

REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER AND MADAM PRESIDENT:

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

H. B. No. 1604: Appropriation; Office of Capital Post-Conviction Counsel.

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 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 Office of Capital Post-Conviction
9 Counsel of the State of Mississippi for the fiscal year beginning
10 July 1, 2001, and ending June 30, 2002..... \$ 719,289.00.

11 SECTION 2. With the funds appropriated under the provisions
12 of Section 1, the following positions are authorized:

13 AUTHORIZED POSITIONS:
14 Permanent: Full Time 6
15 Part Time 0
16 Time-Limited: Full Time 0
17

5

Part Time 0

6 Any transfers or escalations shall be made in accordance with the
7 terms, conditions, and procedures established by law.

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10 salaries authorized under the provisions of this act and which are withdrawn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

12 SECTION 3. It is the intention of the Legislature that the Office of
13 Capital Post-Conviction Counsel shall have the authority to accept, budget
14 and expend any source funds not to exceed Two Million Dollars
15 (\$2,000,000.00). Such funds are to be escalated in accordance with
16 procedures for federal fund escalations as established in Section 27-104-21,
17 Mississippi Code of 1972, and expended for the purposes of performing
18 such duties as set forth by law in accordance with applicable rules and
19 regulations of the State Fiscal Officer.

20 SECTION 4. The money herein appropriated shall be paid by the
21 State Treasurer out of any money in the State Treasury to the credit of the
22 proper fund or funds as set forth in this act, upon warrants issued by the
23 State Fiscal Officer; and the State Fiscal Officer shall issue his warrants
24 upon requisitions signed by the proper person, officer or officers, in the
25 manner provided by law.

26 SECTION 5. This act shall take effect and be in force from and after
27 July 1, 2001.

CONFEREES FOR THE HOUSE

CONFEREES FOR THE SENATE

X _____

X _____

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Charlie Capps, Jr.

Jack Gordon

X _____

X _____

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Percy W. Watson

Bennie L. Turner

X _____

X _____

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Warner F. McBride

Neely C. Carlton

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