

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

To: Appropriations

HOUSE BILL NO. 1657
(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 2008.

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, 2007, and ending June 30, 2008.....
11 \$ 8,476,809.00.

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..	\$	3,315,423.00
19	Travel and Subsistence.....		32,366.00
20	Contractual Services.....		2,769,731.00
21	Commodities.....		644,367.00
22	Capital Outlay:		
23	Other Than Equipment.....		385,440.00
24	Equipment.....		101,250.00
25	Vehicles.....		100,503.00
26	Wireless Communication Devices.....		0.00
27	Subsidies, Loans and Grants.....		<u>1,127,729.00</u>

28 Total..... \$ 8,476,809.00

29 AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	67
31		Part Time.....	56
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 One Thousand Five Hundred Dollars (\$1,500.00), whichever
38 is greater, to be awarded on July 1, 2007.

39 With the funds herein appropriated, it is the intention of
40 the Legislature that it shall be the agency's responsibility to
41 make certain that funds required to be appropriated for "Personal
42 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
43 funds appropriated for that purpose, unless programs or positions
44 are added to the agency's Fiscal Year 2008 budget by the
45 Mississippi Legislature. Based on data provided by the
46 Legislative Budget Office, the State Personnel Board shall
47 determine and publish the projected annual cost to fully fund all
48 appropriated positions in compliance with the provisions of this
49 act. It shall be the responsibility of the agency head to insure
50 that no single personnel action increases this projected annual
51 cost and/or the Fiscal Year 2008 appropriations for "Personal
52 Services" when annualized, with the exception of escalated funds
53 and educational benchmarks. If, at the time the agency takes any
54 action to change "Personal Services", the State Personnel Board
55 determines that the agency has taken an action which would cause
56 the agency to exceed this projected annual cost or the Fiscal Year
57 2008 "Personal Services" appropriated level, when annualized, then
58 only those actions which reduce the projected annual cost and/or
59 the appropriation requirement will be processed by the State
60 Personnel Board until such time as the requirements of this

61 provision are met. On January 1, 2008, the State Personnel Board
62 will make adjustments to the structure side of the compliance
63 report based on data provided by the Legislative Budget Office in
64 order for agencies to award educational benchmarks.

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 Pat Harrison Waterway District shall maintain complete accounting
80 and personnel records related to the expenditure of all funds
81 appropriated under this act and that such records shall be in the
82 same format and level of detail as maintained for Fiscal Year
83 2007. It is further the intention of the Legislature that the
84 agency's budget request for Fiscal Year 2009 shall be submitted to
85 the Joint Legislative Budget Committee in a format and level of
86 detail comparable to the format and level of detail provided
87 during the Fiscal Year 2008 budget request process.

88 **SECTION 4.** It is the intention of the Legislature that
89 whenever two (2) or more bids are received by this agency for the
90 purchase of commodities or equipment, and whenever all things
91 stated in such received bids are equal with respect to price,
92 quality and service, the Mississippi Industries for the Blind
93 shall be given preference. A similar preference shall be given to

94 the Mississippi Industries for the Blind whenever purchases are
95 made without competitive bids.

96 **SECTION 5.** The funds herein approved for expenditure, except
97 and less an amount approved by the State Fiscal Officer which
98 shall be sufficient to cover disbursements for current operations,
99 shall be deposited at interest with any official depository of the
100 state at a rate of interest numerically not less than one percent
101 (1%) below the bank discount rate on United States Treasury bills
102 of comparable maturity as determined by the State Treasurer.

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

106 **SECTION 7.** This act shall take effect and be in force from
107 and after July 1, 2007.