

By: Senator(s) Gordon, Thames, Huggins,  
Posey, Dearing, Hamilton, Simmons, Walls

To: Appropriations

SENATE BILL NO. 3164

1 AN ACT MAKING AN APPROPRIATION FOR SUPPORT OF THE MISSISSIPPI  
2 BUREAU OF NARCOTICS OF THE MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY  
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, for payment of the  
8 expenses of the Mississippi Bureau of Narcotics of the Mississippi  
9 Department of Public Safety, created by Section 41-29-101 et seq.,  
10 Mississippi Code of 1972, for the fiscal year beginning  
11 July 1, 2002, and ending June 30, 2003..... \$ 9,649,945.00.

12 **SECTION 2.** The following sum, or so much thereof as may be  
13 necessary, is hereby authorized for expenditure out of any money  
14 in the special fund in the State Treasury to the credit of the  
15 Mississippi Bureau of Narcotics of the Mississippi Department of  
16 Public Safety which is comprised of special source funds collected  
17 by or otherwise available to the agency, for the support and  
18 maintenance of the agency for the fiscal year beginning  
19 July 1, 2002, and ending June 30, 2003..... \$ 2,568,825.00.

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

24 MAJOR OBJECTS OF EXPENDITURE:

25 Personal Services:  
26 Salaries, Wages and Fringe Benefits.. \$ 8,689,710.00  
27 Travel and Subsistence..... 207,937.00



28	Contractual Services.....	1,826,243.00
29	Commodities.....	871,830.00
30	Capital Outlay:	
31	Other Than Equipment.....	0.00
32	Equipment.....	580,065.00
33	Subsidies, Loans and Grants.....	<u>42,985.00</u>
34	Total.....	\$ 12,218,770.00

35 FUNDING:

36	General Funds.....	\$ 9,649,945.00
37	Special Funds.....	<u>2,568,825.00</u>
38	Total.....	\$ 12,218,770.00

39 AUTHORIZED POSITIONS:

40	Permanent: Full Time.....	209
41	Part Time.....	2
42	Time-Limited: Full Time.....	0
43	Part Time.....	0

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

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



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

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

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

80 **SECTION 4.** In compliance with the "Mississippi Performance  
81 Budget and Strategic Planning Act of 1994," it is the intent of  
82 the Legislature that the funds provided herein shall be utilized  
83 in the most efficient and effective manner possible to achieve the  
84 intended mission of this agency. Based on the funding authorized,  
85 this agency shall make every effort to attain the targeted  
86 performance measures provided below:

	<u>FY2003</u>
<u>Performance Measures</u>	<u>Target</u>
89 Drug Enforcement	
90 Arrests Made (Persons)	2,600
91 Number of Prosecutions (Actions)	2,300
92 Organizations Disrupted/Dismantled (Actions)	135



93 A reporting of the degree to which the performance targets  
94 set above have been or are being achieved shall be provided in the  
95 agency's budget request submitted to the Joint Legislative Budget  
96 Committee for Fiscal Year 2004.

97 **SECTION 5.** Of the funds appropriated under the provisions of  
98 Section 2, funds are included to defray the costs of clothing for  
99 sworn law enforcement officers in an amount not to exceed One  
100 Thousand Dollars (\$1,000.00) annually per officer.

101 **SECTION 6.** The Director of the Bureau of Narcotics shall  
102 have the authority to transfer any funds between any major objects  
103 of expenditure, including but not limited to Salaries, Wages, and  
104 Fringe Benefits, up to five percent (5%).

105 **SECTION 7.** No funds appropriated herein shall be used for  
106 the purpose of hiring new agents during Fiscal Year 2003; however,  
107 funds may be used to employ Mississippi Highway Patrol officers,  
108 former officers of the Mississippi Bureau of Narcotics or any law  
109 enforcement officer as an agent that has successfully completed  
110 training through a certified law enforcement training academy  
111 prior to July 1, 2002.

112 **SECTION 8.** The money herein appropriated shall be paid by the  
113 State Treasurer out of any money in the State Treasury to the  
114 credit of the proper fund or funds as set forth in this act, upon  
115 warrants issued by the State Fiscal Officer; and the State Fiscal  
116 Officer shall issue his warrants upon requisitions signed by the  
117 proper person, officer or officers, in the manner provided by law.

118 **SECTION 9.** This act shall take effect and be in force from  
119 and after July 1, 2002.

