

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. 2968: 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:

6 **SECTION 1.** The following sum, or so much thereof as may be
7 necessary, is hereby appropriated out of any money in the State
8 Treasury to the credit of the Office of State Aid Road
9 Construction Fund, for the purpose of defraying the expenses of
10 the Office of State Aid Road Construction of the Mississippi
11 Department of Transportation for the fiscal year beginning
12 July 1, 2003, and ending June 30, 2004..... \$ 142,771,128.00.

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

17 **MAJOR OBJECTS OF EXPENDITURE:**

18 Personal Services:

Salaries, Wages and Fringe Benefits..	\$ 2,301,570.00
Travel and Subsistence.....	34,982.00
Contractual Services.....	286,069.00
Commodities.....	60,500.00

23 Capital Outlay:

Other Than Equipment.....	0.00
Equipment.....	88,007.00
Subsidies, Loans and Grants.....	<u>140,000,000.00</u>
Total.....	\$ 142,771,128.00

28 FUNDING:

29	General Funds.....	\$	0.00
30	Special Funds.....		<u>142,771,128.00</u>
31	Total.....	\$	142,771,128.00

32 AUTHORIZED POSITIONS:

33	Permanent:	Full Time	42
34		Part Time	2
35	Time-Limited:	Full Time	0
36		Part Time	0

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

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

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

64 **SECTION 3.** In addition to all other sums herein
65 appropriated, the following sum, or so much thereof as may be
66 necessary is appropriated out of any funds in the State Treasury
67 to the credit of the Office of State Aid Road Construction, which
68 is comprised of special funds to the office, for the purpose of
69 replacement of structurally deficient bridges on the state's
70 county roads for the period beginning upon passage and through
71 June 30, 2004..... \$ 35,000,000.00.

72 **SECTION 4.** The money herein appropriated shall be paid by
73 the State Treasurer out of any money in the State Treasury to the
74 credit of the proper fund or funds as set forth in this act, upon
75 warrants issued by the State Fiscal Officer; and the State Fiscal
76 Officer shall issue his warrants upon requisitions signed by the
77 proper person, officer or officers in the manner provided by law.

78 **SECTION 5.** This act shall take effect and be in force from
79 and after July 1, 2003, with the exception of Section 3 which
80 shall take effect and be in force from and after its passage.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND
2 MAINTENANCE OF THE OFFICE OF STATE AID ROAD CONSTRUCTION OF THE
3 MISSISSIPPI DEPARTMENT OF TRANSPORTATION FOR FISCAL YEARS 2003 AND
4 2004.

CONFEREES FOR THE SENATE

X _____
Jack Gordon

X _____
Tommy A. Gollott

X _____
Hillman Terome Frazier

CONFEREES FOR THE HOUSE

X _____
Charlie Capps, Jr.

X _____
John Read

X _____
Mike Eakes