be expended for the respective major objects or purposes of  
394 expenditure:

395	MAJOR OBJECTS OF EXPENDITURE:	
396	Personal Services:	
397	Salaries, Wages and Fringe Benefits.. \$	<u>2,775,330.00</u>
398	Travel and Subsistence.....	54,000.00
399	Contractual Services.....	334,800.00
400	Commodities.....	99,250.00
401	Capital Outlay:	
402	Other Than Equipment.....	0.00
403	Equipment.....	23,940.00
404	Subsidies, Loans and Grants.....	<u>1,463,750.00</u>
405	Total..... \$	<u>4,751,070.00</u>

406	FUNDING:	
407	General Funds..... \$	<u>1,129,698.00</u>
408	Special Funds.....	<u>3,621,372.00</u>
409	Total..... \$	<u>4,751,070.00</u>

410	AUTHORIZED POSITIONS:	
411	Permanent: Full Time.....	47
412	Part Time.....	0
413	Time-Limited: Full Time.....	17
414	Part Time.....	0

415 With the funds herein appropriated, it is the intention of  
416 the Legislature that it shall be the agency's responsibility to  
417 make certain that funds required to be appropriated for "Personal  
418 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005  
419 funds appropriated for that purpose, unless programs or positions  
420 are added to the agency's Fiscal Year 2006 budget by the  
421 Mississippi Legislature. Based on data provided by the  
422 Legislative Budget Office, the State Personnel Board shall  
423 determine and publish the projected annual cost to fully fund all  
424 appropriated positions in compliance with the provisions of this  
425 act. It shall be the responsibility of the agency head to insure  
426 that no single personnel action increases this projected annual  
427 cost and/or the Fiscal Year 2005 appropriation for "Personal

428 Services" when annualized, with the exception of escalated funds.  
429 If, at the time the agency takes any action to change "Personal  
430 Services," the State Personnel Board determines that the agency  
431 has taken an action which would cause the agency to exceed this  
432 projected annual cost or the Fiscal Year 2005 "Personal Services"  
433 appropriated level, when annualized, then only those actions which  
434 reduce the projected annual cost and/or the appropriation  
435 requirement will be processed by the State Personnel Board until  
436 such time as the requirements of this provision are met.

437 Any transfers or escalations shall be made in accordance with  
438 the terms, conditions and procedures established by law or  
439 allowable under the terms set forth within this act. The State  
440 Personnel Board shall not escalate positions without written  
441 approval from the Department of Finance and Administration. The  
442 Department of Finance and Administration shall not provide written  
443 approval to escalate any funds for salaries and/or positions  
444 without proof of availability of new or additional funds above the  
445 appropriated level.

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

450 **SECTION 5.** Section 6, Chapter 100, Laws of 2004, is amended  
451 as follows:

452 Section 6. The following sum, or so much thereof as may be  
453 necessary, is hereby appropriated out of any money in the State  
454 General Fund not otherwise appropriated, to the Mississippi  
455 Emergency Management Agency for the purpose of defraying certain  
456 administrative expenses and the state share of the cost of  
457 disaster assistance programs, including, but not being limited to,  
458 public assistance programs, individual and family grant programs,  
459 and mitigation programs, for the fiscal year beginning  
460 July 1, 2004, and ending June 30, 2005.....\$ 1,421,000.00.

461           **SECTION 6.** Section 2, Chapter 103, Laws of 2004, is amended  
462 as follows:

463           Section 2. The following sum, or so much thereof as may be  
464 necessary, is hereby appropriated out of any funds in the special  
465 fund entitled Abandoned Property Fund in the State Treasury for  
466 the purpose of defraying expenses of the State Treasurer in  
467 administering the Uniform Disposition of Unclaimed Property and  
468 certain other expenses of the office, for the fiscal year  
469 beginning July 1, 2004, and ending June 30, 2005.....  
470 ..... \$           1,932,358.00.

471           **SECTION 7.** This act shall take effect and be in force from  
472 and after its passage.