

By: Representatives Coleman (29th), Denny,
Banks, Dickson, McBride

To: Appropriations

HOUSE BILL NO. 1558

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI OFFICE OF INDIGENT APPEALS FOR THE
3 FISCAL YEAR 2007; 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 any special
7 fund in the State Treasury to the credit of the Mississippi Office
8 of Indigent Appeals which is comprised of special source funds
9 collected by or otherwise available for the purpose of defraying
10 the expenses of the Mississippi Office of Indigent Appeals for the
11 fiscal year beginning July 1, 2006, and ending June 30, 2007.....
12 \$ 1,167,236.00.

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 expended for the respective major objects or purposes of
16 expenditure:

17 MAJOR OBJECTS OF EXPENDITURE:

18	Personal Services:		
19	Salaries, Wages and Fringe Benefits..	\$	732,636.00
20	Travel and Subsistence.....		43,000.00
21	Contractual Services.....		311,100.00
22	Commodities.....		22,500.00
23	Capital Outlay:		
24	Other Than Equipment.....		0.00
25	Equipment.....		58,000.00
26	Subsidies, Loans and Grants.....		<u>0.00</u>
27	Total.....	\$	1,167,236.00

28	FUNDING:	
29	General Funds.....	\$ 0.00
30	Special Funds.....	<u>1,167,236.00</u>
31	Total.....	\$ 1,167,236.00

32 AUTHORIZED POSITIONS:

33	Permanent: Full Time.....	9
34	Part Time.....	0
35	Time-Limited: Full Time.....	0
36	Part Time.....	0

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

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49 act and which are withdrawn and no longer available.

50 **SECTION 3.** It is the intention of the Legislature that the
51 Office of Indigent Appeals shall maintain complete accounting and
52 personnel records related to the expenditure of all funds
53 appropriated under this act and that such records shall be in the
54 same format and level of detail as maintained for Fiscal Year
55 2006. It is further the intention of the Legislature that the
56 agency's budget request for Fiscal Year 2008 shall be submitted to
57 the Joint Legislative Budget Committee in a format and level of
58 detail comparable to the format and level of detail provided
59 during the Fiscal Year 2007 budget request process.

60 **SECTION 4.** It is the intention of the Legislature that
61 whenever two (2) or more bids are received by this agency for the
62 purchase of commodities or equipment, and whenever all things
63 stated in such received bids are equal with respect to price,
64 quality and service, the Mississippi Industries for the Blind
65 shall be given preference. A similar preference shall be given to
66 the Mississippi Industries for the Blind whenever purchases are
67 made without competitive bids.

68 **SECTION 5.** The money herein appropriated shall be paid by
69 the State Treasurer out of any money in the State Treasury to the
70 credit of the proper fund or funds as set forth in this act, upon
71 warrants issued by the State Fiscal Officer; and the State Fiscal
72 Officer shall issue his warrants upon requisitions signed by the
73 proper person, officer or officers, in the manner provided by law.

74 **SECTION 6.** This act shall take effect and be in force from
75 and after July 1, 2006.