

By: Representatives Read, Bennett, Banks,  
Barton, Boyd, Busby, Clark, Clarke, Criswell,  
Currie, Eure, Haney, Jackson, Sanford,  
Watson, Young

To: Appropriations

HOUSE BILL NO. 1703  
(As Sent to Governor)

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 2021.

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 appropriated out of any money in the State General  
7 Fund not otherwise appropriated, for the purpose of defraying the  
8 expenses of the Department of Archives and History for the fiscal  
9 year beginning July 1, 2020, and ending June 30, 2021.....  
10 .....\$ 9,268,140.00.

11 **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is appropriated out of any money in the special fund in  
13 the State Treasury to the credit of the Department of Archives and  
14 History which is comprised of special source funds collected by or  
15 otherwise available to the department, for the purpose of  
16 defraying the expenses of the department for the fiscal year  
17 beginning July 1, 2020, and ending June 30, 2021.....  
18 .....\$ 8,582,181.00.



19           **SECTION 3.** Of the funds appropriated under the provisions of  
20 this act, the following positions are authorized:

21       AUTHORIZED POSITIONS:

22	Permanent:	Full Time.....	171
23		Part Time.....	7
24	Time-Limited:	Full Time.....	9
25		Part Time.....	0

26           With the funds herein appropriated, it shall be the agency's  
27 responsibility to make certain that funds required to be  
28 appropriated for "Personal Services" for Fiscal Year 2022 do not  
29 exceed Fiscal Year 2021 funds appropriated for that purpose unless  
30 programs or positions are added to the agency's Fiscal Year 2021  
31 budget by the Mississippi Legislature. Based on data provided by  
32 the Legislative Budget Office, the State Personnel Board shall  
33 determine and publish the projected annual cost to fully fund all  
34 appropriated positions in compliance with the provisions of this  
35 act. Absent a special situation or circumstance approved by the  
36 State Personnel Board, or unless otherwise authorized by this act,  
37 no state agency shall take any action to promote or otherwise  
38 award salary increases through reallocation, reclassification, or  
39 realignment. If the State Personnel Board determines a special  
40 situation or circumstance exists and approves an action, then the  
41 agency and the State Personnel Board shall provide a monthly  
42 report of each action approved by the State Personnel Board to the  
43 chairmen of the Accountability, Efficiency and Transparency



44 Committees of the Senate and House of Representatives and the  
45 chairmen of the Appropriations Committees of the Senate and House  
46 of Representatives. It shall be the responsibility of the agency  
47 head to ensure that no single personnel action increases this  
48 projected annual cost and/or the Fiscal Year 2021 appropriations  
49 for "Personal Services" when annualized, with the exception of  
50 escalated funds and the award of benchmarks. If, at the time the  
51 agency takes any action to change "Personal Services," the State  
52 Personnel Board determines that the agency has taken an action  
53 which would cause the agency to exceed this projected annual cost  
54 or the Fiscal Year 2021 "Personal Services" appropriated level,  
55 when annualized, then only those actions which reduce the  
56 projected annual cost and/or the appropriation requirement will be  
57 processed by the State Personnel Board until such time as the  
58 requirements of this provision are met.

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



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

72 None of the funds herein appropriated shall be used in  
73 violation of Internal Revenue Service's Publication 15-A relating  
74 to the reporting of income paid to contract employees, as  
75 interpreted by the Office of the State Auditor.

76 **SECTION 4.** It is the intention of the Legislature that the  
77 Department of Archives and History shall maintain complete  
78 accounting and personnel records related to the expenditure of all  
79 funds appropriated under this act and that such records shall be  
80 in the same format and level of detail as maintained for Fiscal  
81 Year 2020. It is further the intention of the Legislature that  
82 the agency's budget request for Fiscal Year 2022 shall be  
83 submitted to the Joint Legislative Budget Committee in a format  
84 and level of detail comparable to the format and level of detail  
85 provided during the Fiscal Year 2021 budget request process.

86 **SECTION 5.** It is the intent of the Legislature that the  
87 Mississippi Department of Archives and History shall charge the  
88 maximum amount allowable for services rendered, consistent with  
89 the cost of providing such services. The funds derived from these  
90 charges shall be deposited into a special fund account in the  
91 State Treasury to the credit of the Mississippi Department of  
92 Archives and History.



93           **SECTION 6.** It is the intent of the Legislature that no part  
94 of the funds herein appropriated shall be required to be used for  
95 the payment of rent for the museum and public space in the State  
96 Historical Museum, Old Capitol Restoration.

97           **SECTION 7.** Of the funds provided in Section 2, Two Million  
98 Dollars (\$2,000,000.00) is provided to the Department of Archives  
99 and History from the Mississippi Landmark Grant Fund as created in  
100 House Bill No. 1082, Regular Session of 1999, to help support the  
101 preservation of Mississippi Landmark Properties.

102           **SECTION 8.** Of the funds provided under the provisions of  
103 this act, One Hundred Thousand Dollars (\$100,000.00) is provided  
104 for the purpose of capital development and maintenance of Beauvoir  
105 Shrine, the last home of Jefferson Davis, the only President of  
106 the Confederate States of America, subject to approval by the  
107 Department of Archives and History. The expenditure of funds  
108 available in this section shall be subject to prior approval by  
109 the Department of Archives and History.

110           **SECTION 9.** It is the intention of the Legislature that  
111 whenever two (2) or more bids are received by this agency for the  
112 purchase of commodities or equipment, and whenever all things  
113 stated in such received bids are equal with respect to price,  
114 quality and service, the Mississippi Industries for the Blind  
115 shall be given preference. A similar preference shall be given to  
116 the Mississippi Industries for the Blind whenever purchases are  
117 made without competitive bids.



118           **SECTION 10.** In addition to all other sums herein  
119 appropriated, the following sum, or so much thereof as may be  
120 necessary, is appropriated out of any money in the State General  
121 Fund not otherwise appropriated, to the Department of Archives and  
122 History for the purpose of supporting the Statewide Oral History  
123 Project for the fiscal year beginning July 1, 2020, and ending  
124 June 30, 2021.....\$           45,748.00.

125           **SECTION 11.** It is the intention of the Legislature that the  
126 funds herein appropriated shall be expended in compliance with  
127 Section 27-104-25, Mississippi Code of 1972, that no state agency  
128 shall incur obligations or indebtedness in excess of their  
129 appropriation and that the responsible officers, either personally  
130 or upon their official bonds, shall be held responsible for  
131 actions contrary to this provision.

132           **SECTION 12.** Of the funds provided in Section 2, Seven  
133 Hundred Fifty Thousand Dollars (\$750,000.00) is provided from  
134 Special Funds in the State Treasury to the credit of the State  
135 Treasury fund created in Section 27-19-56.69(8), Mississippi Code  
136 of 1972, for the purpose of paying the costs of repair and  
137 renovation of the New Capitol, the Old Capitol, the Governor's  
138 Mansion, and the War Memorial Building, in accordance with rules  
139 and regulations of the Department of Finance and Administration in  
140 a manner consistent with the escalation of funds.

141           **SECTION 13.** The following sum, or so much thereof as may be  
142 necessary, is reappropriated out of any money in the Capital



143 Expense Fund not otherwise appropriated for the Department of  
144 Archives and History for the purpose of reauthorizing the  
145 expenditure of Capital Expense Fund, as authorized in HB 1646,  
146 2019 Regular Session to provide for the de la Pointe-Krebs House  
147 for the fiscal year beginning July 1, 2020, and ending June 30,  
148 2021.....\$ 918,419.00.

149 Notwithstanding the amount reappropriated under the  
150 provisions of this section, in no event shall the amount expended  
151 exceed the unexpended balance as of June 30, 2020.

152 **SECTION 14.** The following sum, or so much thereof as may be  
153 necessary, is reappropriated out of any money in the Capital  
154 Expense Fund not otherwise appropriated for the Department of  
155 Archives and History for the purpose of reauthorizing the  
156 expenditure of Capital Expense Fund, as authorized in HB 1646,  
157 2019 Regular Session to provide for the Fannie Lou Hamer/ George  
158 Lee Museum, for the fiscal year beginning July 1, 2020, and ending  
159 June 30, 2021.....\$ 25,000.00.

160 Notwithstanding the amount reappropriated under the  
161 provisions of this section, in no event shall the amount expended  
162 exceed the unexpended balance as of June 30, 2020.

163 **SECTION 15.** The money herein appropriated shall be paid by  
164 the State Treasurer out of any money in the State Treasury to the  
165 credit of the proper fund or funds as set forth in this act, upon  
166 warrants issued by the State Fiscal Officer; and the State Fiscal



167 Officer shall issue his warrants upon requisitions signed by the  
168 proper person, officer or officers, in the manner provided by law.

169         **SECTION 16.** This act shall take effect and be in force from  
170 and after July 1, 2020.

