

By: Senator(s) Hopson, Polk, Blackwell,  
Simmons (13th), Williams

To: Appropriations

SENATE BILL NO. 3045

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE  
2 DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEAR 2023.

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

4 **SECTION 1.** The following sum, or so much thereof as may be  
5 necessary, is hereby appropriated out of any money in the State  
6 General Fund not otherwise appropriated, to defray the expenses of  
7 the Department of Finance and Administration for the fiscal year  
8 beginning July 1, 2022, and ending June 30, 2023.....  
9 .....\$ 34,894,775.00.

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 Department of Finance and  
13 Administration for the purpose of defraying the expenses incurred  
14 in the operation of the various offices of the department for the  
15 fiscal year beginning July 1, 2022, and ending June 30, 2023.....  
16 .....\$ 30,266,593.00.

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



19 AUTHORIZED POSITIONS:

20	Permanent:	Full Time.....	335
21		Part Time.....	1
22	Time-Limited:	Full Time.....	1
23		Part Time.....	0

24 With the funds herein appropriated, it shall be the agency's  
25 responsibility to make certain that funds required for "Personal  
26 Services" for Fiscal Year 2024 do not exceed Fiscal Year 2023  
27 funds appropriated for that purpose unless programs or positions  
28 are added to the agency's Fiscal Year 2023 budget by the  
29 Mississippi Legislature. The Legislature shall determine the  
30 agency's personal services appropriation, which shall be published  
31 by the State Personnel Board. Additionally, the State Personnel  
32 Board shall determine and publish the projected annualized payroll  
33 costs based on current employees. It shall be the responsibility  
34 of the agency head to ensure that actual personnel expenditures  
35 for Fiscal Year 2023 do not exceed the data provided by the  
36 Legislative Budget Office. If the agency's Fiscal Year 2023  
37 projected cost exceeds the annualized costs, no salary actions  
38 shall be processed by the State Personnel Board with the exception  
39 of new hires that are determined to be essential for the agency.

40 Any transfers or escalations shall be made in accordance with  
41 the terms, conditions and procedures established by law or  
42 allowable under the terms set forth within this act. The State  
43 Personnel Board shall not escalate positions without written



44 approval from the Department of Finance and Administration. The  
45 Department of Finance and Administration shall not provide written  
46 approval to escalate any funds for salaries and/or positions  
47 without proof of availability of new or additional funds above the  
48 appropriated level.

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

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

57 Funds have been appropriated herein for the purpose of  
58 funding Project SEC2 minimum salaries for all employees covered  
59 under the Colonel Guy Groff/Neville Kenning Variable Compensation  
60 Plan. It shall be the agency's responsibility to ensure that the  
61 funds are used to increase all employees' salaries up to the  
62 minimum level as determined by the State Personnel Board.

63 **SECTION 4.** In addition to all other sums herein  
64 appropriated, the following sum, or so much thereof as may be  
65 necessary, is hereby appropriated out of any money in the Tort  
66 Claims Trust Fund not otherwise appropriated, for the purpose of  
67 defraying the expenses of the Tort Claims Board in the



68 administration of the Tort Claims Act for the fiscal year  
69 beginning July 1, 2022, and ending June 30, 2023.....  
70 .....\$ 6,546,034.00.

71 **SECTION 5.** Of the funds appropriated under the provisions of  
72 this act, the following positions are authorized:

73 AUTHORIZED POSITIONS:

74	Permanent:	Full Time.....	8
75		Part Time.....	0
76	Time-Limited:	Full Time.....	0
77		Part Time.....	0

78 With the funds herein appropriated, it shall be the agency's  
79 responsibility to make certain that funds required for "Personal  
80 Services" for Fiscal Year 2024 do not exceed Fiscal Year 2023  
81 funds appropriated for that purpose unless programs or positions  
82 are added to the agency's Fiscal Year 2023 budget by the  
83 Mississippi Legislature. The Legislature shall determine the  
84 agency's personal services appropriation, which shall be published  
85 by the State Personnel Board. Additionally, the State Personnel  
86 Board shall determine and publish the projected annualized payroll  
87 costs based on current employees. It shall be the responsibility  
88 of the agency head to ensure that actual personnel expenditures  
89 for Fiscal Year 2023 do not exceed the data provided by the  
90 Legislative Budget Office. If the agency's Fiscal Year 2023  
91 projected cost exceeds the annualized costs, no salary actions



92 shall be processed by the State Personnel Board with the exception  
93 of new hires that are determined to be essential for the agency.

94 Any transfers or escalations shall be made in accordance with  
95 the terms, conditions and procedures established by law or  
96 allowable under the terms set forth within this act. The State  
97 Personnel Board shall not escalate positions without written  
98 approval from the Department of Finance and Administration. The  
99 Department of Finance and Administration shall not provide written  
100 approval to escalate any funds for salaries and/or positions  
101 without proof of availability of new or additional funds above the  
102 appropriated level.

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

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

111 Funds have been appropriated herein for the purpose of  
112 funding Project SEC2 minimum salaries for all employees covered  
113 under the Colonel Guy Groff/Neville Kenning Variable Compensation  
114 Plan. It shall be the agency's responsibility to ensure that the  
115 funds are used to increase all employees' salaries up to the  
116 minimum level as determined by the State Personnel Board.



117           **SECTION 6.** In addition to all other sums herein  
118 appropriated, the following sum, or so much thereof as may be  
119 necessary, is hereby appropriated out of any money in the State  
120 General Fund not otherwise appropriated, for the purpose of  
121 defraying the expenses of the Mississippi Commission on the Status  
122 of Women for the fiscal year beginning July 1, 2022, and ending  
123 June 30, 2023.....\$           39,995.00.

124           **SECTION 7.** In addition to all other sums herein  
125 appropriated, the following sum, or so much thereof as may be  
126 necessary, is hereby appropriated out of any money in the State  
127 Treasury to the credit of the Mississippi Commission on the Status  
128 of Women for the purpose of defraying the expenses of the  
129 commission for the fiscal year beginning July 1, 2022, and ending  
130 June 30, 2023.....\$           7,265.00.

131           This appropriation is made for the purpose of providing funds  
132 to defray the expense of the Mississippi Commission on the Status  
133 of Women as established pursuant to Sections 43-59-1 through  
134 43-59-14, Mississippi Code of 1972.

135           **SECTION 8.** Of the funds appropriated under the provisions of  
136 Sections 6 and 7, the following positions are authorized:

137           AUTHORIZED POSITIONS:

138	Permanent:	Full Time.....	1
139		Part Time.....	0
140	Time-Limited:	Full Time.....	0
141		Part Time.....	0



142 With the funds herein appropriated, it shall be the agency's  
143 responsibility to make certain that funds required for "Personal  
144 Services" for Fiscal Year 2024 do not exceed Fiscal Year 2023  
145 funds appropriated for that purpose unless programs or positions  
146 are added to the agency's Fiscal Year 2023 budget by the  
147 Mississippi Legislature. The Legislature shall determine the  
148 agency's personal services appropriation, which shall be published  
149 by the State Personnel Board. Additionally, the State Personnel  
150 Board shall determine and publish the projected annualized payroll  
151 costs based on current employees. It shall be the responsibility  
152 of the agency head to ensure that actual personnel expenditures  
153 for Fiscal Year 2023 do not exceed the data provided by the  
154 Legislative Budget Office. If the agency's Fiscal Year 2023  
155 projected cost exceeds the annualized costs, no salary actions  
156 shall be processed by the State Personnel Board with the exception  
157 of new hires that are determined to be essential for the agency.

158 Any transfers or escalations shall be made in accordance with  
159 the terms, conditions and procedures established by law or  
160 allowable under the terms set forth within this act. The State  
161 Personnel Board shall not escalate positions without written  
162 approval from the Department of Finance and Administration. The  
163 Department of Finance and Administration shall not provide written  
164 approval to escalate any funds for salaries and/or positions  
165 without proof of availability of new or additional funds above the  
166 appropriated level.



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

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

175 Funds have been appropriated herein for the purpose of  
176 funding Project SEC2 minimum salaries for all employees covered  
177 under the Colonel Guy Groff/Neville Kenning Variable Compensation  
178 Plan. It shall be the agency's responsibility to ensure that the  
179 funds are used to increase all employees' salaries up to the  
180 minimum level as determined by the State Personnel Board.

181 **SECTION 9.** In addition to all other sums herein  
182 appropriated, the following sum, or so much thereof as may be  
183 necessary, is appropriated out of any money in the State General  
184 Fund for the purpose of defraying the expenses of State Property  
185 Insurance for the fiscal year beginning July 1, 2022, and ending  
186 June 30, 2023.....\$ 12,603,897.00.

187 **SECTION 10.** Of the funds herein appropriated, it is the  
188 intention of the Legislature that two (2) of the allotted  
189 Full-Time Permanent Positions in Section 3 of this bill may be  
190 used for performing related administrative duties of the State  
191 Property Insurance program.





192           **SECTION 11.** In addition to all other sums herein  
193 appropriated, the following sum, or so much thereof as may be  
194 necessary, is appropriated out of any money in the State General  
195 Fund not otherwise appropriated, to the Department of Finance and  
196 Administration for the purpose of providing a grant to the  
197 Mississippi Home Corporation, for the fiscal year beginning  
198 July 1, 2022, and ending June 30, 2023.....\$ 1,810,227.00.

199           **SECTION 12.** The funds appropriated herein shall be targeted  
200 to individuals with disabilities or individuals with serious  
201 mental illnesses who:

202           (1) Are being discharged from a state psychiatric hospital  
203 after a stay of more than ninety (90) days; or, nursing facility,  
204 or intermediate care facility for individuals with intellectual  
205 disabilities after a stay of more than ninety (90) days; or

206           (2) Have been discharged from a state psychiatric hospital  
207 within the last two (2) years; and

208                   (a) Had multiple hospital visits in the last year due  
209 to mental illness; or

210                   (b) Are known to the mental health or state-housing  
211 agency to have been arrested or incarcerated in the last year due  
212 to conduct related to mental illness; or

213                   (c) Are known to the mental health or state-housing  
214 agency to have been homeless for one (1) full year or have had  
215 four (4) or more episodes of homelessness in the last three (3)  
216 years.



217 (3) Lack a fixed, regular, and adequate nighttime residence  
218 and includes a subset for an individual who is exiting an  
219 institution where he or she resided for ninety (90) days or less  
220 and who resides in an emergency shelter or a place not meant for  
221 human habitation immediately before entering that institution.

222 Any funds appropriated herein to hire additional staff or  
223 employ staff shall only be used to implement this housing program.

224 **SECTION 13.** It is the intention of the Legislature that an  
225 annual financial report based upon the state's fiscal year shall  
226 be provided to the Attorney General, the Chairman of Senate  
227 Appropriations, the Chairman of House Appropriations, and the  
228 Legislative Budget Office.

229 **SECTION 14.** It is the intention of the Legislature that none  
230 of the funds appropriated under the provisions of this act for the  
231 Mississippi Home Corporation (MHC) shall be expended for the  
232 purpose of making a payment of any kind or for any purpose,  
233 directly or indirectly, to a member of the State of Mississippi  
234 Legislature, state official, MHC board member, or person who has  
235 been a member of the MHC within the last year.

236 **SECTION 15.** The following sum, or so much thereof as may be  
237 necessary, is reappropriated out of any money in the Coronavirus  
238 Local Fiscal Recovery Fund not otherwise appropriated for the  
239 Department of Finance and Administration for the purpose of  
240 reauthorizing the expenditure of Coronavirus Local Fiscal Recovery  
241 Funds, as authorized in Senate Bill 2948, 2021 Regular Session,



242 for the fiscal year beginning July 1, 2022, and ending June 30,  
243 2023.....\$140,000,000.00.

244 Notwithstanding the amount reappropriated under the  
245 provisions of this section, in no event shall the amount expended  
246 exceed the unexpended balance as of June 30, 2022.

247 The purpose of allocating these funds to nonentitlement units  
248 of local government in accordance with the provisions applicable  
249 to the Coronavirus Local Fiscal Recovery Fund in Section 9901 of  
250 the American Rescue Plan Act of 2021 (Public Law No. 117-2) and  
251 any applicable federal guidelines.

252 **SECTION 16.** It is the intention of the Legislature that the  
253 Department of Finance and Administration shall maintain complete  
254 accounting and personnel records related to the expenditure of all  
255 funds appropriated under this act and that such records shall be  
256 in the same format and level of detail as maintained for Fiscal  
257 Year 2022. It is further the intention of the Legislature that  
258 the agency's budget request for Fiscal Year 2024 shall be  
259 submitted to the Joint Legislative Budget Committee in a format  
260 and level of detail comparable to the format and level of detail  
261 provided during the Fiscal Year 2023 budget request process.

262 **SECTION 17.** The department is authorized to expend available  
263 funds on technology or equipment upgrades or replacements when it  
264 will generate savings through efficiency or when the savings  
265 generated from such upgrades or replacements exceed expenditures  
266 thereof.



267           **SECTION 18.** It is the intention of the Legislature that  
268 whenever two (2) or more bids are received by this agency for the  
269 purchase of commodities or equipment, and whenever all things  
270 stated in such received bids are equal with respect to price,  
271 quality and service, the Mississippi Industries for the Blind  
272 shall be given preference. A similar preference shall be given to  
273 the Mississippi Industries for the Blind whenever purchases are  
274 made without competitive bids.

275           **SECTION 19.** The Bureau of Building, Grounds and Real  
276 Property Management of the Office of General Services is hereby  
277 expressly authorized and empowered to receive, budget and expend  
278 any state, local or other source funds designated for supplemental  
279 funding of construction and/or repairs and renovation projects.  
280 The Bureau of Building, Grounds and Real Property Management of  
281 the Office of General Services shall not use any of the funds  
282 authorized in this section to pay salaries. For the purposes of  
283 this section, the Bureau of Building, Grounds and Real Property  
284 Management of the Office of General Services does not have the  
285 authority to escalate from the Capital Expense Fund or the Working  
286 Cash-Stabilization Reserve Fund.

287           **SECTION 20.** Of the funds appropriated in Section 2, it is  
288 the intention of the Legislature that an amount not to exceed Four  
289 Million Five Hundred Thousand Dollars (\$4,500,000.00) is  
290 authorized to be expended for the purpose of transferring funds to  
291 the Bureau of Building, Grounds and Real Property Management for



292 the administration of projects for the repair and maintenance of  
293 state-owned buildings.

294       **SECTION 21.** A report based on expenditures incurred during  
295 the current and immediate past fiscal years shall be provided to  
296 the Legislative Budget Office each regularly scheduled legislative  
297 session. This report should reflect expenditures as a result of  
298 the operation of the Robert E. Lee Building, the Woolfolk State  
299 Office Building, the Gartin and Sillers Buildings, the Capitol  
300 Buildings, the Central High School Building, the Robert G. Clark,  
301 Jr. Building and other state buildings, and this report should  
302 contain any steps taken to reduce operating costs.

303       **SECTION 22.** It is the intention of the Legislature that no  
304 state-owned aircraft shall be utilized by any person except for  
305 official business only.

306       **SECTION 23.** Of the funds appropriated in Section 2, an  
307 amount not to exceed One Hundred Thousand Dollars (\$100,000.00) is  
308 authorized to be expended to defray any shortfall in the Master  
309 Lease Purchase Program as defined in Section 31-7-10, Mississippi  
310 Code of 1972.

311       **SECTION 24.** Of the funds appropriated in Section 2, Twelve  
312 Million Dollars (\$12,000,000.00) shall be expended from the  
313 Capitol Complex Improvement District Project Fund, as established  
314 in Section 29-5-215, Mississippi Code of 1972.

315       **SECTION 25.** Of the funds appropriated under the provisions  
316 of this act, the department is authorized to enter into a contract



317 for use by state agencies to establish a pilot program for Fleet  
318 Management Services, to include vehicle leasing and disposal,  
319 without being subject to the provisions of law otherwise  
320 applicable to fleet management.

321 **SECTION 26.** It is the intention of the Legislature that the  
322 funds herein appropriated shall be expended in compliance with  
323 Section 27-104-25, Mississippi Code of 1972, that no state agency  
324 shall incur obligations or indebtedness in excess of their  
325 appropriation and that the responsible officers, either personally  
326 or upon their official bonds, shall be held responsible for  
327 actions contrary to this provision.

328 **SECTION 27.** With the funds appropriated herein, the  
329 Department of Finance and Administration is authorized to make  
330 payment for expenses incurred during Fiscal Years 2018, 2019, and  
331 2020 as follows:

332 Vendor	Fiscal Year	Amount
333 Mississippi Interactive LLC	2018	\$ 4,940.00
334 Mississippi Interactive LLC	2019	\$ 4,940.00
335 City of Jackson	2020	\$ 358.68

336 **SECTION 28.** The money herein appropriated shall be paid by  
337 the State Treasurer out of any money in the State Treasury to the  
338 credit of the proper fund or funds as set forth in this act, upon  
339 warrants issued by the State Fiscal Officer; and the State Fiscal  
340 Officer shall issue his warrants upon requisitions signed by the  
341 proper person, officer or officers, in the manner provided by law.



342           **SECTION 29.** This act shall take effect and be in force from  
343 and after July 1, 2022, and shall stand repealed from and after  
344 June 30, 2022.

