

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

To: Appropriations

HOUSE BILL NO. 1582
(As Sent to Governor)

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..... \$ 33,242,246.00.

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.. \$ 7,023,556.00
25 Travel and Subsistence..... 75,000.00
26 Contractual Services..... 2,737,190.00
27 Commodities..... 300,000.00
28 Capital Outlay:

29	Other Than Equipment.....	0.00
30	Equipment.....	106,500.00
31	Subsidies, Loans and Grants.....	<u>23,000,000.00</u>
32	Total.....	\$ 33,242,246.00

33 AUTHORIZED POSITIONS:

34	Permanent: Full Time.....	144
35	Part Time.....	1
36	Time-Limited: Full Time.....	0
37	Part Time.....	0

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

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

62 appropriated level, when annualized, then only those actions which
63 reduce the projected annual cost and/or the appropriation
64 requirement will be processed by the State Personnel Board until
65 such time as the requirements of this provision are met.

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

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

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

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

95 President Street, Jackson, Mississippi. At the end of each fiscal
96 year, any and all unexpended funds shall be transferred to the
97 Administrative Budget Fund of the system.

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

106 **SECTION 5.** It is the intention of the Legislature that
107 whenever two (2) or more bids are received by this agency for the
108 purchase of commodities or equipment, and whenever all things
109 stated in such received bids are equal with respect to price,
110 quality and service, the Mississippi Industries for the Blind
111 shall be given preference. A similar preference shall be given to
112 the Mississippi Industries for the Blind whenever purchases are
113 made without competitive bids.

114 **SECTION 6.** Of the funds provided in this act, the following
115 sum, or so much thereof as may be necessary, is hereby
116 appropriated from Fund 3531 to be transferred to the Budget
117 Contingency Fund pursuant to Senate Bill 2589 of the 2006 Regular
118 Legislative Session..... \$ 23,000,000.00.

119 **SECTION 7.** The money herein appropriated shall be paid by
120 the State Treasurer out of any money in the State Treasury to the
121 credit of the proper fund or funds as set forth in this act, upon
122 warrants issued by the State Fiscal Officer; and the State Fiscal
123 Officer shall issue his warrants upon requisitions signed by the
124 proper person, officer or officers, in the manner provided by law.

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