

By: Senator(s) Gordon, Little, Thames,
Chaney, Davis, Kirby, Williamson

To: Appropriations

SENATE BILL NO. 3051

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 STATE TREASURER'S OFFICE FOR FISCAL YEAR 2006.

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

4 **SECTION 1.** The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the office of the State Treasurer for the fiscal year
8 beginning July 1, 2005, and ending June 30, 2006.....
9 \$ 545,301.00.

10 **SECTION 2.** The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any funds in the special
12 fund entitled Abandoned Property Fund in the State Treasury for
13 the purpose of defraying expenses of the State Treasurer in
14 administering the Uniform Disposition of Unclaimed Property and
15 certain other expenses of the office, for the fiscal year
16 beginning July 1, 2005, and ending June 30, 2006.....
17 \$ 2,233,567.00.

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

22 MAJOR OBJECTS OF EXPENDITURE:

23 Personal Services:

24	Salaries, Wages and Fringe Benefits..	\$	1,642,926.00
25	Travel and Subsistence.....		3,583.00
26	Contractual Services.....		977,999.00
27	Commodities.....		144,360.00

28	Capital Outlay:	
29	Other Than Equipment.....	0.00
30	Equipment.....	10,000.00
31	Subsidies, Loans and Grants.....	<u>0.00</u>
32	Total.....	\$ 2,778,868.00

33 FUNDING:

34	General Funds.....	\$ 545,301.00
35	Special Funds.....	<u>2,233,567.00</u>
36	Total.....	\$ 2,778,868.00

37 AUTHORIZED POSITIONS:

38	Permanent: Full Time.....	31
39	Part Time.....	0
40	Time-Limited: Full Time.....	0
41	Part Time.....	0

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

61 reduce the projected annual cost and/or the appropriation
62 requirement will be processed by the State Personnel Board until
63 such time as the requirements of this provision are met.

64 **SECTION 4.** In addition to all other sums herein
65 appropriated, the following sum, or so much thereof as may be
66 necessary, is hereby appropriated out of any money in the State
67 Treasury to the credit of the Education Improvement Trust Fund No.
68 3219 for the purpose of investing funds for the fiscal year
69 beginning July 1, 2005, and ending June 30, 2006.....
70 \$ 125,000.00.

71 **SECTION 5.** The following sum, or so much thereof as may be
72 necessary, is hereby appropriated out of any money in the State
73 Treasury to the credit of the Mississippi Prepaid Affordable
74 College Tuition Administrative Fund to defray the costs of the
75 Mississippi Prepaid Affordable College Tuition Program for the
76 fiscal year beginning July 1, 2005, and ending June 30, 2006.....
77 \$ 1,319,131.00.

78 **SECTION 6.** Of the funds appropriated under the provisions of
79 Section 5, not more than the amounts set forth below shall be
80 expended for the respective major objects or purposes of
81 expenditure:

82 MAJOR OBJECTS OF EXPENDITURE:

83 Personal Services:

84 Salaries, Wages and Fringe Benefits..	\$	215,948.00
85 Travel and Subsistence.....		14,987.00
86 Contractual Services.....		1,053,264.00
87 Commodities.....		34,932.00
88 Capital Outlay:		
89 Other Than Equipment.....		0.00
90 Equipment.....		0.00
91 Subsidies, Loans and Grants.....		0.00
92 Total.....	\$	1,319,131.00

93 AUTHORIZED POSITIONS:

94	Permanent:	Full Time.....	4
95		Part Time.....	0
96	Time-Limited:	Full Time.....	0
97		Part Time.....	0

98 **SECTION 7.** The following sum, or so much thereof as may be
99 necessary, is hereby appropriated out of any money in the State
100 Treasury to the credit of the Mississippi Prepaid Affordable
101 College Tuition Trust Fund for the purpose of paying all amounts
102 due for prepaid tuition contracts of the Mississippi Prepaid
103 Affordable College Tuition Program, for the fiscal year beginning
104 July 1, 2005, and ending June 30, 2006..... \$ 15,500,000.00.

105 It is the intention of the Legislature that the State
106 Treasurer is hereby authorized to accept, budget and expend an
107 amount not to exceed One Million Dollars (\$1,000,000.00) from any
108 funds authorized for the Mississippi Prepaid Affordable College
109 Tuition Program, for paying amounts due for prepaid tuition
110 contracts of the Mississippi Prepaid Affordable College Tuition
111 Program. Such funds shall be escalated in accordance with the
112 rules and regulations of the Department of Finance and
113 Administration in a manner consistent with the escalation of
114 federal funds.

115 **SECTION 8.** The following sum, or so much thereof as may be
116 necessary, is hereby appropriated out of any money in the State
117 Treasury to the credit of the Health Care Expendable Fund, created
118 under House Bill No. 519, 1999 Regular Session, for the purpose of
119 defraying the expenses of the Office of the State Treasurer for
120 the fiscal year beginning July 1, 2005, and ending
121 June 30, 2006..... \$ 93,979.00.

122 **SECTION 9.** Of the funds appropriated under the provisions of
123 Section 8, not more than the amounts set forth below shall be
124 expended for the respective major objects or purposes of
125 expenditure:

126 MAJOR OBJECTS OF EXPENDITURE:

127	Personal Services:		
128	Salaries, Wages and Fringe Benefits..	\$	43,032.00
129	Travel and Subsistence.....		2,700.00
130	Contractual Services.....		46,247.00
131	Commodities.....		2,000.00
132	Capital Outlay:		
133	Other Than Equipment.....		0.00
134	Equipment.....		0.00
135	Subsidies, Loans and Grants.....		0.00
136	Total.....	\$	93,979.00

137 AUTHORIZED POSITIONS:

138	Permanent:	Full Time.....	1
139		Part Time.....	0
140	Time-Limited:	Full Time.....	0
141		Part Time.....	0

142 **SECTION 10.** The following sum, or so much thereof as may be
143 necessary, is hereby appropriated out of any money in the State
144 Treasury to the credit of the Mississippi Affordable College
145 Savings Administrative Fund to defray the costs of the Mississippi
146 Affordable College Savings Program for the fiscal year beginning
147 July 1, 2005, and ending June 30, 2006..... \$ 173,699.00.

148 **SECTION 11.** Of the funds appropriated under the provisions
149 of Section 10, not more than the amounts set forth below shall be
150 expended for the respective major objects or purposes of
151 expenditure:

152 MAJOR OBJECTS OF EXPENDITURE:

153	Personal Services:		
154	Salaries, Wages and Fringe Benefits..	\$	91,298.00
155	Travel and Subsistence.....		13,592.00
156	Contractual Services.....		64,944.00
157	Commodities.....		3,865.00
158	Capital Outlay:		
159	Other Than Equipment.....		0.00

160	Equipment.....	0.00
161	Subsidies, Loans and Grants.....	<u>0.00</u>
162	Total..... \$	173,699.00

163 AUTHORIZED POSITIONS:

164	Permanent: Full Time.....	2
165	Part Time.....	0
166	Time-Limited: Full Time.....	0
167	Part Time.....	0

168 **SECTION 12.** No part of the funds appropriated herein shall
169 be used in the payment of attorney's fees, nor shall any of said
170 funds be used either directly or indirectly, for the purpose of
171 paying any clerk, stenographer, assistant, deputy or other person
172 who may be related by blood or marriage within the third degree,
173 computed by the rules of the civil law, to the official employing
174 or having the right of employment or selection thereof; and in the
175 event of any such payment, then the official or person approving
176 and making or receiving such payment shall be jointly and
177 severally liable to return to the State of Mississippi and to pay
178 into the State Treasury three (3) times any such amount so paid or
179 received, to be recovered at suit of the Attorney General;
180 provided that when the relationship is by affinity and the person
181 through whom the relationship was established is dead, this
182 provision shall not apply.

183 **SECTION 13.** It is the intention of the Legislature that the
184 Office of the State Treasurer shall maintain complete accounting
185 and personnel records related to the expenditure of all funds
186 appropriated under the provisions of this act and that such
187 records shall be in the same format and level of details as
188 maintained for Fiscal Year 2005. It is further the intention of
189 the Legislature that the budget request for Fiscal Year 2007 shall
190 be submitted to the Joint Legislative Budget Committee in a format
191 and level of detail comparable to the format and level of detail
192 provided during the Fiscal Year 2006 budget request process.

193 **SECTION 14.** The money herein appropriated shall be paid by
194 the State Treasurer out of any money in the State Treasury to the
195 credit of the proper fund or funds as set forth in this act, upon
196 warrants issued by the State Fiscal Officer; and the State Fiscal
197 Officer shall issue his warrants upon requisitions signed by the
198 proper person, officer or officers in the manner provided by law.

199 **SECTION 15.** This act shall take effect and be in force from
200 and after July 1, 2005.