

By: Representatives Peranich, Jennings,  
Banks, Broomfield, Coleman (29th), Denny,  
Dickson, Flagg, Martinson, Stevens,  
Straughter

To: Appropriations

HOUSE BILL NO. 1701

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE DEPARTMENT OF ARCHIVES AND HISTORY, FOR THE  
3 FISCAL YEAR 2008; AND FOR RELATED PURPOSES.

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 appropriated out of any money in the State  
7 General Fund not otherwise appropriated, for the purpose of  
8 defraying the expenses of the Department of Archives and History  
9 for the fiscal year beginning July 1, 2007, and ending  
10 June 30, 2008..... \$ 9,119,315.00.

11 SECTION 2. The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in the special  
13 fund in the State Treasury to the credit of the Department of  
14 Archives and History which is comprised of special source funds  
15 collected by or otherwise available to the department, for the  
16 purpose of defraying the expenses of the department for the fiscal  
17 year beginning July 1, 2007, and ending June 30, 2008.....  
18 ..... \$ 3,403,944.00.

19 SECTION 3. Of the funds appropriated under the provisions of  
20 Sections 1 and 2, not more than the amounts set forth below shall  
21 be expended for the respective major objects or purposes of  
22 expenditure:

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:  
25 Salaries, Wages and Fringe Benefits.. \$ 6,437,758.00  
26 Travel and Subsistence..... 24,395.00  
27 Contractual Services..... 3,305,934.00

28	Commodities.....		455,447.00
29	Capital Outlay:		
30	Other Than Equipment.....		30,000.00
31	Equipment.....		39,100.00
32	Vehicles.....		0.00
33	Wireless Communication Devices.....		0.00
34	Subsidies, Loans and Grants.....		<u>2,230,625.00</u>
35	Total.....	\$	12,523,259.00
36	FUNDING:		
37	General Funds.....	\$	9,119,315.00
38	Special Funds.....		<u>3,403,944.00</u>
39	Total.....	\$	12,523,259.00

40 AUTHORIZED POSITIONS:

41	Permanent:	Full Time.....	114
42		Part Time.....	26
43	Time-Limited:	Full Time.....	4
44		Part Time.....	0

45 Funds are provided herein to adjust the Variable Compensation  
46 Plan to ensure that all full-time employees receive a pay increase  
47 equal to the realignment component of the Variable Compensation  
48 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever  
49 is greater.

50 With the funds herein appropriated, it is the intention of  
51 the Legislature that it shall be the agency's responsibility to  
52 make certain that funds required to be appropriated for "Personal  
53 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008  
54 funds appropriated for that purpose, unless programs or positions  
55 are added to the agency's Fiscal Year 2009 budget by the  
56 Mississippi Legislature. Based on data provided by the  
57 Legislative Budget Office, the State Personnel Board shall  
58 determine and publish the projected annual cost to fully fund all  
59 appropriated positions in compliance with the provisions of this  
60 act. It shall be the responsibility of the agency head to insure

61 that no single personnel action increases this projected annual  
62 cost and/or the Fiscal Year 2008 appropriation for "Personal  
63 Services" when annualized, with the exception of escalated funds.  
64 If, at the time the agency takes any action to change "Personal  
65 Services," the State Personnel Board determines that the agency  
66 has taken an action which would cause the agency to exceed this  
67 projected annual cost or the Fiscal Year 2008 "Personal Services"  
68 appropriated level, when annualized, then only those actions which  
69 reduce the projected annual cost and/or the appropriation  
70 requirement will be processed by the State Personnel Board until  
71 such time as the requirements of this provision are met.

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

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

85 **SECTION 4.** It is the intention of the Legislature that the  
86 Department of Archives and History shall maintain complete  
87 accounting and personnel records related to the expenditure of all  
88 funds appropriated under this act and that such records shall be  
89 in the same format and level of detail as maintained for Fiscal  
90 Year 2007. It is further the intention of the Legislature that  
91 the agency's budget request for Fiscal Year 2009 shall be  
92 submitted to the Joint Legislative Budget Committee in a format

93 and level of detail comparable to the format and level of detail  
94 provided during the Fiscal Year 2008 budget request process.

95       **SECTION 5.** The Mississippi Department of Archives and  
96 History is hereby authorized to accept and expend any grant,  
97 donation or contribution from any individual, public or private  
98 organization, or government entity for purposes of defraying the  
99 operational costs of the department. Such grants, donations or  
100 contributions shall be received and expended under the rules and  
101 regulations of the Department of Finance and Administration in a  
102 manner consistent with the escalation of federal funds.

103       **SECTION 6.** It is the intent of the Legislature that the  
104 Mississippi Department of Archives and History shall charge the  
105 maximum amount allowable for services rendered, consistent with  
106 the cost of providing such services. The funds derived from these  
107 charges shall be deposited into a special fund account in the  
108 State Treasury to the credit of the Mississippi Department of  
109 Archives and History.

110       **SECTION 7.** It is the intent of the Legislature that no part  
111 of the funds herein appropriated shall be required to be used for  
112 the payment of rent for the museum and public space in the State  
113 Historical Museum, Old Capitol Restoration.

114       **SECTION 8.** In addition to all other sums herein  
115 appropriated, the following sum, or so much thereof as may be  
116 necessary, is hereby appropriated out of any funds from the Local  
117 Government Records Fund in the State Treasury to defray the cost  
118 of such program for the fiscal year beginning July 1, 2007, and  
119 ending June 30, 2008..... \$           75,052.00.

120       Of the funds appropriated in this section, not more than the  
121 amounts set forth below shall be expended for the respective major  
122 objects or purposes of expenditure:

123       MAJOR OBJECTS OF EXPENDITURE:

124       Personal Services:

125               Salaries, Wages and Fringe Benefits.. \$           67,197.00

126	Travel and Subsistence.....	900.00
127	Contractual Services.....	3,955.00
128	Commodities.....	1,300.00
129	Capital Outlay:	
130	Other Than Equipment.....	0.00
131	Equipment.....	1,700.00
132	Vehicles.....	0.00
133	Wireless Communication Devices.....	0.00
134	Subsidies, Loans and Grants.....	<u>0.00</u>
135	Total.....	\$ 75,052.00

136 FUNDING:

137	General Funds.....	\$ 0.00
138	Special Funds.....	<u>75,052.00</u>
139	Total.....	\$ 75,052.00

140 AUTHORIZED POSITIONS:

141 Permanent: Full Time..... 1

142 Funds are provided herein to adjust the Variable Compensation  
143 Plan to ensure that all full-time employees receive a pay increase  
144 equal to the realignment component of the Variable Compensation  
145 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever  
146 is greater.

147 With the funds herein appropriated, it is the intention of  
148 the Legislature that it shall be the agency's responsibility to  
149 make certain that funds required to be appropriated for "Personal  
150 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008  
151 funds appropriated for that purpose, unless programs or positions  
152 are added to the agency's Fiscal Year 2009 budget by the  
153 Mississippi Legislature. Based on data provided by the  
154 Legislative Budget Office, the State Personnel Board shall  
155 determine and publish the projected annual cost to fully fund all  
156 appropriated positions in compliance with the provisions of this  
157 act. It shall be the responsibility of the agency head to insure  
158 that no single personnel action increases this projected annual

159 cost and/or the Fiscal Year 2008 appropriation for "Personal  
160 Services" when annualized, with the exception of escalated funds.  
161 If, at the time the agency takes any action to change "Personal  
162 Services," the State Personnel Board determines that the agency  
163 has taken an action which would cause the agency to exceed this  
164 projected annual cost or the Fiscal Year 2008 "Personal Services"  
165 appropriated level, when annualized, then only those actions which  
166 reduce the projected annual cost and/or the appropriation  
167 requirement will be processed by the State Personnel Board until  
168 such time as the requirements of this provision are met.

169 Any transfers or escalations shall be made in accordance with  
170 the terms, conditions and procedures established by law or  
171 allowable under the terms set forth within this act. The State  
172 Personnel Board shall not escalate positions without written  
173 approval from the Department of Finance and Administration. The  
174 Department of Finance and Administration shall not provide written  
175 approval to escalate any funds for salaries and/or positions  
176 without proof of availability of new or additional funds above the  
177 appropriated level.

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

182 **SECTION 9.** Of the funds provided in Section 2, Two Million  
183 Dollars (\$2,000,000.00) is provided to the Department of Archives  
184 and History from the Mississippi Landmark Grant Fund as created in  
185 House Bill No. 1082, Regular Session of 1999, to help support the  
186 preservation of Mississippi Landmark Properties.

187 **SECTION 10.** It is the intention of the Legislature that the  
188 Department of Archives and History is hereby authorized to accept,  
189 budget and expend funds, not to exceed Five Hundred Thousand  
190 Dollars (\$500,000.00), from special funds in the State Treasury to  
191 the credit of the State Treasury fund created in Section

192 27-19-56.69(8), Mississippi Code of 1972, for the purpose of  
193 paying the costs of repair and renovation of the New Capitol, the  
194 Old Capitol, the Governor's Mansion, and the War Memorial  
195 Building, in accordance with rules and regulations of the  
196 Department of Finance and Administration in a manner consistent  
197 with the escalation of federal funds.

198       **SECTION 11.** Of the funds provided under the provisions of  
199 this act, One Hundred Ten Thousand Dollars (\$110,000.00) is  
200 provided for the purpose of developing, maintaining and operating  
201 Beauvoir Shrine, the last home of Jefferson Davis, the only  
202 President of the Confederate States of America.

203       **SECTION 12.** It is the intention of the Legislature that the  
204 Executive Director of the Department of Archives and History may  
205 authorize increases in any major objects of expenditures in total  
206 amounts not to exceed twenty-five percent (25%) of the  
207 appropriated amount of each major object of expenditure, provided  
208 that other major objects of expenditure are decreased by a  
209 corresponding dollar amount. However, no transfers shall be  
210 authorized which increase the major object of expenditure  
211 "Salaries, Wages and Fringe Benefits."

212       **SECTION 13.** It is the intention of the Legislature that  
213 whenever two (2) or more bids are received by this agency for the  
214 purchase of commodities or equipment, and whenever all things  
215 stated in such received bids are equal with respect to price,  
216 quality and service, the Mississippi Industries for the Blind  
217 shall be given preference. A similar preference shall be given to  
218 the Mississippi Industries for the Blind whenever purchases are  
219 made without competitive bids.

220       **SECTION 14.** In addition to all other sums herein  
221 appropriated, the following sum, or so much thereof as may be  
222 necessary, is hereby appropriated out of any money in the State  
223 General Fund not otherwise appropriated, to the Department of  
224 Archives and History for the purpose of supporting the Statewide

225 Oral History Project for the fiscal year beginning July 1, 2007,  
226 and ending June 30, 2008..... \$ 150,000.00.

227 **SECTION 15.** Of the funds in Section 1, a sum not to exceed  
228 Seventy-five Thousand Dollars (\$75,000.00) is provided as matching  
229 funds for a Preserve America Grant to fund research and workshops  
230 on how to rebuild the Gulf Coast's Heritage Tourism Industry after  
231 Hurricane Katrina.

232 **SECTION 16.** The money herein appropriated shall be paid by  
233 the State Treasurer out of any money in the State Treasury to the  
234 credit of the proper fund or funds as set forth in this act, upon  
235 warrants issued by the State Fiscal Officer; and the State Fiscal  
236 Officer shall issue his warrants upon requisitions signed by the  
237 proper person, officer or officers, in the manner provided by law.

238 **SECTION 17.** This act shall take effect and be in force from  
239 and after July 1, 2007.