

By: Senator(s) Gordon, Little, Jackson  
(32nd), Harden, Hyde-Smith, Posey, Walls

To: Appropriations

SENATE BILL NO. 3033  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS TO DEFRAY THE  
2 EXPENSES OF THE MISSISSIPPI FAIR COMMISSION, THE MISSISSIPPI  
3 LIVESTOCK COLISEUM AND THE INDUSTRIAL SHOWCASE AND TRADE MART  
4 BUILDING FOR FISCAL YEARS 2006 AND 2007.

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

6 **SECTION 1.** The following sum of money, or so much thereof as  
7 may be necessary, is hereby appropriated out of any money in the  
8 State Treasury to the credit of the Mississippi Fair Commission  
9 for the purpose of defraying the expenses of said Mississippi Fair  
10 Commission, the Mississippi Livestock Coliseum, the Industrial  
11 Showcase, the Trade Mart Building and for the purpose of paying  
12 any indebtedness which may accrue for the period beginning  
13 July 1, 2006, and ending June 30, 2007..... \$ 4,507,994.00.

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

18 MAJOR OBJECTS OF EXPENDITURE:

19 Personal Services:

20	Salaries, Wages and Fringe Benefits..	\$	1,626,493.00
21	Travel and Subsistence.....		6,000.00
22	Contractual Services.....		2,227,501.00
23	Commodities.....		225,000.00
24	Capital Outlay:		
25	Other Than Equipment.....		50,000.00
26	Equipment.....		141,000.00
27	Subsidies, Loans and Grants.....		<u>232,000.00</u>
28	Total.....	\$	4,507,994.00

29 AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	14
31		Part Time.....	42
32	Time-Limited:	Full Time.....	0
33		Part Time.....	0

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

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

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

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

75 **SECTION 3.** No operation, maintenance or service contracts,  
76 agreements or obligations for commodities, concessions, or  
77 catering services, shall be entered into or renewed by this agency  
78 for a period of more than three (3) years nor unless said  
79 contracts, agreements or obligations have been made in accordance  
80 with Sections 31-7-11, 31-7-13, 31-7-55 and 31-7-57, Mississippi  
81 Code of 1972.

82 **SECTION 4.** Of the funds appropriated in Section 1 and  
83 authorized for expenditure in Section 2, it is the intention of  
84 the Legislature that Twelve Thousand Dollars (\$12,000.00) shall be  
85 transferred to the Fair Commission - County Livestock Shows during  
86 the Fiscal Year 2007.

87 **SECTION 5.** It is the intention of the Legislature that  
88 whenever two (2) or more bids are received by this agency for the  
89 purchase of commodities or equipment, and whenever all things  
90 stated in such received bids are equal with respect to price,  
91 quality and service, the Mississippi Industries for the Blind  
92 shall be given preference. A similar preference shall be given to  
93 the Mississippi Industries for the Blind whenever purchases are  
94 made without competitive bids.

95           **SECTION 6.** It is legislative intent to ensure beneficial  
96 information reaches as many Mississippians as possible. Further,  
97 it is legislative intent that the expenditure of public funds for  
98 this purpose be accomplished in an efficient and effective manner.

99           Therefore, state agencies as standard procedure, will observe  
100 the following criteria:

101           (1) Develop goals and desired result for a campaign.

102           (2) Evaluate effectiveness through respected advertising  
103 standards, including market reach and cost effectiveness.

104           (3) Seek public service announcements, which would be aired  
105 by media without cost.

106           (4) Itemize and justify professional assistance and related  
107 expenses for creative and production costs outside of the actual  
108 media expenditures.

109           (5) Utilize Mississippi owned media companies when feasible.

110           **SECTION 7.** Of the funds provided under the provisions of  
111 this act, Four Thousand Dollars (\$4,000.00) is provided to  
112 reclassify PIN #6 from a Branch Director I to a Branch Director  
113 II.

114           **SECTION 8.** The money herein appropriated shall be paid by  
115 the State Treasurer out of any money in the State Treasury to the  
116 credit of the proper fund or funds as set forth in this act, upon  
117 warrants issued by the State Fiscal Officer; and the State Fiscal  
118 Officer shall issue his warrants upon requisitions signed by the  
119 proper person, officer or officers in the manner provided by law.

120           **SECTION 9.** This act shall take effect and be in force from  
121 and after July 1, 2006, except for Section 7 which shall take  
122 effect and be in force from and after its passage.