

By: Senator(s) Gordon, Little, Kirby,
Cuevas, Flowers, Lee (35th), Turner

To: Appropriations

SENATE BILL NO. 3026

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2007.

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

4 **SECTION 1.** The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the Mississippi Development Authority for the fiscal
8 year beginning July 1, 2006, and ending June 30, 2007.....
9 \$ 17,217,018.00.

10 **SECTION 2.** The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any money in the State
12 Treasury to the credit of the Mississippi Development Authority or
13 the appropriate special fund for the purpose of defraying the
14 expenses incurred in the operation of the various divisions of the
15 authority for the fiscal year beginning July 1, 2006, and ending
16 June 30, 2007..... \$ 91,386,367.00.

17 **SECTION 3.** With the funds appropriated under the provisions
18 of Sections 1 and 2, the following positions are authorized:

19 AUTHORIZED POSITIONS:

20	Permanent:	Full Time.....	252
21		Part Time.....	2
22	Time-Limited:	Full Time.....	14
23		Part Time.....	1

24 Funds are provided herein to adjust the Variable Compensation
25 Plan to ensure that all full-time employees receive a pay increase
26 equal to the realignment component of the Variable Compensation

27 Plan or Twelve Hundred Dollars (\$1,200.00), whichever is greater,
28 beginning on July 1, 2006.

29 Pursuant to policies established by the State Personnel
30 Board, agency heads may, on a case by case basis and within funds
31 available, recommend equity salary adjustments to Fiscal Year 2006
32 agency appropriation acts where application of limitations result
33 in awarding one employee a salary increase greater than another
34 employee within the same agency, with the same job classification
35 series and greater longevity.

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

58 Any transfers or escalations shall be made in accordance with
59 the terms, conditions and procedures established by law or

60 allowable under the terms set forth within this act. The State
 61 Personnel Board shall not escalate positions without written
 62 approval from the Department of Finance and Administration. The
 63 Department of Finance and Administration shall not provide written
 64 approval to escalate any funds for salaries and/or positions
 65 without proof of availability of new or additional funds above the
 66 appropriated level.

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

71 **SECTION 4.** In compliance with the "Mississippi Performance
 72 Budget and Strategic Planning Act of 1994," it is the intent of
 73 the Legislature that the funds provided herein shall be utilized
 74 in the most efficient and effective manner possible to achieve the
 75 intended mission of this agency. Based on the funding authorized,
 76 this agency shall make every effort to attain the targeted
 77 performance measures provided below:

	FY07
<u>Performance Measures</u>	<u>Target</u>
80 Business Development & Trade	
81 National Recruitment Contacts (Actions)	2,900
82 International Investment Contacts (Actions)	200
83 International Trade Contacts (Actions)	925
84 Qualified National Prospects (Prospects)	250
85 Minority & Small Business Dev	
86 Minority & Small Business Contacts (Contacts)	7,500
87 Minority Business Certifications (Actions)	498
88 Financial Resources	
89 Request for Financing or Incentives (Actions)	600
90 Existing Industry & Business	
91 Interactions with Interstate	
92 Businesses (Actions)	6,300

93	Number of Qualified Contacts	2,000
94	Tourism Services	
95	Tourist Inquiries Generated (Number)	1,297,040
96	Welcome Centers	
97	Tourists Registered (Persons)	2,986,242
98	Energy	
99	BTUs Saved (Units in Trillions)	71.67
100	Clients Served (Entities)	34,650
101	Community Services	
102	Amount of Grants Awarded (\$)	66,000,000
103	Grants & Loans Awarded (Items)	220
104	Community Programs Delivered (Programs)	400
105	Regional Services	
106	Community Customer Contacts	500
107	Cost per Program Contact (\$)	2,511

108 A reporting of the degree to which the performance targets
109 set above have been or are being achieved shall be provided in the
110 agency's budget request submitted to the Joint Legislative Budget
111 Committee for Fiscal Year 2008.

112 **SECTION 5.** Of the funds appropriated in Section 2, the
113 amount of Four Hundred Fifty Thousand Dollars (\$450,000.00) shall
114 be provided from the Mississippi Department of Transportation to
115 defray the expenses of the Mississippi Development Authority in
116 operating the state welcome centers.

117 **SECTION 6.** The acceptance and expenditure of funds, and
118 interest on such funds, received from, or by virtue of consent or
119 other orders of or agreements involving any agency,
120 instrumentality, or judicial tribunal of any state or the United
121 States for petroleum price compliance and allocation which may
122 become available during the fiscal year for the support of the
123 Mississippi Development Authority or any programs sponsored under
124 the terms of the receipt of these funds are hereby authorized not
125 to exceed Two Million Dollars (\$2,000,000.00) and approved,

126 provided such receipts and expenditures are reported and otherwise
127 accounted for in accordance with Section 27-103-101 et seq., and
128 Section 27-104-1 et seq., Mississippi Code of 1972.

129 **SECTION 7.** It is the intention of the Legislature that the
130 Mississippi Development Authority is hereby authorized to
131 escalate, budget and expend funds from any source not to exceed
132 Five Million Dollars (\$5,000,000.00) in accordance with rules and
133 regulations of the Department of Finance and Administration in a
134 manner consistent with the escalation of federal funds.

135 **SECTION 8.** It is the intention of the Legislature that the
136 Mississippi Development Authority shall maintain complete
137 accounting and personnel records related to the expenditure of all
138 funds appropriated under this act and that such records shall be
139 in the same format and level of detail as maintained for Fiscal
140 Year 2006. It is further the intention of the Legislature that
141 the agency's budget request for Fiscal Year 2008 shall be
142 submitted to the Joint Legislative Budget Committee in a format
143 and level of detail comparable to the format and level of detail
144 provided during the Fiscal Year 2007 budget request process.

145 **SECTION 9.** Of the funds appropriated in Sections 1 and 2,
146 the amount of Four Million Four Hundred Sixty-two Thousand Dollars
147 (\$4,462,000.00), or so much thereof as may be necessary, is
148 provided for the purpose of supporting Mississippi Tourism
149 Advertising and Promotion for Fiscal Year 2007, and shall not be
150 expended for any type of cultural exchange program. The
151 expenditure of funds authorized in this section shall be exempt
152 from Section 25-9-120, Mississippi Code of 1972.

153 **SECTION 10.** Of the funds appropriated in Sections 1 and 2,
154 the amount of One Million Sixty-seven Thousand Dollars
155 (\$1,067,000.00), or so much thereof as may be necessary, is
156 provided for the purpose of supporting, marketing, and
157 facilitating Mississippi business growth for Fiscal Year 2007.

158 The expenditure of funds authorized in this section shall be
159 exempt from Section 25-9-120, Mississippi Code of 1972.

160 **SECTION 11.** In addition to all other sums herein
161 appropriated, the following sum, or so much thereof as may be
162 necessary, is hereby appropriated out of any money in the State
163 General Fund not otherwise appropriated, to the Mississippi
164 Development Authority for the purpose of providing funds for
165 Mississippi Technology Alliance, for the fiscal year beginning
166 July 1, 2006, and ending June 30, 2007 \$1,203,522.00.

167 The funds appropriated under the provisions of this section
168 are provided for the specific purpose of providing state funds for
169 support of Mississippi Technology Alliance to strengthen the
170 business environment in Mississippi to spur the creation and
171 growth of technology-based industries, thus creating many more
172 high-paying jobs and a more diversified, competitive Mississippi
173 economy. The funds herein appropriated shall be held separate and
174 apart from all other funds appropriated to the Mississippi
175 Development Authority.

176 **SECTION 12.** In addition to all other sums herein
177 appropriated, the following sum, or so much thereof as may be
178 necessary, is hereby appropriated out of any money in the State
179 General Fund not otherwise appropriated, to the Mississippi
180 Development Authority for the purpose of providing funds to
181 support the Enterprise for Geospatial Solutions, for the
182 fiscal year beginning July 1, 2006, and ending June 30, 2007...
183\$ 613,543.00.

184 The funds herein appropriated shall be held separate and
185 apart from all other funds appropriated to the Mississippi
186 Development Authority.

187 **SECTION 13.** It is the intention of the Legislature that of
188 the funds appropriated in Sections 1 and 2, not more than Twenty
189 Thousand (\$20,000.00) may be expended for Mississippi Development
190 Authority employee travel associated with business recruitment

191 activities conducted at the Mississippi event located in New York
192 City's Central Park.

193 **SECTION 14.** It is the intention of the Legislature that none
194 of the funds appropriated above shall be expended unless members
195 of the Mississippi House of Representatives and Mississippi Senate
196 are notified at least five (5) days prior to a public ceremony
197 announcing the award of any grant in their district or any public
198 announcement or ceremony regarding the groundbreaking or opening
199 of a facility, roadway or bridge for which the Legislature has
200 made funds available. Any signage regarding any public event or
201 any new facility, roadway or bridge shall include the following
202 language: "Funds were made available for this project by the
203 Mississippi State Legislature."

204 **SECTION 15.** The money herein appropriated shall be paid by
205 the State Treasurer out of any money in the State Treasury to the
206 credit of the proper fund or funds as set forth in this act, upon
207 warrants issued by the State Fiscal Officer; and the State Fiscal
208 Officer shall issue his warrants upon requisitions signed by the
209 proper person, officer or officers, in the manner provided by law.

210 **SECTION 16.** This act shall take effect and be in force from
211 and after July 1, 2006.