

To: Appropriations

1 AN ACT TO AMEND SECTIONS 1 AND 3 OF CHAPTER 135, LAWS OF 2002
2 (SENATE BILL NO. 3163), TO REVISE THE AMOUNT OF FUNDS APPROPRIATED
3 FOR THE SUPPORT AND MAINTENANCE OF THE MISSISSIPPI DEPARTMENT OF
4 CORRECTIONS WHICH ARE USED TO FUND PRISONS OPERATED BY PRIVATE
5 COMPANIES, FOR FISCAL YEAR 2003; AND FOR RELATED PURPOSES.

7 **SECTION 1.** Section 1 of Chapter 135, Laws of 2002 (Senate
8 Bill No. 3163), is amended to read as follows:

15 **SECTION 2.** Section 3 of Chapter 135, Laws of 2002 (Senate
16 Bill No. 3163), is amended to read as follows:

21 SUPPORT

23 Personal Services:

25	Travel and Subsistence.....	492,934.00
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27	Commodities.....	9,875,365.00
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28 Capital Outlay:

29	Other Than Equipment.....	204,578.00
30	Equipment.....	615,972.00
31	Subsidies, Loans and Grants.....	<u>97,320.00</u>
32	Total.....	\$ 146,560,818.00

33	FUNDING:	
34	General Funds.....	\$ 136,340,700.00
35	Special Funds.....	<u>10,220,118.00</u>
36	Total.....	\$ 146,560,818.00

37	AUTHORIZED POSITIONS:	
38	Permanent: Full Time.....	3,871
39	Part Time.....	35
40	Time-Limited: Full Time.....	116
41	Part Time.....	0

42	MEDICAL SERVICES	
43	FUNDING:	
44	General Funds.....	\$ 22,466,178.00
45	Special Funds.....	<u>275,079.00</u>
46	Total.....	\$ 22,741,257.00

47	AUTHORIZED POSITIONS:	
48	Permanent: Full Time.....	0
49	Part Time.....	0
50	Time-Limited: Full Time.....	0
51	Part Time.....	0

52 However, none of the funds allocated to Medical Services
53 under this section shall be expended after July 31, 2003, unless
54 based upon a competitive bid process to provide medical care and
55 pharmaceuticals to state inmates through a contractual arrangement
56 with not less than a ten percent (10%) savings below the
57 Department of Corrections Fiscal Year 2002 costs for providing
58 health care to state inmates. Not later than June 15, 2002, the
59 Department of Corrections shall inform the Chairmen of the House
60 Penitentiary Committee, the Senate Corrections Committee, and two
61 (2) members from the Appropriations Committees of the House of

62 Representatives and Senate to be selected by the Chairmen of the
63 Appropriations Committees of each respective house of the feasible
64 options to provide health care to state inmates.

65 PAROLE BOARD

66 MAJOR OBJECTS OF EXPENDITURE:

67 Personal Services:

68	Salaries, Wages and Fringe Benefits....	\$	372,562.00
69	Travel and Subsistence.....		25,000.00
70	Contractual Services.....		90,398.00
71	Commodities.....		20,800.00

72 Capital Outlay:

73	Other Than Equipment.....		0.00
74	Equipment.....		2,700.00
75	Subsidies, Loans and Grants.....		0.00
76	Total.....	\$	511,460.00

77 FUNDING:

78	General Funds.....	\$	511,460.00
79	Special Funds.....		0.00
80	Total.....	\$	511,460.00

81 AUTHORIZED POSITIONS:

82	Permanent: Full Time.....	8
83	Part Time.....	0
84	Time-Limited: Full Time.....	0
85	Part Time.....	0

86 FARMING OPERATIONS

87 MAJOR OBJECTS OF EXPENDITURE:

88 Personal Services:

89	Salaries, Wages and Fringe Benefits....	\$	701,992.00
90	Travel and Subsistence.....		5,100.00
91	Contractual Services.....		557,350.00
92	Commodities.....		2,144,076.00

93 Capital Outlay:

94	Other Than Equipment.....		730,848.00
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95	Equipment	248,733.00
96	Subsidies, Loans and Grants	<u>33,000.00</u>
97	Total	\$ 4,421,099.00
98	FUNDING:	
99	General Funds	\$ 0.00
100	Special Funds	<u>4,421,099.00</u>
101	Total	\$ 4,421,099.00
102	AUTHORIZED POSITIONS:	
103	Permanent: Full Time	17
104	Part Time	0
105	Time-Limited: Full Time	0
106	Part Time	0
107	PRIVATE PRISONS	
108	FUNDING:	
109	General Funds	\$ <u>48,717,913.00</u>
110	Special Funds	<u>0.00</u>
111	Total	\$ <u>48,717,913.00</u>
112	AUTHORIZED POSITIONS:	
113	Permanent: Full Time	0
114	Part Time	0
115	Time-Limited: Full Time	0
116	Part Time	0
117	REGIONAL FACILITIES	
118	FUNDING:	
119	General Funds	\$ 19,689,277.00
120	Special Funds	<u>1,540,121.00</u>
121	Total	\$ 21,229,398.00
122	AUTHORIZED POSITIONS:	
123	Permanent: Full Time	0
124	Part Time	0
125	Time-Limited: Full Time	0
126	Part Time	0



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

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

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



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

163 **SECTION 3.** This act shall take effect and be in force from
164 and after its passage.

