

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

To: Appropriations

HOUSE BILL NO. 1585  
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE  
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PAT HARRISON WATERWAY  
3 DISTRICT FOR THE 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 authorized and approved for expenditure out  
7 of any funds which are received by or otherwise become available  
8 to the Pat Harrison Waterway District, for the purpose of  
9 defraying the expenses of the district for the fiscal year  
10 beginning July 1, 2006, and ending June 30, 2007.....  
11 ..... \$ 6,462,529.00.

12 **SECTION 2.** Of the funds approved for expenditure under the  
13 provisions of Section 1, not more than the amounts set forth below  
14 shall be expended for the respective major objects or purposes of  
15 expenditure:

16 MAJOR OBJECTS OF EXPENDITURE:

17 Personal Services:

18	Salaries, Wages and Fringe Benefits..	\$	2,721,913.00
19	Travel and Subsistence.....		26,640.00
20	Contractual Services.....		1,628,003.00
21	Commodities.....		558,597.00
22	Capital Outlay:		
23	Other Than Equipment.....		281,440.00
24	Equipment.....		200,002.00
25	Subsidies, Loans and Grants.....		<u>1,045,934.00</u>
26	Total.....	\$	6,462,529.00

27 AUTHORIZED POSITIONS:

28	Permanent:	Full Time.....	54
29		Part Time.....	62
30	Time-Limited:	Full Time.....	0
31		Part Time.....	0

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

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

83 **SECTION 4.** It is the intention of the Legislature that  
84 whenever two (2) or more bids are received by this agency for the  
85 purchase of commodities or equipment, and whenever all things  
86 stated in such received bids are equal with respect to price,  
87 quality and service, the Mississippi Industries for the Blind  
88 shall be given preference. A similar preference shall be given to  
89 the Mississippi Industries for the Blind whenever purchases are  
90 made without competitive bids.

91 **SECTION 5.** The funds herein approved for expenditure, except  
92 and less an amount approved by the State Fiscal Officer which

93 shall be sufficient to cover disbursements for current operations,  
94 shall be deposited at interest with any official depository of the  
95 state at a rate of interest numerically not less than one percent  
96 (1%) below the bank discount rate on United States Treasury bills  
97 of comparable maturity as determined by the State Treasurer.

98       **SECTION 6.** The money herein approved for expenditure shall  
99 be disbursed upon bank checks signed by the proper person, officer  
100 or officers, in the manner provided by law.

101       **SECTION 7.** This act shall take effect and be in force from  
102 and after July 1, 2006.