

By: Representatives Flaggs, Bowles,
Frierson, Read, Robinson (63rd), Watson

To: Appropriations

HOUSE BILL NO. 1797
(As Sent to Governor)

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 2003; AND FOR RELATED PURPOSES.

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, for the purpose of
8 defraying the expenses of the Department of Archives and History
9 for the fiscal year beginning July 1, 2002, and ending
10 June 30, 2003..... \$ 5,791,621.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money in the special
13 fund in the State Treasury to the credit of the Department of
14 Archives and History which is comprised of special source funds
15 collected by or otherwise available to the department, for the
16 purpose of defraying the expenses of the department for the fiscal
17 year beginning July 1, 2002, and ending June 30, 2003.....
18 \$ 3,066,394.00.

19 **SECTION 3.** With funds appropriated under the provisions of
20 Sections 1 and 2, the following positions are authorized:

21 AUTHORIZED POSITIONS:

22	Permanent:	Full Time.....	147
23		Part Time.....	28
24	Time-Limited:	Full Time.....	6
25		Part Time.....	5

26 Funds are provided herein to adjust the Variable Compensation
27 Plan to ensure that all full-time employees receive a pay increase



28 equal to fifty percent (50%) of the realignment component of the
29 Variable Compensation Plan or Six Hundred Dollars (\$600.00),
30 whichever is greater, beginning on January 1, 2003.

31 With the funds herein appropriated, it is the intention of
32 the Legislature that it shall be the agency's responsibility to
33 make certain that funds required to be appropriated for "Personal
34 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
35 funds appropriated for that purpose, unless programs, positions or
36 pay increases are added to the agency's budget by the Mississippi
37 Legislature. Based on data provided by the Legislative Budget
38 Office, the State Personnel Board shall, on July 1, 2002, publish
39 separate annual projection reports, based on July 1, 2002, data,
40 for the period of July 1, 2002, through December 31, 2002, and
41 January 1, 2003, through June 30, 2003, that project the annual
42 cost to fully fund all appropriated positions in compliance with
43 the provisions of this act. It shall be the responsibility of the
44 agency head to ensure that no single personnel action increases
45 this projected cost and/or the Fiscal Year 2003 appropriation for
46 "Personal Services," as annualized on a semiannual basis in
47 accordance with the provisions of this act. If, at the end of any
48 calendar month, the State Personnel Board determines that the
49 agency has taken action(s) which would cause the agency to exceed
50 this projected annual cost or the Fiscal Year 2003 "Personal
51 Services" appropriated level, when annualized in compliance with
52 the provisions of this act, then only those actions which reduce
53 the projected annual cost and/or the appropriation requirement
54 will be processed by the State Personnel Board until such time as
55 the requirements of this provision are met.

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

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



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

62 **SECTION 4.** The Mississippi Department of Archives and
63 History is hereby authorized to accept and expend any grant,
64 donation or contribution from any individual, public or private
65 organization, or government entity for purposes of defraying the
66 operational costs of the department. Such grants, donations or
67 contributions shall be received and expended under the rules and
68 regulations of the Department of Finance and Administration in a
69 manner consistent with the escalation of federal funds.

70 **SECTION 5.** It is the intent of the Legislature that the
71 Mississippi Department of Archives and History shall charge the
72 maximum amount allowable for services rendered, consistent with
73 the cost of providing such services. The funds derived from these
74 charges shall be deposited into a special fund account in the
75 State Treasury to the credit of the Mississippi Department of
76 Archives and History.

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

81 **SECTION 7.** In addition to all other sums herein
82 appropriated, the following sum, or so much thereof as may be
83 necessary, is hereby appropriated out of any funds from the Local
84 Government Records Fund in the State Treasury to defray the cost
85 of such program for the fiscal year beginning July 1, 2002, and
86 ending June 30, 2003..... \$ 72,111.00.

87 Of the funds appropriated in this section, not more than the
88 amounts set forth below shall be expended for the respective major
89 objects or purposes of expenditure:

90 MAJOR OBJECTS OF EXPENDITURE:

91 Personal Services:

92 Salaries, Wages and Fringe Benefits.. \$ 62,261.00



93	Travel and Subsistence.....		2,000.00
94	Contractual Services.....		4,000.00
95	Commodities.....		1,500.00
96	Capital Outlay:		
97	Other Than Equipment.....		0.00
98	Equipment.....		2,350.00
99	Subsidies, Loans and Grants.....		<u>0.00</u>
100	Total.....	\$	72,111.00

101 FUNDING:

102	General Funds.....	\$	0.00
103	Special Funds.....		<u>72,111.00</u>
104	Total.....	\$	72,111.00

105 AUTHORIZED POSITIONS:

106 Permanent: Full Time..... 1

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

112 With the funds herein appropriated, it is the intention of
113 the Legislature that it shall be the agency's responsibility to
114 make certain that funds required to be appropriated for "Personal
115 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
116 funds appropriated for that purpose, unless programs, positions or
117 pay increases are added to the agency's budget by the Mississippi
118 Legislature. Based on data provided by the Legislative Budget
119 Office, the State Personnel Board shall, on July 1, 2002, publish
120 separate annual projection reports, based on July 1, 2002, data,
121 for the period of July 1, 2002, through December 31, 2002, and
122 January 1, 2003, through June 30, 2003, that project the annual
123 cost to fully fund all appropriated positions in compliance with
124 the provisions of this act. It shall be the responsibility of the
125 agency head to ensure that no single personnel action increases



126 this projected cost and/or the Fiscal Year 2003 appropriation for
127 "Personal Services," as annualized on a semiannual basis in
128 accordance with the provisions of this act. If, at the end of any
129 calendar month, the State Personnel Board determines that the
130 agency has taken action(s) which would cause the agency to exceed
131 this projected annual cost or the Fiscal Year 2003 "Personal
132 Services" appropriated level, when annualized in compliance with
133 the provisions of this act, then only those actions which reduce
134 the projected annual cost and/or the appropriation requirement
135 will be processed by the State Personnel Board until such time as
136 the requirements of this provision are met.

137 **SECTION 8.** Of the funds provided in Section 2, Six Hundred
138 Thousand Dollars (\$600,000.00) is provided to the Department of
139 Archives and History from the Mississippi Landmark Grant Fund as
140 created in House Bill No. 1082, Regular Session of 1999, to help
141 support the preservation of Mississippi Landmark Properties.

142 **SECTION 9.** In addition to all other sums herein
143 appropriated, the following sum, or so much thereof as may be
144 necessary is hereby appropriated out of the Budget Contingency
145 Fund, as created in Section 27-103-301, Mississippi Code of 1972,
146 to the Department of Archives and History for the purpose of
147 supporting the Statewide Oral History Project for the fiscal year
148 beginning July 1, 2002, and ending June 30, 2003.....
149 \$ 50,000.00.

150 **SECTION 10.** Of the funds appropriated under the provisions
151 of Section 2, Six Hundred Eighteen Thousand Nine Hundred
152 Ninety-Eight Dollars (\$618,998.00) shall be derived from the
153 Budget Contingency Fund created in Section 27-103-301, Mississippi
154 Code of 1972.

155 **SECTION 11.** Of the Two Hundred and Fifty Thousand Dollars
156 (\$250,000.00) appropriated under House Bill No. 1660, Laws of
157 1995, for the purpose of assisting the National Park Service in
158 restoring and repairing the Mississippi Monument at the Vicksburg



159 National Military Park, the Mississippi Department of Archives and
160 History is hereby authorized to utilize the funds remaining from
161 this appropriation for the purpose of defraying the expenses of
162 the Department of Archives and History for the Fiscal Year
163 beginning July 1, 2002, and ending June 30, 2003. It is hereby
164 further provided that the Department of Archives and History may
165 enter into an agreement with the National Park Service to place no
166 more than Twenty Thousand Dollars (\$20,000.00) of the remaining
167 restoration funds in an interest-bearing Maintenance Escrow
168 Account for the perpetual maintenance of the Mississippi Monument
169 at the Vicksburg National Military Park.

170 **SECTION 12.** The money herein appropriated shall be paid by
171 the State Treasurer out of any money in the State Treasury to the
172 credit of the proper fund or funds as set forth in this act, upon
173 warrants issued by the State Fiscal Officer; and the State Fiscal
174 Officer shall issue his warrants upon requisitions signed by the
175 proper person, officer or officers, in the manner provided by law.

176 **SECTION 13.** This act shall take effect and be in force from
177 and after July 1, 2002.

