

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.

