

By: Senator(s) Gordon, Little, Kirby,  
Cuevas, Flowers, Lee (35th), Turner

To: Appropriations

SENATE BILL NO. 3066

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE  
2 MISSISSIPPI DEVELOPMENT AUTHORITY 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 Mississippi Development Authority for the fiscal  
8 year beginning July 1, 2005, and ending June 30, 2006.....  
9 ..... \$ 17,451,875.00.

10 **SECTION 2.** The following sum, or so much thereof as may be  
11 necessary, is hereby appropriated out of any money in the State  
12 Treasury to the credit of the Mississippi Development Authority or  
13 the appropriate special fund for the purpose of defraying the  
14 expenses incurred in the operation of the various divisions of the  
15 authority for the fiscal year beginning July 1, 2005, and ending  
16 June 30, 2006..... \$ 143,014,909.00.

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

21 MAJOR OBJECTS OF EXPENDITURE:

22 Personal Services:

23 Salaries, Wages and Fringe Benefits.. \$ 15,214,510.00  
24 Travel and Subsistence..... 845,000.00  
25 Contractual Services..... 9,361,143.00  
26 Commodities..... 1,551,500.00

27 Capital Outlay:

28	Other Than Equipment.....	0.00
29	Equipment.....	0.00
30	Subsidies, Loans and Grants.....	<u>133,494,631.00</u>
31	Total.....	\$ 160,466,784.00
32	FUNDING:	
33	General Funds.....	\$ 17,451,875.00
34	Special Funds.....	<u>143,014,909.00</u>
35	Total.....	\$ 160,466,784.00

36 AUTHORIZED POSITIONS:

37	Permanent: Full Time.....	280
38	Part Time.....	2
39	Time-Limited: Full Time.....	22
40	Part Time.....	1

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

61 requirement will be processed by the State Personnel Board until  
62 such time as the requirements of this provision are met.

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

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

76 **SECTION 4.** In compliance with the "Mississippi Performance  
77 Budget and Strategic Planning Act of 1994," it is the intent of  
78 the Legislature that the funds provided herein shall be utilized  
79 in the most efficient and effective manner possible to achieve the  
80 intended mission of this agency. Based on the funding authorized,  
81 this agency shall make every effort to attain the targeted  
82 performance measures provided below:

	FY06
<u>Performance Measures</u>	<u>Target</u>
Business Development & Trade	
National Recruitment Contacts (Actions)	3,100
International Investment Contacts (Actions)	400
International Trade Contacts (Actions)	1,500
Qualified National Prospects (Prospects)	200
Minority & Small Business Dev	
Minority & Small Business Contacts (Contacts)	7,500
Minority Business Certifications (Actions)	498
Financial Resources	

94	Request for Financing or Incentives (Actions)	600
95	Existing Industry & Business	
96	Interactions with Interstate	
97	Businesses (Actions)	5,300
98	Businesses Assisted (Entities)	2,900
99	Tourism Services	
100	Tourist Inquiries Generated (Number)	1,284,198
101	Welcome Centers	
102	Tourists Registered (Persons)	2,956,675
103	Energy	
104	BTUs Saved (Units in Trillions)	71.67
105	Clients Served (Entities)	34,650
106	Community Services	
107	Amount of Grants Awarded (\$)	61,000,000
108	Grants & Loans Awarded (Items)	219
109	Community Programs Delivered (Programs)	250
110	Employment Training	
111	Successful Program Completion	
112	by Clients (%)	78.00
113	Clients Served (Persons)	68,000
114	Regional Services	
115	Community Customer Contacts	500
116	Cost per Program Contact (\$)	3,060

117 A reporting of the degree to which the performance targets  
118 set above have been or are being achieved shall be provided in the  
119 agency's budget request submitted to the Joint Legislative Budget  
120 Committee for Fiscal Year 2007.

121 **SECTION 5.** Of the funds appropriated in Section 2, the  
122 amount of Four Hundred Fifty Thousand Dollars (\$450,000.00) shall  
123 be provided from the Mississippi Department of Transportation to  
124 defray the expenses of the Mississippi Development Authority in  
125 operating the state welcome centers.

126           **SECTION 6.** The acceptance and expenditure of funds, and  
127 interest on such funds, received from, or by virtue of consent or  
128 other orders of or agreements involving any agency,  
129 instrumentality, or judicial tribunal of any state or the United  
130 States for petroleum price compliance and allocation which may  
131 become available during the fiscal year for the support of the  
132 Mississippi Development Authority or any programs sponsored under  
133 the terms of the receipt of these funds are hereby authorized not  
134 to exceed Two Million Dollars (\$2,000,000.00) and approved,  
135 provided such receipts and expenditures are reported and otherwise  
136 accounted for in accordance with Section 27-103-101 et seq., and  
137 Section 27-104-1 et seq., Mississippi Code of 1972.

138           **SECTION 7.** It is the intention of the Legislature that the  
139 Mississippi Development Authority is hereby authorized to  
140 escalate, budget and expend funds from any source not to exceed  
141 Five Million Dollars (\$5,000,000.00) in accordance with rules and  
142 regulations of the Department of Finance and Administration in a  
143 manner consistent with the escalation of federal funds.

144           **SECTION 8.** It is the intention of the Legislature that the  
145 Mississippi Development Authority shall maintain complete  
146 accounting and personnel records related to the expenditure of all  
147 funds appropriated under this act and that such records shall be  
148 in the same format and level of detail as maintained for Fiscal  
149 Year 2005. It is further the intention of the Legislature that  
150 the agency's budget request for Fiscal Year 2007 shall be  
151 submitted to the Joint Legislative Budget Committee in a format  
152 and level of detail comparable to the format and level of detail  
153 provided during the Fiscal Year 2006 budget request process.

154           **SECTION 9.** Of the funds appropriated in Sections 1 and 2,  
155 the amount of Four Million Four Hundred Sixty-two Thousand Dollars  
156 (\$4,462,000.00), or so much thereof as may be necessary, is  
157 provided for the purpose of supporting Mississippi Tourism  
158 Advertising and Promotion for Fiscal Year 2006, and shall not be

159 expended for any type of cultural exchange program. The  
160 expenditure of funds authorized in this section shall be exempt  
161 from Section 25-9-120, Mississippi Code of 1972.

162 **SECTION 10.** Of the funds appropriated in Sections 1 and 2,  
163 the amount of One Million Sixty-seven Thousand Dollars  
164 (\$1,067,000.00), or so much thereof as may be necessary, is  
165 provided for the purpose of supporting, marketing, and  
166 facilitating Mississippi business growth for Fiscal Year 2006.  
167 The expenditure of funds authorized in this section shall be  
168 exempt from Section 25-9-120, Mississippi Code of 1972.

169 **SECTION 11.** In addition to all other sums herein  
170 appropriated, the following sum, or so much thereof as may be  
171 necessary, is hereby appropriated out of any money in the State  
172 General Fund not otherwise appropriated, to the Mississippi  
173 Development Authority for the purpose of providing funds for  
174 Mississippi Technology Alliance, for the fiscal year beginning  
175 July 1, 2005, and ending June 30, 2006 ..... \$1,147,912.00.

176 The funds appropriated under the provisions of this section  
177 are provided for the specific purpose of providing state funds for  
178 support of Mississippi Technology Alliance to strengthen the  
179 business environment in Mississippi to spur the creation and  
180 growth of technology-based industries, thus creating many more  
181 high-paying jobs and a more diversified, competitive Mississippi  
182 economy. The funds herein appropriated shall be held separate and  
183 apart from all other funds appropriated to the Mississippi  
184 Development Authority.

185 **SECTION 12.** In addition to all other sums herein  
186 appropriated, the following sum, or so much thereof as may be  
187 necessary, is hereby appropriated out of any money in the State  
188 General Fund not otherwise appropriated, to the Mississippi  
189 Development Authority for the purpose of providing funds to  
190 support the Enterprise for Geospatial Solutions, for the  
191 fiscal year beginning July 1, 2005, and ending June 30, 2006...

192 .....\$ 609,558.00.

193 The funds herein appropriated shall be held separate and  
194 apart from all other funds appropriated to the Mississippi  
195 Development Authority.

196 **SECTION 13.** The money herein appropriated shall be paid by  
197 the State Treasurer out of any money in the State Treasury to the  
198 credit of the proper fund or funds as set forth in this act, upon  
199 warrants issued by the State Fiscal Officer; and the State Fiscal  
200 Officer shall issue his warrants upon requisitions signed by the  
201 proper person, officer or officers, in the manner provided by law.

202 **SECTION 14.** This act shall take effect and be in force from  
203 and after July 1, 2005.