

By: Representatives Weathersby, Dickson,
Barnett, Hamilton (109th), Huddleston,
Jennings, Warren

To: Appropriations

HOUSE BILL NO. 1574

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI DEPARTMENT OF INSURANCE FOR THE
3 FISCAL YEAR 2007.

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
8 Department of Insurance which is comprised of special source funds
9 collected by or otherwise available to the department, for the
10 purpose of defraying the expenses of the department for the fiscal
11 year beginning July 1, 2006, and ending June 30, 2007.....
12 \$ 7,769,621.00.

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..	\$ 5,392,529.00
20	Travel and Subsistence.....	115,000.00
21	Contractual Services.....	1,878,500.00
22	Commodities.....	215,071.00
23	Capital Outlay:	
24	Other Than Equipment.....	0.00
25	Equipment.....	168,021.00
26	Subsidies, Loans and Grants.....	<u>500.00</u>
27	Total.....	\$ 7,769,621.00

28 AUTHORIZED POSITIONS:

29	Permanent:	Full Time.....	112
30		Part Time.....	0
31	Time-Limited:	Full Time.....	0
32		Part Time.....	0

33 For the fiscal year beginning on July 1, 2006, funds are
34 provided herein to adjust the annual compensation of each employee
35 who has been employed for twelve (12) months or longer by an
36 amount equal to One Thousand Dollars (\$1,000.00), effective on
37 July 1, 2006.

38 With the funds herein appropriated, it is the intention of
39 the Legislature that it shall be the agency's responsibility to
40 make certain that funds required to be appropriated for "Personal
41 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
42 funds appropriated for that purpose, unless programs or positions
43 are added to the agency's Fiscal Year 2008 budget by the
44 Mississippi Legislature. Based on data provided by the
45 Legislative Budget Office, the State Personnel Board shall
46 determine and publish the projected annual cost to fully fund all
47 appropriated positions in compliance with the provisions of this
48 act. It shall be the responsibility of the agency head to insure
49 that no single personnel action increases this projected annual
50 cost and/or the Fiscal Year 2007 appropriation for "Personal
51 Services" when annualized, with the exception of escalated funds.
52 If, at the time the agency takes any action to change "Personal
53 Services," the State Personnel Board determines that the agency
54 has taken an action which would cause the agency to exceed this
55 projected annual cost or the Fiscal Year 2007 "Personal Services"
56 appropriated level, when annualized, then only those actions which
57 reduce the projected annual cost and/or the appropriation
58 requirement will be processed by the State Personnel Board until
59 such time as the requirements of this provision are met.

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

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

73 **SECTION 3.** It is the intention of the Legislature that the
74 Mississippi Department of Insurance shall maintain complete
75 accounting and personnel records related to the expenditure of all
76 funds appropriated under this act and that such records shall be
77 in the same format and level of detail as maintained for Fiscal
78 Year 2006. It is further the intention of the Legislature that
79 the agency's budget request for Fiscal Year 2008 shall be
80 submitted to the Joint Legislative Budget Committee in a format
81 and level of detail comparable to the format and level of detail
82 provided during the Fiscal Year 2007 budget request process.

83 **SECTION 4.** Of the funds appropriated under the provisions of
84 Section 1, and authorized for expenditure in Section 2, Fifteen
85 Thousand Seventy-nine Dollars (\$15,079.00) is provided for the
86 Mississippi Fire Personnel Minimum Standards and Certification
87 Board.

88 **SECTION 5.** The following sum, or so much thereof as may be
89 necessary, is hereby appropriated out of any money in the special
90 fund in the State Treasury to the credit of the Rural Fire Truck
91 Acquisition Fund to the Mississippi Department of Insurance for

92 the Rural Fire Truck Acquisition Assistance Program for the fiscal
93 year beginning July 1, 2006, and ending June 30, 2007.....
94 \$ 5,093,191.00.

95 **SECTION 6.** The following sum, or so much thereof as may be
96 necessary, is hereby appropriated out of any money in the special
97 fund in the State Treasury to the credit of the Supplemental Rural
98 Fire Truck Fund, created in Section 1, Laws of 2004, Third
99 Extraordinary Session, to the Mississippi Department of Insurance
100 for the Supplemental Rural Fire Truck Acquisition Assistance
101 Program for the fiscal year beginning July 1, 2006, and ending
102 June 30, 2007..... \$ 2,600,000.00

103 **SECTION 7.** Of the funds appropriated under the provisions of
104 Section 1 and authorized for expenditure in Section 2, funds in
105 the amount of Ten Thousand Dollars (\$10,000.00) are provided and
106 shall be expended to pay the annual dues for the National
107 Conference of Insurance Legislators.

108 **SECTION 8.** It is the intention of the Legislature that none
109 of the funds appropriated above shall be expended unless members
110 of the Mississippi House of Representatives and Mississippi Senate
111 are notified at least five (5) days prior to a public ceremony
112 announcing the award of any grant in their district or any public
113 announcement or ceremony regarding the groundbreaking or opening
114 of a facility, roadway or bridge for which the Legislature has
115 made funds available. Any signage regarding any public event or
116 any new facility, roadway or bridge shall include the following
117 language: "Funds were made available for this project by the
118 Mississippi State Legislature."

119 **SECTION 9.** It is the intention of the Legislature that
120 whenever two (2) or more bids are received by this agency for the
121 purchase of commodities or equipment, and whenever all things
122 stated in such received bids are equal with respect to price,
123 quality and service, the Mississippi Industries for the Blind
124 shall be given preference. A similar preference shall be given to

125 the Mississippi Industries for the Blind whenever purchases are
126 made without competitive bids.

127 **SECTION 10.** The money herein appropriated shall be paid by
128 the State Treasurer out of any money in the State Treasury to the
129 credit of the proper fund or funds as set forth in this act, upon
130 warrants issued by the State Fiscal Officer; and the State Fiscal
131 Officer shall issue his warrants upon requisitions signed by the
132 proper person, officer or officers, in the manner provided by law.

133 **SECTION 11.** This act shall take effect and be in force from
134 and after July 1, 2006.