

By: Representatives Green, McBride, Denny,
Ellzey, Gadd, Nettles, Read, Watson

To: Appropriations

HOUSE BILL NO. 1792
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE STATE SOIL AND WATER CONSERVATION COMMISSION
3 FOR THE FISCAL YEAR 2003.

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 hereby appropriated out of any money in the State
7 General Fund not otherwise appropriated, to the State Soil and
8 Water Conservation Commission for the purpose of defraying the
9 administrative expenses of the commission and carrying out the
10 provisions of Section 69-27-1 et seq., Mississippi Code of 1972,
11 for the fiscal year beginning July 1, 2002, and ending
12 June 30, 2003..... \$ 718,448.00.

13 **SECTION 2.** The following sum, or so much thereof as may be
14 necessary, is hereby appropriated out of any money in the special
15 fund in the State Treasury to the credit of the State Soil and
16 Water Conservation Commission which is comprised of special source
17 funds collected by or otherwise available to the commission, for
18 the purpose of defraying the expenses of the commission for the
19 fiscal year beginning July 1, 2002, and ending June 30, 2003.....
20 \$ 1,608,085.00.

21 **SECTION 3.** Of the funds appropriated under the provisions of
22 Section 1 and Section 2, not more than the amounts set forth below
23 shall be expended for the respective major objects or purposes of
24 expenditure:

25 MAJOR OBJECTS OF EXPENDITURE:

26 Personal Services:

27 Salaries, Wages and Fringe Benefits.. \$ 804,279.00



28	Travel and Subsistence.....	18,000.00
29	Contractual Services.....	270,269.00
30	Commodities.....	71,700.00
31	Capital Outlay:	
32	Other Than Equipment.....	0.00
33	Equipment.....	6,000.00
34	Subsidies, Loans and Grants.....	<u>1,156,285.00</u>
35	Total.....	\$ 2,326,533.00

36 FUNDING:

37	General Funds.....	\$ 718,448.00
38	Special Funds.....	<u>1,608,085.00</u>
39	Total.....	\$ 2,326,533.00

40 AUTHORIZED POSITIONS:

41	Permanent: Full Time.....	16
42	Part Time.....	0
43	Time-Limited: Full Time.....	2
44	Part Time.....	0

45 Funds are provided herein to adjust the Variable Compensation
46 Plan to ensure that all full-time employees receive a pay increase
47 equal to fifty percent (50%) of the realignment component of the
48 Variable Compensation Plan or Six Hundred Dollars (\$600.00),
49 whichever is greater, beginning on January 1, 2003.

50 With the funds herein appropriated, it is the intention of
51 the Legislature that it shall be the agency's responsibility to
52 make certain that funds required to be appropriated for "Personal
53 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
54 funds appropriated for that purpose, unless programs, positions or
55 pay increases are added to the agency's budget by the Mississippi
56 Legislature. Based on data provided by the Legislative Budget
57 Office, the State Personnel Board shall, on July 1, 2002, publish
58 separate annual projection reports, based on July 1, 2002, data,
59 for the period of July 1, 2002, through December 31, 2002, and
60 January 1, 2003, through June 30, 2003, that project the annual



61 cost to fully fund all appropriated positions in compliance with
62 the provisions of this act. It shall be the responsibility of the
63 agency head to ensure that no single personnel action increases
64 this projected cost and/or the Fiscal Year 2003 appropriation for
65 "Personal Services," as annualized on a semiannual basis in
66 accordance with the provisions of this act. If, at the end of any
67 calendar month, the State Personnel Board determines that the
68 agency has taken action(s) which would cause the agency to exceed
69 this projected annual cost or the Fiscal Year 2003 "Personal
70 Services" appropriated level, when annualized in compliance with
71 the provisions of this act, then only those actions which reduce
72 the projected annual cost and/or the appropriation requirement
73 will be processed by the State Personnel Board until such time as
74 the requirements of this provision are met.

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

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

81 **SECTION 4.** The State Soil and Water Conservation Commission
82 is hereby authorized to retain all funds generated from the sale
83 of equipment. Any funds made available from the sale of equipment
84 shall be deposited into the special fund in the State Treasury to
85 the credit of the Soil and Water Conservation Commission and shall
86 be used solely for the purpose of purchasing equipment.

87 **SECTION 5.** The State Soil and Water Conservation Commission
88 is hereby authorized to receive, budget and expend any proceeds
89 derived from the sale of bonds authorized in Section 69-27-331 et
90 seq., Mississippi Code of 1972. All expenditures shall be in
91 accordance with conditions provided in Section 69-27-331 et seq.,
92 Mississippi Code of 1972.



93 **SECTION 6.** It is the intention of the Legislature that the
94 Soil and Water Conservation Commission shall have the authority to
95 escalate its budget and expend funds from any source not to exceed
96 Seven Hundred Fifty Thousand Dollars (\$750,000.00) in accordance
97 with rules and regulations of the Department of Finance and
98 Administration in a manner consistent with the escalation of
99 federal funds.

100 **SECTION 7.** Of the funds appropriated in Section 1, it is the
101 intention of the Legislature that an amount not to exceed
102 Sixty-five Thousand Dollars (\$65,000.00) be used for the purpose
103 of funding a Beaver Control Cost Share program. The Mississippi
104 Soil and Water Conservation Commission shall promulgate rules and
105 regulations for the establishment and operation of the program on
106 a fund matching basis with the county unit of government. Funds
107 not expended or encumbered in a county may be transferred to
108 another county during the fiscal year. Only those funds
109 specifically appropriated for the Beaver Control Cost Share
110 program shall be used in any such program.

111 **SECTION 8.** Of the funds appropriated under the provisions of
112 Section 2, Eight Thousand Four Hundred Seventy-five Dollars
113 (\$8,475.00) shall be derived from the Budget Contingency Fund
114 created in Section 27-103-301, Mississippi Code of 1972.

115 **SECTION 9.** The money herein appropriated shall be paid by
116 the State Treasurer out of any money in the State Treasury to the
117 credit of the proper fund or funds as set forth in this act, upon
118 warrants issued by the State Fiscal Officer; and the State Fiscal
119 Officer shall issue his warrants upon requisitions signed by the
120 proper person, officer or officers, in the manner provided by law.

121 **SECTION 10.** This act shall take effect and be in force from
122 and after July 1, 2002.

