

**REPORT OF CONFERENCE COMMITTEE**

**# 3**

**MR. SPEAKER AND MR. PRESIDENT:**

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1612: Appropriation; Archives and History, Department of.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the Senate recede from its Amendment No. 1.
- 2. That the House and Senate adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

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, 2023, and ending June 30, 2024.....  
10 .....\$       11,890,911.00.

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, 2023, and ending June 30, 2024.....  
18 .....\$       34,133,859.00.



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

21       AUTHORIZED HEADCOUNT:

22           Permanent:                   155

23           Time-Limited:               10

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 2025 do not exceed Fiscal Year 2024 funds  
27 appropriated for that purpose unless programs or positions are  
28 added to the agency's Fiscal Year 2024 budget by the Mississippi  
29 Legislature. The Legislature shall determine the agency's  
30 personal services appropriation, which the State Personnel Board  
31 shall publish. The agency's personal services appropriation may  
32 consist of restricted funds for approved vacancies for Fiscal Year  
33 2024 that may not be utilized for active Fiscal Year 2023  
34 Headcount. It shall be the agency's responsibility to ensure that  
35 the funds provided for vacancies are used to increase headcount  
36 and not for promotions, title changes, in-range salary adjustments  
37 or any other mechanism for increasing salaries for current  
38 employees. It is the Legislature's intention that no employee  
39 salary falls below the minimum salary established by the  
40 Mississippi State Personnel Board.

41           Additionally, the State Personnel Board shall determine and  
42 publish the projected annualized payroll costs based on current  
43 employees. It shall be the responsibility of the agency head to



44 ensure that actual personnel expenditures for Fiscal Year 2024 do  
45 not exceed the data provided by the Legislative Budget Office. If  
46 the agency's Fiscal Year 2024 projected cost exceeds the  
47 annualized costs, no salary actions shall be processed by the  
48 State Personnel Board except for new hires determined to be  
49 essential for the agency.

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

59 No general funds authorized to be expended herein shall be  
60 used to replace federal funds and/or other special funds used for  
61 salaries authorized under the provisions of this act and which are  
62 withdrawn and no longer available.

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

67 **SECTION 4.** It is the intention of the Legislature that the  
68 Department of Archives and History shall maintain complete



69 accounting and personnel records related to the expenditure of all  
70 funds appropriated under this act and that such records shall be  
71 in the same format and level of detail as maintained for Fiscal  
72 Year 2023. It is further the intention of the Legislature that  
73 the agency's budget request for Fiscal Year 2025 shall be  
74 submitted to the Joint Legislative Budget Committee in a format  
75 and level of detail comparable to the format and level of detail  
76 provided during the Fiscal Year 2024 budget request process.

77 **SECTION 5.** It is the intent of the Legislature that the  
78 Mississippi Department of Archives and History shall charge the  
79 maximum amount allowable for services rendered, consistent with  
80 the cost of providing such services. The funds derived from these  
81 charges shall be deposited into a special fund account in the  
82 State Treasury to the credit of the Mississippi Department of  
83 Archives and History.

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

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



93           **SECTION 8.** Of the funds provided under the provisions of  
94 this act, One Hundred Thousand Dollars (\$100,000.00) is provided  
95 for the purpose of capital development and maintenance of Beauvoir  
96 Shrine, the last home of Jefferson Davis, the only President of  
97 the Confederate States of America, subject to approval by the  
98 Department of Archives and History. The expenditure of funds  
99 available in this section shall be subject to prior approval by  
100 the Department of Archives and History.

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

109           **SECTION 10.** In addition to all other sums herein  
110 appropriated, the following sum, or so much thereof as may be  
111 necessary, is appropriated out of any money in the State General  
112 Fund not otherwise appropriated, to the Department of Archives and  
113 History for the purpose of supporting the Statewide Oral History  
114 Project for the fiscal year beginning July 1, 2023, and ending  
115 June 30, 2024.....\$           45,748.00.

116           **SECTION 11.** It is the intention of the Legislature that the  
117 funds herein appropriated shall be expended in compliance with



118 Section 27-104-25, Mississippi Code of 1972, that no state agency  
119 shall incur obligations or indebtedness in excess of their  
120 appropriation and that the responsible officers, either personally  
121 or upon their official bonds, shall be held responsible for  
122 actions contrary to this provision.

123       **SECTION 12.** Of the funds provided in Section 2, Seven  
124 Hundred Fifty Thousand Dollars (\$750,000.00) is provided from  
125 Special Funds in the State Treasury to the credit of the State  
126 Treasury fund created in Section 27-19-56.69(8), Mississippi Code  
127 of 1972, for the purpose of paying the costs of repair and  
128 renovation of the New Capitol, the Old Capitol, the Governor's  
129 Mansion, and the War Memorial Building, in accordance with rules  
130 and regulations of the Department of Finance and Administration in  
131 a manner consistent with the escalation of funds.

132       **SECTION 13.** The following sum, or so much thereof as may be  
133 necessary, is reappropriated out of any money in the General Fund  
134 not otherwise appropriated for the Department of Archives and  
135 History for the purpose of reauthorizing the expenditure of  
136 General Funds as authorized in HB 1599, 2022 Regular Session to  
137 provide for Beauvoir, for the fiscal year beginning July 1, 2023,  
138 and ending June 30, 2024.....\$       100,000.00.

139       Notwithstanding the amount reappropriated under this section,  
140 the amount that may be expended under the authority of this  
141 section, shall not exceed the unexpended balance of the funds  
142 remaining as of June 30, 2023, from the amount authorized for the



143 previous fiscal year. In addition, this reappropriation shall not  
144 change the purpose for which the funds were originally authorized.

145 **SECTION 14.** The following sum, or so much thereof as may be  
146 necessary, is reappropriated out of any money in the Capital  
147 Expense Fund not otherwise appropriated for the Department of  
148 Archives and History for the purpose of reauthorizing the  
149 expenditure of Capital Expense Funds, as authorized in HB 1599,  
150 2022 Regular Session to defray expenses of the Department of  
151 Archives and History for the fiscal year beginning July 1, 2023,  
152 and ending June 30, 2024.....\$ 8,096,270.00.

153 This appropriation is made for the purpose of reauthorizing  
154 the expenditure of funds as allocated herein:

- 155 (a) De la Pointe-Krebs House.....\$ 96,270.00.
- 156 (b) Repair, renovation, and construction  
157 projects undertaken by the Department of  
158 Archives and History.....\$ 8,000,000.00.

159 Notwithstanding the amount reappropriated under this section,  
160 the amount that may be expended under the authority of this  
161 section, shall not exceed the unexpended balance of the funds  
162 remaining as of June 30, 2023, from the amount authorized for the  
163 previous fiscal year. In addition, this reappropriation shall not  
164 change the purpose for which the funds were originally authorized.

165 **SECTION 15.** Of the funds appropriated under the provisions  
166 of Section 2, Ten Million Dollars (\$10,000,000.00), or so much  
167 thereof, shall be derived out of any money in the State Treasury



168 to the credit of the Capital Expense Fund, as created in Section  
169 27-103-303, Mississippi Code of 1972, and allocated in a manner as  
170 determined by the Treasurer's Office. This appropriation is made  
171 for the purpose of providing the funds necessary to authorize the  
172 expenditure of funds for the Vicksburg Military Park Interpretive  
173 Center. As a condition of expending these funds, the Department  
174 shall enter into a memorandum of agreement or similar document  
175 with the U.S. Government National Park Services reflecting a plan  
176 for building an interpretive center and a lease agreement for  
177 lease space therein.

178       **SECTION 16.** Of the funds appropriated under the provisions  
179 of Section 2, Two Million Dollars (\$2,000,000.00), or so much  
180 thereof, shall be derived out of any money in the State Treasury  
181 to the credit of the Capital Expense Fund, as created in Section  
182 27-103-303, Mississippi Code of 1972, and allocated in a manner as  
183 determined by the Treasurer's Office. This appropriation is made  
184 for the purpose of providing the funds necessary to authorize the  
185 expenditure of funds for the Eudora Welty Gardens Project.

186       **SECTION 17.** Of the funds appropriated under the provisions  
187 of Section 2, Two Million Dollars (\$2,000,000.00), or so much  
188 thereof, shall be derived out of any money in the State Treasury  
189 to the credit of the Capital Expense Fund, as created in Section  
190 27-103-303, Mississippi Code of 1972, and allocated in a manner as  
191 determined by the Treasurer's Office. This appropriation is made





192 for the purpose of providing the funds necessary to authorize the  
193 expenditure of funds for Natchez Projects.

194       **SECTION 18.** Of the funds provided in Section 2, the following  
195 sum, or so much thereof as may be necessary, is appropriated out  
196 of any money in the State Treasury to the credit of the  
197 Mississippi Historic Site Preservation Fund, for the purpose of  
198 making grants to nonprofit organizations as in Senate Bill 2834,  
199 2021 Regular Session for the fiscal year beginning July 1, 2023,  
200 and ending June 30, 2024.....\$2,000,000.00.

201       **SECTION 19.** Of the funds provided in Section 2, the  
202 following sum, or so much thereof as may be necessary, is  
203 appropriated out of any money in the State Treasury to the credit  
204 of the Mississippi Community Heritage Preservation Grant Fund, for  
205 the purpose of grant assistance to Historic County Courthouses,  
206 School Buildings and Other Historic Buildings as in Section  
207 39-5-145, Mississippi Code of 1972, for the fiscal year beginning  
208 July 1, 2023, and ending June 30, 2024.....\$ 5,000,000.00.

209       **SECTION 20.** The Mississippi Department of Archives and  
210 History is authorized to accept and expend any grant, donation, or  
211 contribution from any individual, public, or private organization,  
212 or government entity for purposes of defraying the operational  
213 costs of the department. Such grants, donations or contributions  
214 shall be received and expended under the rules and regulations of  
215 the Department of Finance and Administration in a manner



216 consistent with the escalation of federal funds not to exceed One  
217 Million Dollars (\$1,000,000.00).

218         **SECTION 21.** The money herein appropriated shall be paid by  
219 the State Treasurer out of any money in the State Treasury to the  
220 credit of the proper fund or funds as set forth in this act, upon  
221 warrants issued by the State Fiscal Officer; and the State Fiscal  
222 Officer shall issue his warrants upon requisitions signed by the  
223 proper person, officer or officers, in the manner provided by law.

224         **SECTION 22.** This act shall take effect and be in force from  
225 and after July 1, 2023.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

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 2024.

CONFEREES FOR THE HOUSE

CONFEREES FOR THE SENATE

X (SIGNED)  
Read

X (SIGNED)  
Hopson

X (SIGNED)  
Bennett

X (SIGNED)  
Michel

X (SIGNED)  
Ladner

X (SIGNED)  
Norwood

