

By: Representatives Peranich, Jennings,
Broomfield, Capps, Coleman (29th), Denny,
Dickson, Flagg, Martinson, Stevens,
Straughter

To: Appropriations

HOUSE BILL NO. 1655

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE DEPARTMENT OF ARCHIVES AND HISTORY, FOR THE
3 FISCAL YEAR 2006; AND FOR RELATED PURPOSES.

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 expenses of the Department of Archives and History
9 for the fiscal year beginning July 1, 2005, and ending
10 June 30, 2006..... \$ 7,933,178.00.

11 SECTION 2. The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money in the special
13 fund in the State Treasury to the credit of the Department of
14 Archives and History which is comprised of special source funds
15 collected by or otherwise available to the department, for the
16 purpose of defraying the expenses of the department for the fiscal
17 year beginning July 1, 2005, and ending June 30, 2006.....
18 \$ 3,227,270.00.

19 SECTION 3. Of the funds appropriated under the provisions of
20 Sections 1 and 2, not more than the amounts set forth below shall
21 be expended for the respective major objects or purposes of
22 expenditure:

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:

25	Salaries, Wages and Fringe Benefits..	\$	5,697,472.00
26	Travel and Subsistence.....		46,020.00
27	Contractual Services.....		2,744,510.00

28	Commodities.....	421,123.00
29	Capital Outlay:	
30	Other Than Equipment.....	30,000.00
31	Equipment.....	65,700.00
32	Subsidies, Loans and Grants.....	<u>2,155,623.00</u>
33	Total.....	\$ 11,160,448.00

34 FUNDING:

35	General Funds.....	\$ 7,933,178.00
36	Special Funds.....	<u>3,227,270.00</u>
37	Total.....	\$ 11,160,448.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	134
40	Part Time.....	22
41	Time-Limited: Full Time.....	2
42	Part Time.....	0

43 With the funds herein appropriated, it is the intention of
44 the Legislature that it shall be the agency's responsibility to
45 make certain that funds required to be appropriated for "Personal
46 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
47 funds appropriated for that purpose, unless programs or positions
48 are added to the agency's Fiscal Year 2007 budget by the
49 Mississippi Legislature. Based on data provided by the
50 Legislative Budget Office, the State Personnel Board shall
51 determine and publish the projected annual cost to fully fund all
52 appropriated positions in compliance with the provisions of this
53 act. It shall be the responsibility of the agency head to insure
54 that no single personnel action increases this projected annual
55 cost and/or the Fiscal Year 2006 appropriation for "Personal
56 Services" when annualized, with the exception of escalated funds.
57 If, at the time the agency takes any action to change "Personal
58 Services," the State Personnel Board determines that the agency
59 has taken an action which would cause the agency to exceed this
60 projected annual cost or the Fiscal Year 2006 "Personal Services"

61 appropriated level, when annualized, then only those actions which
62 reduce the projected annual cost and/or the appropriation
63 requirement will be processed by the State Personnel Board until
64 such time as the requirements of this provision are met.

65 Any transfers or escalations shall be made in accordance with
66 the terms, conditions and procedures established by law or
67 allowable under the terms set forth within this act. The State
68 Personnel Board shall not escalate positions without written
69 approval from the Department of Finance and Administration. The
70 Department of Finance and Administration shall not provide written
71 approval to escalate any funds for salaries and/or positions
72 without proof of availability of new or additional funds above the
73 appropriated level.

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

78 **SECTION 4.** It is the intention of the Legislature that the
79 Department of Archives and History shall maintain complete
80 accounting and personnel records related to the expenditure of all
81 funds appropriated under this act and that such records shall be
82 in the same format and level of detail as maintained for Fiscal
83 Year 2005. It is further the intention of the Legislature that
84 the agency's budget request for Fiscal Year 2007 shall be
85 submitted to the Joint Legislative Budget Committee in a format
86 and level of detail comparable to the format and level of detail
87 provided during the Fiscal Year 2006 budget request process.

88 **SECTION 5.** The Mississippi Department of Archives and
89 History is hereby authorized to accept and expend any grant,
90 donation or contribution from any individual, public or private
91 organization, or government entity for purposes of defraying the
92 operational costs of the department. Such grants, donations or
93 contributions shall be received and expended under the rules and

94 regulations of the Department of Finance and Administration in a
95 manner consistent with the escalation of federal funds.

96 **SECTION 6.** It is the intent of the Legislature that the
97 Mississippi Department of Archives and History shall charge the
98 maximum amount allowable for services rendered, consistent with
99 the cost of providing such services. The funds derived from these
100 charges in excess of fees charged pursuant to Section 39-5-5(h),
101 Mississippi Code of 1972, shall be deposited into a special fund
102 account in the State Treasury to the credit of the Mississippi
103 Department of Archives and History.

104 **SECTION 7.** It is the intent of the Legislature that no part
105 of the funds herein appropriated shall be required to be used for
106 the payment of rent for the museum and public space in the State
107 Historical Museum, Old Capitol Restoration.

108 **SECTION 8.** In addition to all other sums herein
109 appropriated, the following sum, or so much thereof as may be
110 necessary, is hereby appropriated out of any funds from the Local
111 Government Records Fund in the State Treasury to defray the cost
112 of such program for the fiscal year beginning July 1, 2005, and
113 ending June 30, 2006..... \$ 76,919.00.

114 Of the funds appropriated in this section, not more than the
115 amounts set forth below shall be expended for the respective major
116 objects or purposes of expenditure:

117 MAJOR OBJECTS OF EXPENDITURE:

118 Personal Services:

119 Salaries, Wages and Fringe Benefits..	\$	69,064.00
120 Travel and Subsistence.....		900.00
121 Contractual Services.....		3,955.00
122 Commodities.....		1,300.00

123 Capital Outlay:

124 Other Than Equipment.....		0.00
125 Equipment.....		1,700.00
126 Subsidies, Loans and Grants.....		<u>0.00</u>

127 Total..... \$ 76,919.00
128 FUNDING:
129 General Funds..... \$ 0.00
130 Special Funds..... 76,919.00
131 Total..... \$ 76,919.00

132 AUTHORIZED POSITIONS:

133 Permanent: Full Time..... 1

134 With the funds herein appropriated, it is the intention of
135 the Legislature that it shall be the agency's responsibility to
136 make certain that funds required to be appropriated for "Personal
137 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
138 funds appropriated for that purpose, unless programs or positions
139 are added to the agency's Fiscal Year 2007 budget by the
140 Mississippi Legislature. Based on data provided by the
141 Legislative Budget Office, the State Personnel Board shall
142 determine and publish the projected annual cost to fully fund all
143 appropriated positions in compliance with the provisions of this
144 act. It shall be the responsibility of the agency head to insure
145 that no single personnel action increases this projected annual
146 cost and/or the Fiscal Year 2006 appropriation for "Personal
147 Services" when annualized, with the exception of escalated funds.
148 If, at the time the agency takes any action to change "Personal
149 Services," the State Personnel Board determines that the agency
150 has taken an action which would cause the agency to exceed this
151 projected annual cost or the Fiscal Year 2006 "Personal Services"
152 appropriated level, when annualized, then only those actions which
153 reduce the projected annual cost and/or the appropriation
154 requirement will be processed by the State Personnel Board until
155 such time as the requirements of this provision are met.

156 Any transfers or escalations shall be made in accordance with
157 the terms, conditions and procedures established by law or
158 allowable under the terms set forth within this act. The State
159 Personnel Board shall not escalate positions without written

160 approval from the Department of Finance and Administration. The
161 Department of Finance and Administration shall not provide written
162 approval to escalate any funds for salaries and/or positions
163 without proof of availability of new or additional funds above the
164 appropriated level.

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

169 **SECTION 9.** Of the funds provided in Section 2, Two Million
170 Dollars (\$2,000,000.00) is provided to the Department of Archives
171 and History from the Mississippi Landmark Grant Fund as created in
172 House Bill No. 1082, Regular Session of 1999, to help support the
173 preservation of Mississippi Landmark Properties.

174 **SECTION 10.** It is the intention of the Legislature that the
175 Department of Archives and History is hereby authorized to accept,
176 budget and expend funds, not to exceed Five Hundred Thousand
177 Dollars (\$500,000.00), from special funds in the State Treasury to
178 the credit of the State Treasury fund created in Section
179 27-19-56.69(8), Mississippi Code of 1972, for the purpose of
180 paying the costs of repair and renovation of the New Capitol, in
181 accordance with rules and regulations of the Department of Finance
182 and Administration in a manner consistent with the escalation of
183 federal funds.

184 **SECTION 11.** Of the funds provided under the provisions of
185 this act, One Hundred Ten Thousand Dollars (\$110,000.00) is
186 provided for the purpose of developing, maintaining and operating
187 Beauvoir Shrine, the last home of Jefferson Davis, the only
188 President of the Confederate States of America.

189 **SECTION 12.** The money herein appropriated shall be paid by
190 the State Treasurer out of any money in the State Treasury to the
191 credit of the proper fund or funds as set forth in this act, upon
192 warrants issued by the State Fiscal Officer; and the State Fiscal

193 Officer shall issue his warrants upon requisitions signed by the
194 proper person, officer or officers, in the manner provided by law.

195 **SECTION 13.** This act shall take effect and be in force from
196 and after July 1, 2005.