

By: Senator(s) Gordon, Little, Jackson (32nd), Harden, Hyde-Smith, Posey, Walls To: Appropriations

SENATE BILL NO. 2044

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE MISSISSIPPI INSTITUTE FOR
3 FOREST INVENTORY FOR FISCAL YEAR 2006.

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 Treasury to the credit of the Mississippi Institute for Forest
8 Inventory which is comprised of special source funds and donations
9 collected by or otherwise available to the Institute for the
10 purpose of defraying the expenses of the Institute for the period
11 beginning July 1, 2005, and ending June 30, 2006.....
12 \$ 225,017.00.

13 SECTION 2. Of the funds appropriated under the provisions of
14 Section 1, not more than the amounts set forth below shall be
15 under the authority of the State Personnel Board:

16 AUTHORIZED POSITIONS:
17 Permanent: Full Time..... 4
18 Part Time..... 0
19 Time-Limited: Full Time..... 0
20 Part Time..... 0

21 With the funds herein appropriated, it is the intention of
22 the Legislature that it shall be the agency's responsibility to
23 make certain that funds required to be appropriated for "Personal
24 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
25 funds appropriated for that purpose, unless programs or positions
26 are added to the agency's Fiscal Year 2007 budget by the
27 Mississippi Legislature. Based on data provided by the

28 Legislative Budget Office, the State Personnel Board shall
29 determine and publish the projected annual cost to fully fund all
30 appropriated positions in compliance with the provisions of this
31 act. It shall be the responsibility of the agency head to insure
32 that no single personnel action increases this projected annual
33 cost and/or the Fiscal Year 2006 appropriation for "Personal
34 Services" when annualized, with the exception of escalated funds.
35 If, at the time the agency takes any action to change "Personal
36 Services," the State Personnel Board determines that the agency
37 has taken an action which would cause the agency to exceed this
38 projected annual cost or the Fiscal Year 2006 "Personal Services"
39 appropriated level, when annualized, then only those actions which
40 reduce the projected annual cost and/or the appropriation
41 requirement will be processed by the State Personnel Board until
42 such time as the requirements of this provision are met.

43 Any transfers or escalations shall be made in accordance with
44 the terms, conditions and procedures established by law or
45 allowable under the terms set forth within this act. The State
46 Personnel Board shall not escalate positions without written
47 approval from the Department of Finance and Administration. The
48 Department of Finance and Administration shall not provide written
49 approval to escalate any funds for salaries and/or positions
50 without proof of availability of new or additional funds above the
51 appropriated level.

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

56 The agency shall not take any action to promote or otherwise
57 award salary increases through reallocation, reclassification,
58 realignment, education benchmark, career ladder, or any other
59 means to increase salaries of employees or positions unless
60 specifically exempted by the following conditions: the award of

61 teacher pay increases, the advancement of a trainee/cadet to the
62 next level of a bona fide career ladder, the award of an
63 educational benchmark for the attainment of Certified Public
64 Accountant License or higher level professional certification as
65 determined by the State Personnel Board, the immediate replacement
66 of a departing employee with an individual from within state
67 service or a new hire at a salary level equivalent to that of the
68 departing employee, and the emergency appointment of nurses,
69 pharmacists or other health care professionals at a salary to be
70 determined by the State Personnel Board, unless otherwise
71 authorized in this act.

72 **SECTION 3.** This appropriation is made for the purpose of
73 providing funds to defray the expenses of the Mississippi
74 Institute for Forest Inventory as established in Section
75 49-19-403, Mississippi Code of 1972.

76 **SECTION 4.** It is the intention of the Legislature that the
77 Mississippi Institute for Forest Inventory is hereby authorized to
78 accept, budget and expend funds, not to exceed One Million Dollars
79 (\$1,000,000.00), from any source in accordance with rules and
80 regulations of the Department of Finance and Administration in a
81 manner consistent with the escalation of federal funds.

82 **SECTION 5.** The money herein appropriated shall be paid by
83 the State Treasurer out of any money in the proper fund or funds
84 as set forth in this act, upon warrants issued by the State Fiscal
85 Officer; and the State Fiscal Officer shall issue his warrants
86 upon requisitions signed by the proper person, officer or officers
87 in the manner provided by law.

88 **SECTION 6.** This act shall take effect and be in force from
89 and after July 1, 2005.