

By: Senator(s) Hopson, Wiggins, Polk,  
Blackwell, Frazier, Johnson

To: Appropriations

## SENATE BILL NO. 2977

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE  
2 MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2021.

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, 2020, and ending June 30, 2021.....  
9 .....\$ 20,106,646.00.

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, 2020, and ending  
16 June 30, 2021.....\$ 150,121,261.00.

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



AUTHORIZED POSITIONS:

Permanent:	Full Time.....	212
	Part Time.....	2
Time-Limited:	Full Time.....	56
	Part Time.....	0

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



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

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

66 No general funds authorized to be expended herein shall be  
67 used to replace federal funds and/or other special funds which are



68 being used for salaries authorized under the provisions of this  
69 act and which are withdrawn and no longer available.

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

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

81		FY2021
82	<u>Performance Measures</u>	<u>Target</u>
83	Global Business	
84	National recruitment contacts	1,000
85	International investment contracts	1,800
86	International trade contacts	1,000
87	Qualified national prospects	225
88	Return on investment (ROI)	10
89	Number of new businesses - Global contacts	15
90	Number of new jobs from Global contacts	3,000
91	Minority & Small Business Dev	
92	Minority & Small Business contacts	8,000



93	Minority Business certification	
94	applications processed	200
95	Technical assistance to disadvantaged	
96	contacts	2,000
97	State contracting with Minority Business	
98	businesses (\$)	45,000,000.00
99	Financial Resources	
100	Requests for financing or incentives	250
101	Existing Industry & Business	
102	Interactions with interested businesses	2,500
103	Number of qualified contacts	750
104	Number of expansions	30
105	Jobs created from expansions	3,000
106	Energy	
107	Energy Efficiency & Renewable Energy	
108	Direct Contacts	12,000
109	Community Services	
110	Awarded Grants and Loans for Community	
111	and Economic Development (\$)	45,000,000.00
112	Number of grants and loans awarded	90
113	Support Services	
114	Administration as a percent of Total Budget	9.50
115	Tourism	
116	Number of tourist inquiries generated	37,875
117	Number of visitors per year	25,000,000



118 Travel Revenue (Billions) 6.80

119 Welcome Centers

120 Tourist Registered (persons) 2,120,000

121 A reporting of the degree to which the performance targets  
122 set above have been or are being achieved shall be provided in the  
123 agency's budget request submitted to the Joint Legislative Budget  
124 Committee for Fiscal Year 2022.

125 **SECTION 5.** Of the funds appropriated in Section 2, the  
126 amount of Eight Hundred Thousand Dollars (\$800,000.00) shall be  
127 provided from the Mississippi Department of Transportation to  
128 defray the expenses of the Mississippi Development Authority in  
129 operating the state welcome centers.

130 **SECTION 6.** It is the intention of the Legislature that the  
131 Mississippi Development Authority shall maintain complete  
132 accounting and personnel records related to the expenditure of all  
133 funds appropriated under this act and that such records shall be  
134 in the same format and level of detail as maintained for Fiscal  
135 Year 2020. It is further the intention of the Legislature that  
136 the agency's budget request for Fiscal Year 2022 shall be  
137 submitted to the Joint Legislative Budget Committee in a format  
138 and level of detail comparable to the format and level of detail  
139 provided during the Fiscal Year 2021 budget request process.

140 **SECTION 7.** Of the funds appropriated in Sections 1 and 2,  
141 the amount of Four Million Eight Hundred Seventy-six Thousand Two  
142 Hundred Ninety-eight Dollars (\$4,876,298.00), or so much thereof



as may be necessary, is provided for the purpose of supporting Mississippi Tourism Advertising and Promotion for Fiscal Year 2021, and shall not be expended for any type of cultural exchange program. Of the funds appropriated herein and allocated within this section, Two Hundred Ninety-nine Thousand Dollars (\$299,000.00) is provided for Tourism Grant Development Awards.

**SECTION 8.** It is the intention of the Legislature that none of the funds appropriated above shall be expended unless members of the Mississippi House of Representatives and Mississippi Senate are notified at least five (5) days prior to a public ceremony announcing the award of any grant in their district or any public announcement or ceremony regarding the groundbreaking or opening of a facility, roadway or bridge for which the Legislature has made funds available. Any signage regarding any public event or any new facility, roadway or bridge shall include the following language: "Funds were made available for this project by the Mississippi State Legislature."

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



**SECTION 10.** Of the funds appropriated in Section 1, One Hundred Thousand Dollars (\$100,000.00) is provided for the Mississippi Delta National Heritage Areas.

**SECTION 11.** Of the funds appropriated in Section 1, One Hundred Thousand Dollars (\$100,000.00) is provided for the Mississippi Hills National Heritage Area.

**SECTION 11.** It is the intention of the Legislature that the Mississippi Development Authority shall submit a notification of any General Fund Transfers out of the major category Subsidies into any other major categories to the Legislative Budget Office.

**SECTION 12.** Of the funds appropriated in Section 1, Twenty Thousand Twenty-five Dollars (\$20,025.00) shall be provided for the support of the Mississippi River Parkway Commission.

**SECTION 13.** Of the funds appropriated in Section 1, Four Hundred Thousand Dollars (\$400,000.00) shall be transferred to Innovate Mississippi.

**SECTION 14.** Of the funds appropriated in Section 1, One Hundred Twenty-nine Thousand Three Hundred Thirty-three Dollars (\$129,333.00) is provided for the Energy High School Academy, established by Senate Bill 2928, 2019 Regular Session.

**SECTION 18.** Of the funds appropriated under the provisions of Section 2, Fifty-nine Million Six Hundred Eighty-seven Thousand Five Hundred Forty-five Dollars (\$59,687,545.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Gulf Coast Restoration Fund, as created in





193 Section 57-119-1, Mississippi Code of 1972. These funds are  
194 provided for projects as outlined in Section 57-119-9, Mississippi  
195 Code of 1972, for assistance to local units of government,  
196 nongovernmental organizations, institutions of higher learning,  
197 community colleges, ports, airports, public-private partnerships,  
198 private for-profit entities, private nonprofit entities and local  
199 economic development entities. These funds will be reappropriated  
200 each year until the project is completed.

201 Of the funds appropriated in this section the following sums  
202 are provided for projects recommended by the department:

203	To assist the City of Gautier with the Gautier Town Center	
204	Development.....	\$ 3,500,000.00.
205	To assist Power Dynamics Innovations, LLC with Equipment and	
206	Facility Upgrades.....	\$ 1,550,000.00.
207	To assist the City of Bay St. Louis with the Old Town Police	
208	Department.....	\$ 1,000,000.00.
209	To assist the City of Bay St. Louis with the Old Town Depot	
210	Revitalization District.....	\$ 1,500,000.00.
211	To assist the City of Diamondhead with the Commercial	
212	District Transformation Project.....	\$ 1,500,000.00.
213	To assist the Stone County School District with the Stone	
214	County High School Career and Technical Education	
215	Center.....	\$ 3,200,000.00.
216	To assist the University of Southern Mississippi with the	
217	Ocean Enterprise Phase I.....	\$ 7,000,000.00.



218 To assist the Walter Anderson Museum Creative Complex Phase I  
 219 and begin Phase II.....\$ 750,000.00.  
 220 To assist the City of Ocean Springs and the OHOS Development  
 221 LLC with a Public/Private Development. \$ 2,000,000.00.  
 222 To assist the Gulfport School with a STEM Exploration  
 223 Lab.....\$ 100,000.00.  
 224 To assist the City of Biloxi with downtown revitalization at  
 225 the Saenger Theater.....\$ 2,000,000.00.  
 226 To assist Hancock County Port and Harbor Commission with the  
 227 multi-user aero strip at Stennis Airport..\$2,500,000.00.  
 228 Of the funds appropriated in this section, the following sums  
 229 are provided for projects that meet the criteria outlined in  
 230 Section 57-119-9, Mississippi Code of 1972:  
 231 To assist Harrison County with the Harrison County Law  
 232 Enforcement Training Academy.....\$ 3,000,000.00.  
 233 To assist George Regional Health System with a multi-  
 234 specialty medical office complex...\$2,157,035.00  
 235 To assist George Regional Health System with a cafeteria expansion  
 236 and renovation...\$1,080,510.00.  
 237 To assist Mississippi State University with the Mississippi Cyber  
 238 Center.....\$3,500,000.00  
 239 To assist the Port of Pascagoula with the North Rail Connector  
 240 ...\$6,600,000.00.  
 241 To assist Jackson County with site development and related support  
 242 of a defense supplier.....\$1,400,000.00



243 To assist the Pascagoula Redevelopment Authority with the  
244 Innovation Center.....\$1,000,000.00.  
245 To assist the Pascagoula Redevelopment Authority with the City  
246 Center.....\$4,000,000.00.  
247 To assist the Institute for Marine Mammal Studies with Educational  
248 Classrooms and Dorms.....\$3,000,000.00.  
249 To assist the City of Pass Christian with redevelopment and  
250 revitalization.....\$750,000.00.  
251 To assist the City of Long Beach with development and  
252 revitalization .....\$2,000,000.00.  
253 To assist the city of Long Beach with the Quarles House  
254 .....\$2,000,000.00.  
255 To assist George County with a rail connection project:  
256 George County rail and highway improvements for Enviva  
257 project....\$1,600,000.00  
258 Mississippi Export Railroad for the Enviva project....\$1,000,000.00  
259  
260

261 **Section 19.** Of the funds appropriated under the provisions of  
262 Section 2, Five Million Five Hundred Thousand Dollars  
263 (\$5,500,000.00), or so much thereof, shall be derived out of any  
264 money in the State Treasury to the credit of the Gulf Coast  
265 Restoration Fund, as created in Section 57-119-1, Mississippi Code  
266 of 1972. These funds are provided for projects as outlined in  
267 Section 57-119-9, Mississippi Code of 1972, for assistance to



local units of government, nongovernmental organizations, institutions of higher learning, community colleges, ports, airports, public-private partnerships, private for-profit entities, private nonprofit entities and local economic development entities. MDA will designate the total amount for each project, and these funds will be reappropriated each year until the project is completed.

Of the funds appropriated below the following amounts are provided:

(a) For the Mississippi Development Authority and the Air Service Development Incentive Program.....\$2,500,000.00.

(b) For the Mississippi Development Authority and the Target Incentives Program ....\$3,000,000.00

Of these funds, One Million Dollars (\$1,000,000.00) is provided for the development of a South Mississippi defense and space industry strategy for small companies to compete for defense related contracts to include government, industry and academia.

**Section 20.** Of the funds appropriated under the provisions of Section 2, Five Hundred Thousand Dollars (\$500,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Gulf Coast Restoration Fund, as created in Section 57-119-1, Mississippi Code of 1972. These funds are provided for administrative expenses at the Mississippi Development Authority as outlined in Section 57-119-7, Mississippi Code of 1972. Prior to



expending any funds appropriated in this section, the Mississippi Development authority shall implement a project management system that provides for full tracking and reporting of the amounts appr

**SECTION 15.** It is the intention of the Legislature that the Mississippi Development Authority may provide operational support to any park operated by the United States National Park Service in Mississippi during the event of a government shutdown that materially affects the operations of such park.

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

**SECTION 17.** This act shall take effect and be in force from and after July 1, 2020, and shall stand repealed from and after June 30, 2020.

