

By: Representatives Read, Martinson,
Broomfield, Brown, Davis, Denny, Huddleston,
Middleton, Miles, Weathersby

To: Appropriations

HOUSE BILL NO. 1582

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE ADMINISTRATIVE
3 EXPENSES OF THE BOARD OF TRUSTEES OF THE PUBLIC EMPLOYEES'
4 RETIREMENT SYSTEM AND FOR THE MAINTENANCE AND OPERATION OF THE
5 RETIREMENT SYSTEM BUILDING FOR THE FISCAL YEAR 2007.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any money in the State
9 Treasury to the credit of the Administrative Expense Account of
10 the Public Employees' Retirement System for the purpose of
11 defraying the administrative expenses of the Board of Trustees of
12 the Public Employees' Retirement System, or out of any money in
13 the State Treasury to the credit of the Retirement System Building
14 Account of the Public Employees' Retirement System for the purpose
15 of maintenance and general operation of the Retirement System
16 Building, for the fiscal year beginning July 1, 2006, and ending
17 June 30, 2007..... \$ 9,324,969.00.

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

22 MAJOR OBJECTS OF EXPENDITURE:

23 Personal Services:
24 Salaries, Wages and Fringe Benefits.. \$ 6,294,662.00
25 Travel and Subsistence..... 75,000.00
26 Contractual Services..... 2,640,690.00
27 Commodities..... 275,000.00
28 Capital Outlay:

29	Other Than Equipment.....	0.00
30	Equipment.....	39,617.00
31	Subsidies, Loans and Grants.....	<u>0.00</u>
32	Total..... \$	9,324,969.00

33 AUTHORIZED POSITIONS:

34	Permanent: Full Time.....	137
35	Part Time.....	0
36	Time-Limited: Full Time.....	0
37	Part Time.....	0

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

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

62 reduce the projected annual cost and/or the appropriation
63 requirement will be processed by the State Personnel Board until
64 such time as the requirements of this provision are met.

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

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

78 **SECTION 3.** It is the intention of the Legislature that the
79 Board of Trustees of the Public Employees' Retirement System shall
80 maintain complete accounting and personnel records related to the
81 expenditure of all funds appropriated under this act and that such
82 records shall be in the same format and level of detail as
83 maintained for Fiscal Year 2006. It is further the intention of
84 the Legislature that the agency's budget request for Fiscal Year
85 2008 shall be submitted to the Joint Legislative Budget Committee
86 in a format and level of detail comparable to the format and level
87 of detail provided during the Fiscal Year 2007 budget request
88 process.

89 **SECTION 4.** In accordance with the purposes of this article,
90 there shall be established in the State Treasury the Public
91 Employees' Retirement System Building Repair and Maintenance Fund,
92 into which shall be deposited all funds collected as rental income
93 from the building owned by the system located at 301 North
94 President Street, Jackson, Mississippi. At the end of each fiscal

95 year, any and all unexpended funds shall be transferred to the
96 Administrative Budget Fund of the system.

97 It is the intention of the Legislature that the system have
98 the authority to escalate the Public Employees' Retirement System
99 Building Repair and Maintenance Fund in an amount not to exceed
100 Two Hundred Thousand Dollars (\$200,000.00) for repair and
101 maintenance of the buildings owned by the system. All
102 expenditures from the Public Employees' Retirement System Building
103 Repair and Maintenance Fund shall be in accordance with this
104 article and for the purposes designated herein.

105 **SECTION 5.** The following sum, or so much as thereof as may
106 be necessary, is hereby reappropriated out of any money in Fund
107 3531 in the State Treasury to the Public Employees Retirement
108 System for the purpose of reauthorizing the expenditure of funds,
109 as authorized in Section 5 of House Bill No. 105, Second
110 Extraordinary Session of 2005, for the fiscal year beginning July
111 1, 2006, and ending June 30, 2007.....
112 \$ 22,000,000.00.

113 Notwithstanding the amount reappropriated under the
114 provisions of this section, in no event shall the amount expended
115 exceed the unexpended balance as of June 30, 2006.

116 **SECTION 6.** It is the intention of the Legislature that
117 whenever two (2) or more bids are received by this agency for the
118 purchase of commodities or equipment, and whenever all things
119 stated in such received bids are equal with respect to price,
120 quality and service, the Mississippi Industries for the Blind
121 shall be given preference. A similar preference shall be given to
122 the Mississippi Industries for the Blind whenever purchases are
123 made without competitive bids.

124 **SECTION 7.** The money herein appropriated shall be paid by
125 the State Treasurer out of any money in the State Treasury to the
126 credit of the proper fund or funds as set forth in this act, upon
127 warrants issued by the State Fiscal Officer; and the State Fiscal

128 Officer shall issue his warrants upon requisitions signed by the
129 proper person, officer or officers, in the manner provided by law.

130 **SECTION 8.** This act shall take effect and be in force from
131 and after July 1, 2006.