

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

To: Appropriations

HOUSE BILL NO. 1568
(As Sent to Governor)

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 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 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, 2006, and ending
10 June 30, 2007..... \$ 8,941,539.00.

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, 2006, and ending June 30, 2007.....
18 \$ 3,448,355.00.

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.. | \$ | 6,190,013.00 |
| 26 | Travel and Subsistence..... | | 47,628.00 |
| 27 | Contractual Services..... | | 3,367,406.00 |

| | | |
|----|----------------------------------|---------------------|
| 28 | Commodities..... | 454,622.00 |
| 29 | Capital Outlay: | |
| 30 | Other Than Equipment..... | 30,000.00 |
| 31 | Equipment..... | 69,600.00 |
| 32 | Subsidies, Loans and Grants..... | <u>2,230,625.00</u> |
| 33 | Total..... | \$ 12,389,894.00 |

34 FUNDING:

| | | |
|----|--------------------|---------------------|
| 35 | General Funds..... | \$ 8,941,539.00 |
| 36 | Special Funds..... | <u>3,448,355.00</u> |
| 37 | Total..... | \$ 12,389,894.00 |

38 AUTHORIZED POSITIONS:

| | | |
|----|------------------------------|-----|
| 39 | Permanent: Full Time..... | 145 |
| 40 | Part Time..... | 26 |
| 41 | Time-Limited: Full Time..... | 2 |
| 42 | Part Time..... | 0 |

43 Funds are provided herein to adjust the Variable Compensation
44 Plan to ensure that all full-time employees receive a pay increase
45 equal to the realignment component of the Variable Compensation
46 Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,
47 with not more than one-half (1/2) to be awarded on July 1, 2006,
48 with the remainder to be awarded on January 1, 2007.

49 With the funds herein appropriated, it is the intention of
50 the Legislature that it shall be the agency's responsibility to
51 make certain that funds required to be appropriated for "Personal
52 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
53 funds appropriated for that purpose, unless programs or positions
54 are added to the agency's Fiscal Year 2008 budget by the
55 Mississippi Legislature. Based on data provided by the
56 Legislative Budget Office, the State Personnel Board shall
57 determine and publish the projected annual cost to fully fund all
58 appropriated positions in compliance with the provisions of this
59 act. It shall be the responsibility of the agency head to insure
60 that no single personnel action increases this projected annual

61 cost and/or the Fiscal Year 2007 appropriation for "Personal
62 Services" when annualized, with the exception of escalated funds.
63 If, at the time the agency takes any action to change "Personal
64 Services," the State Personnel Board determines that the agency
65 has taken an action which would cause the agency to exceed this
66 projected annual cost or the Fiscal Year 2007 "Personal Services"
67 appropriated level, when annualized, then only those actions which
68 reduce the projected annual cost and/or the appropriation
69 requirement will be processed by the State Personnel Board until
70 such time as the requirements of this provision are met.

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

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

84 **SECTION 4.** It is the intention of the Legislature that the
85 Department of Archives and History shall maintain complete
86 accounting and personnel records related to the expenditure of all
87 funds appropriated under this act and that such records shall be
88 in the same format and level of detail as maintained for Fiscal
89 Year 2006. It is further the intention of the Legislature that
90 the agency's budget request for Fiscal Year 2008 shall be
91 submitted to the Joint Legislative Budget Committee in a format
92 and level of detail comparable to the format and level of detail
93 provided during the Fiscal Year 2007 budget request process.

94 **SECTION 5.** The Mississippi Department of Archives and
95 History is hereby authorized to accept and expend any grant,
96 donation or contribution from any individual, public or private
97 organization, or government entity for purposes of defraying the
98 operational costs of the department. Such grants, donations or
99 contributions shall be received and expended under the rules and
100 regulations of the Department of Finance and Administration in a
101 manner consistent with the escalation of federal funds.

102 **SECTION 6.** It is the intent of the Legislature that the
103 Mississippi Department of Archives and History shall charge the
104 maximum amount allowable for services rendered, consistent with
105 the cost of providing such services. The funds derived from these
106 charges shall be deposited into a special fund account in the
107 State Treasury to the credit of the Mississippi Department of
108 Archives and History.

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

113 **SECTION 8.** In addition to all other sums herein
114 appropriated, the following sum, or so much thereof as may be
115 necessary, is hereby appropriated out of any funds from the Local
116 Government Records Fund in the State Treasury to defray the cost
117 of such program for the fiscal year beginning July 1, 2006, and
118 ending June 30, 2007..... \$ 80,427.00.

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

122 MAJOR OBJECTS OF EXPENDITURE:

123 Personal Services:

| | | |
|---|----|-----------|
| 124 Salaries, Wages and Fringe Benefits.. | \$ | 72,572.00 |
| 125 Travel and Subsistence..... | | 900.00 |
| 126 Contractual Services..... | | 3,955.00 |

| | | | |
|-----|----------------------------------|----|-------------|
| 127 | Commodities..... | | 1,300.00 |
| 128 | Capital Outlay: | | |
| 129 | Other Than Equipment..... | | 0.00 |
| 130 | Equipment..... | | 1,700.00 |
| 131 | Subsidies, Loans and Grants..... | | <u>0.00</u> |
| 132 | Total..... | \$ | 80,427.00 |

133 FUNDING:

| | | | |
|-----|--------------------|----|------------------|
| 134 | General Funds..... | \$ | 0.00 |
| 135 | Special Funds..... | | <u>80,427.00</u> |
| 136 | Total..... | \$ | 80,427.00 |

137 AUTHORIZED POSITIONS:

138 Permanent: Full Time..... 1

139 Funds are provided herein to adjust the Variable Compensation
140 Plan to ensure that all full-time employees receive a pay increase
141 equal to the realignment component of the Variable Compensation
142 Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,
143 with not more than one-half (1/2) to be awarded on July 1, 2006,
144 with the remainder to be awarded on January 1, 2007.

145 With the funds herein appropriated, it is the intention of
146 the Legislature that it shall be the agency's responsibility to
147 make certain that funds required to be appropriated for "Personal
148 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
149 funds appropriated for that purpose, unless programs or positions
150 are added to the agency's Fiscal Year 2008 budget by the
151 Mississippi Legislature. Based on data provided by the
152 Legislative Budget Office, the State Personnel Board shall
153 determine and publish the projected annual cost to fully fund all
154 appropriated positions in compliance with the provisions of this
155 act. It shall be the responsibility of the agency head to insure
156 that no single personnel action increases this projected annual
157 cost and/or the Fiscal Year 2007 appropriation for "Personal
158 Services" when annualized, with the exception of escalated funds.
159 If, at the time the agency takes any action to change "Personal

160 Services," the State Personnel Board determines that the agency
161 has taken an action which would cause the agency to exceed this
162 projected annual cost or the Fiscal Year 2007 "Personal Services"
163 appropriated level, when annualized, then only those actions which
164 reduce the projected annual cost and/or the appropriation
165 requirement will be processed by the State Personnel Board until
166 such time as the requirements of this provision are met.

167 Any transfers or escalations shall be made in accordance with
168 the terms, conditions and procedures established by law or
169 allowable under the terms set forth within this act. The State
170 Personnel Board shall not escalate positions without written
171 approval from the Department of Finance and Administration. The
172 Department of Finance and Administration shall not provide written
173 approval to escalate any funds for salaries and/or positions
174 without proof of availability of new or additional funds above the
175 appropriated level.

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

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

185 **SECTION 10.** It is the intention of the Legislature that the
186 Department of Archives and History is hereby authorized to accept,
187 budget and expend funds, not to exceed Five Hundred Thousand
188 Dollars (\$500,000.00), from special funds in the State Treasury to
189 the credit of the State Treasury fund created in Section
190 27-19-56.69(8), Mississippi Code of 1972, for the purpose of
191 paying the costs of repair and renovation of the New Capitol, the
192 Old Capitol, the Governor's Mansion, and the War Memorial

193 Building, in accordance with rules and regulations of the
194 Department of Finance and Administration in a manner consistent
195 with the escalation of federal funds.

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

201 **SECTION 12.** It is the intention of the Legislature that the
202 Executive Director of the Department of Archives and History may
203 authorize increases in any major objects of expenditures in total
204 amounts not to exceed twenty-five percent (25%) of the
205 appropriated amount of each major object of expenditure, provided
206 that other major objects of expenditure are decreased by a
207 corresponding dollar amount. However, no transfers shall be
208 authorized which increase the major object of expenditure
209 "Salaries, Wages and Fringe Benefits."

210 **SECTION 13.** It is the intention of the Legislature that
211 whenever two (2) or more bids are received by this agency for the
212 purchase of commodities or equipment, and whenever all things
213 stated in such received bids are equal with respect to price,
214 quality and service, the Mississippi Industries for the Blind
215 shall be given preference. A similar preference shall be given to
216 the Mississippi Industries for the Blind whenever purchases are
217 made without competitive bids.

218 **SECTION 14.** In addition to all other sums herein
219 appropriated, the following sum, or so much thereof as may be
220 necessary, is hereby appropriated out of any money in the State
221 General Fund not otherwise appropriated, to the Department of
222 Archives and History for the purpose of supporting the Statewide
223 Oral History Project for the fiscal year beginning July 1, 2006,
224 and ending June 30, 2007..... \$ 150,000.00.

225 **SECTION 15.** Of the funds in Section 1, a sum not to exceed
226 Seventy-five Thousand Dollars (\$75,000.00) is provided as matching
227 funds for a Preserve America Grant to fund research and workshops
228 on how to rebuild the Gulf Coast's Heritage Tourism Industry after
229 Hurricane Katrina.

230 **SECTION 16.** The money herein appropriated shall be paid by
231 the State Treasurer out of any money in the State Treasury to the
232 credit of the proper fund or funds as set forth in this act, upon
233 warrants issued by the State Fiscal Officer; and the State Fiscal
234 Officer shall issue his warrants upon requisitions signed by the
235 proper person, officer or officers, in the manner provided by law.

236 **SECTION 17.** This act shall take effect and be in force from
237 and after July 1, 2006.