

REPORT OF CONFERENCE COMMITTEE

MADAM PRESIDENT AND MR. SPEAKER:

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

S. B. No. 3183: Appropriation; Office of State Aid Road Construction.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the House recede from its Amendment No. 1.

- 2. That the Senate and House 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 State Aid Road
9 Construction of the Mississippi Department of Transportation, for
10 the fiscal year beginning July 1, 2002, and ending June 30, 2003
11 \$ 19,758,079.00.

12 **SECTION 2.** The following sum, or so much thereof as may be
13 necessary, is hereby appropriated out of any money in the State
14 Treasury to the credit of the Office of State Aid Road
15 Construction Fund, for the purpose of defraying the expenses of
16 the Office of State Aid Road Construction of the Mississippi
17 Department of Transportation for the fiscal year beginning
18 July 1, 2002, and ending June 30, 2003..... \$ 139,895,262.00.

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

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

25 Salaries, Wages and Fringe Benefits.. \$ 2,336,916.00
26 Travel and Subsistence..... 46,590.00

27	Contractual Services.....	209,335.00
28	Commodities.....	60,500.00
29	Capital Outlay:	
30	Other Than Equipment.....	0.00
31	Equipment.....	0.00
32	Subsidies, Loans and Grants.....	<u>157,000,000.00</u>
33	Total.....	\$ 159,653,341.00

34 FUNDING:

35	General Funds.....	\$ 19,758,079.00
36	Special Funds.....	<u>139,895,262.00</u>
37	Total.....	\$ 159,653,341.00

38 AUTHORIZED POSITIONS:

39	Permanent:	Full Time	44
40		Part Time	2
41	Time-Limited:	Full Time	0
42		Part Time	0

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

48 Funds are provided herein to adjust the Variable Compensation
49 Plan to ensure that all the Office of State Aid Road Construction
50 of the Mississippi Department of Transportation agency-specific
51 engineers shall receive, beginning on July 1, 2002, a pay increase
52 of Ten Thousand Dollars (\$10,000.00). These agency specific
53 engineers are DOT-Engineer Administrator-Assistant, DOT-Engineer
54 Division Administrator, and DOT-Engineer IV. Employees eligible
55 for this pay increase shall receive this increase in lieu of the
56 increase to be awarded to other state employees beginning on
57 January 1, 2003. The salary ranges of these agency specific
58 positions shall be adjusted to incorporate this realignment.

59 With the funds herein appropriated, it is the intention of
60 the Legislature that it shall be the agency's responsibility to
61 make certain that funds required to be appropriated for "Personal
62 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003

63 funds appropriated for that purpose, unless programs, positions or
64 pay increases are added to the agency's budget by the Mississippi
65 Legislature. Based on data provided by the Legislative Budget
66 Office, the State Personnel Board shall, on July 1, 2002, publish
67 separate annual projection reports, based on July 1, 2002 data,
68 for the period of July 1, 2002 through December 31, 2002, and
69 January 1, 2003 through June 30, 2003, that project the annual
70 cost to fully fund all appropriated positions in compliance with
71 the provisions of this act. It shall be the responsibility of the
72 agency head to ensure that no single personnel action increases
73 this projected cost and/or the Fiscal Year 2003 appropriation for
74 "Personal Services," as annualized on a semi-annual basis in
75 accordance with the provisions of this act. If, at the end of any
76 calendar month, the State Personnel Board determines that the
77 agency has taken action(s) which would cause the agency to exceed
78 this projected annual cost or the Fiscal Year 2003 "Personal
79 Services" appropriated level, when annualized in compliance with
80 the provisions of this act, then only those actions which reduce
81 the projected annual cost and/or the appropriation requirement
82 will be processed by the State Personnel Board until such time as
83 the requirements of this provision are met.

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

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

90 **SECTION 4.** Of the funds appropriated under the provisions of
91 Section 2, Two Hundred Forty-one Thousand Nine Hundred Twenty-one
92 Dollars (\$241,921.00) shall be derived from the Budget Contingency
93 Fund created in Section 27-103-301, Mississippi Code of 1972.

94 **SECTION 5.** Of the funds appropriated under the provisions of
95 Sections 1 and 2, funds in the amount of Twenty Million Dollars
96 (\$20,000,000.00) shall be deposited into the Local System Bridge
97 Replacement and Rehabilitation Fund for the purpose of assisting
98 counties and municipalities in the replacement and rehabilitation

99 of certain bridges located on local road systems in the counties
100 and in municipalities within the counties.

101 **SECTION 6.** The money herein appropriated shall be paid by
102 the State Treasurer out of any money in the State Treasury to the
103 credit of the proper fund or funds as set forth in this act, upon
104 warrants issued by the State Fiscal Officer; and the State Fiscal
105 Officer shall issue his warrants upon requisitions signed by the
106 proper person, officer or officers in the manner provided by law.

107 **SECTION 7.** This act shall take effect and be in force from
108 and after July 1, 2002.

CONFEREES FOR THE SENATE

X _____

Jack Gordon

X _____

Billy Thames

X _____

John White

CONFEREES FOR THE HOUSE

X _____

Charlie Capps, Jr.

X _____

John Read

X _____

Mike Eakes