

By: Senator(s) Gordon, Thames, Gollott,
Carlton, Farris, Frazier, Harden, Jackson,
Walden

To: Appropriations

SENATE BILL NO. 2956
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS FOR THE
2 SUPPORT OF THE STATE DEPARTMENT OF BANKING AND CONSUMER FINANCE
3 FOR FISCAL YEAR 2004.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** The following sum of money, or so much thereof as
6 may be necessary, is hereby appropriated out of any money in the
7 State Treasury to the credit of the State Department of Banking
8 and Consumer Finance, for the support of the State Department of
9 Banking and Consumer Finance, for the fiscal year beginning
10 July 1, 2003, and ending June 30, 2004.....
11 \$ 4,819,747.00.

12 **SECTION 2.** Of the funds appropriated under the provisions of
13 Section 1, not more than the amounts set forth below shall be
14 expended for the respective major objects or purposes of
15 expenditure:

16 MAJOR OBJECTS OF EXPENDITURE:

17 Personal Services:

18 Salaries, Wages and Fringe Benefits.. \$ 2,988,037.00
19 Travel and Subsistence..... 877,000.00
20 Contractual Services..... 681,460.00
21 Commodities..... 50,700.00

22 Capital Outlay:

23 Other Than Equipment..... 0.00
24 Equipment..... 222,550.00
25 Subsidies, Loans and Grants..... 0.00
26 Total..... \$ 4,819,747.00

27 AUTHORIZED POSITIONS:



28	Permanent:	Full Time.....	58
29		Part Time.....	0
30	Time-Limited:	Full Time.....	0
31		Part Time.....	0

32 With the funds herein appropriated, it is the intention of
33 the Legislature that it shall be the agency's responsibility to
34 make certain that funds required to be appropriated for "Personal
35 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004
36 funds appropriated for that purpose, unless programs or positions
37 are added to the agency's Fiscal Year 2005 budget by the
38 Mississippi Legislature. Based on data provided by the
39 Legislative Budget Office, the State Personnel Board shall
40 determine and publish the projected annual cost to fully fund all
41 appropriated positions in compliance with the provisions of this
42 act. It shall be the responsibility of the agency head to insure
43 that no single personnel action increases this projected annual
44 cost and/or the Fiscal Year 2004 appropriation for "Personal
45 Services" when annualized. If, at the end of any calendar month,
46 the State Personnel Board determines that the agency has taken
47 action(s) which would cause the agency to exceed this projected
48 annual cost or the Fiscal Year 2004 "Personal Services"
49 appropriated level, when annualized, then only those actions which
50 reduce the projected annual cost and/or the appropriation
51 requirement will be processed by the State Personnel Board until
52 such time as the requirements of this provision are met.

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

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

59 **SECTION 3.** Of the funds appropriated under the provisions of
60 Section 1 and allocated in Section 2, funds in the amount of One



61 Hundred Fifty-two Thousand Seven Hundred Fifty Dollars
62 (\$152,750.00) and three (3) full-time positions are provided to
63 carry out the provisions of House Bill No. 1414, Regular Session
64 of 2003, or Senate Bill No. 2414, Regular Session of 2003. In the
65 event that House Bill No. 1414, Regular Session of 2003, or Senate
66 Bill No. 2414, Regular Session of 2003, is not enacted into law,
67 it is the intention of the Legislature that the Department of
68 Banking and Consumer Finance shall not expend One Hundred Fifty-
69 two Thousand Seven Hundred Fifty Dollars (\$152,750.00) of the
70 funds appropriated under the provisions of Section 1, nor shall
71 the department fill more than fifty-five (55) of the full-time
72 positions authorized in Section 2 of this act.

73 **SECTION 4.** Of the funds provided under the provisions of
74 this act, Seventy-six Thousand Four Hundred Seventy-eight Dollars
75 (\$76,478.00) may be used to reallocate or reclassify existing
76 positions of this agency.

77 **SECTION 5.** The money herein appropriated shall be paid by
78 the State Treasurer out of any money in the State Treasury to the
79 credit of the proper fund or funds as set forth in this act, upon
80 warrants issued by the State Fiscal Officer; and the State Fiscal
81 Officer shall issue his warrants upon requisitions signed by the
82 proper person, officer or officers in the manner provided by law.

83 **SECTION 6.** This act shall take effect and be in force from
84 and after July 1, 2003.

