

By: Senator(s) Gordon

To: Appropriations

SENATE BILL NO. 2535

1 AN ACT TO AMEND CHAPTER 62, (HOUSE BILL NO. 1540), LAWS OF
2 2003, BY REDUCING THE APPROPRIATION TO THE MISSISSIPPI DEPARTMENT
3 OF ARCHIVES AND HISTORY FROM THE BUDGET CONTINGENCY FUND, FOR
4 FISCAL YEAR 2003; AND FOR RELATED PURPOSES.

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

6 SECTION 1. Chapter 62, (House Bill No. 1540), Laws of 2003,
7 is amended to read as follows:

8 Section 1. The following sum, or so much thereof as may be
9 necessary, is hereby appropriated out of any money in the State
10 General Fund not otherwise appropriated, for the purpose of
11 defraying the expenses of the Department of Archives and History
12 for the fiscal year beginning July 1, 2003, and ending
13 June 30, 2004..... \$ 8,503,195.00.

14 Section 2. The following sum, or so much thereof as may be
15 necessary, is hereby appropriated out of any money in the special
16 fund in the State Treasury to the credit of the Department of
17 Archives and History which is comprised of special source funds
18 collected by or otherwise available to the department, for the
19 purpose of defraying the expenses of the department for the fiscal
20 year beginning July 1, 2003, and ending June 30, 2004.....
21 ..... \$ 2,774,413.00.

22 Section 3. With funds appropriated under the provisions of
23 Sections 1 and 2, the following positions are authorized:

24 AUTHORIZED POSITIONS:
25 Permanent: Full Time..... 142
26 Part Time..... 26
27 Time-Limited: Full Time..... 1
28 Part Time..... 0

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

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

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

56           Section 4. The Mississippi Department of Archives and  
57 History is hereby authorized to accept and expend any grant,  
58 donation or contribution from any individual, public or private  
59 organization, or government entity for purposes of defraying the  
60 operational costs of the department. Such grants, donations or  
61 contributions shall be received and expended under the rules and

62 regulations of the Department of Finance and Administration in a  
63 manner consistent with the escalation of federal funds.

64 Section 5. It is the intent of the Legislature that the  
65 Mississippi Department of Archives and History shall charge the  
66 maximum amount allowable for services rendered, consistent with  
67 the cost of providing such services. The funds derived from these  
68 charges shall be deposited into a special fund account in the  
69 State Treasury to the credit of the Mississippi Department of  
70 Archives and History.

71 Section 6. It is the intent of the Legislature that no part  
72 of the funds herein appropriated shall be required to be used for  
73 the payment of rent for the museum and public space in the State  
74 Historical Museum, Old Capitol Restoration.

75 Section 7. In addition to all other sums herein  
76 appropriated, the following sum, or so much thereof as may be  
77 necessary, is hereby appropriated out of any funds from the Local  
78 Government Records Fund in the State Treasury to defray the cost  
79 of such program for the fiscal year beginning July 1, 2003, and  
80 ending June 30, 2004..... \$ 74,899.00.

81 Of the funds appropriated in this section, not more than the  
82 amounts set forth below shall be expended for the respective major  
83 objects or purposes of expenditure:

84 MAJOR OBJECTS OF EXPENDITURE:

85 Personal Services:

|    |                                       |    |           |
|----|---------------------------------------|----|-----------|
| 86 | Salaries, Wages and Fringe Benefits.. | \$ | 65,049.00 |
| 87 | Travel and Subsistence.....           |    | 2,000.00  |
| 88 | Contractual Services.....             |    | 4,000.00  |
| 89 | Commodities.....                      |    | 1,500.00  |
| 90 | Capital Outlay:                       |    |           |
| 91 | Other Than Equipment.....             |    | 0.00      |
| 92 | Equipment.....                        |    | 2,350.00  |
| 93 | Subsidies, Loans and Grants.....      |    | 0.00      |
| 94 | Total.....                            | \$ | 74,899.00 |

|    |                    |                  |
|----|--------------------|------------------|
| 95 | FUNDING:           |                  |
| 96 | General Funds..... | \$ 0.00          |
| 97 | Special Funds..... | <u>74,899.00</u> |
| 98 | Total.....         | \$ 74,899.00     |

99 AUTHORIZED POSITIONS:

100 Permanent: Full Time..... 1

101 With the funds herein appropriated, it is the intention of  
102 the Legislature that it shall be the agency's responsibility to  
103 make certain that funds required to be appropriated for "Personal  
104 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004  
105 funds appropriated for that purpose, unless programs or positions  
106 are added to the agency's Fiscal Year 2005 budget by the  
107 Mississippi Legislature. Based on data provided by the  
108 Legislative Budget Office, the State Personnel Board shall  
109 determine and publish the projected annual cost to fully fund all  
110 appropriated positions in compliance with the provisions of this  
111 act. It shall be the responsibility of the agency head to insure  
112 that no single personnel action increases this projected annual  
113 cost and/or the Fiscal Year 2004 appropriation for "Personal  
114 Services" when annualized. If, at the end of any calendar month,  
115 the State Personnel Board determines that the agency has taken  
116 action(s) which would cause the agency to exceed this projected  
117 annual cost or the Fiscal Year 2004 "Personal Services"  
118 appropriated level, when annualized, then only those actions which  
119 reduce the projected annual cost and/or the appropriation  
120 requirement will be processed by the State Personnel Board until  
121 such time as the requirements of this provision are met.

122 Section 8. Of the funds provided in Section 2, One Million  
123 Dollars (\$1,000,000.00) is provided to the Department of Archives  
124 and History from the Mississippi Landmark Grant Fund as created in  
125 House Bill No. 1082, Regular Session of 1999, to help support the  
126 preservation of Mississippi Landmark Properties.

127 Section 9. It is the intention of the Legislature that the  
128 Department of Archives and History is hereby authorized to accept,  
129 budget and expend funds, not to exceed Five Hundred Thousand  
130 Dollars (\$500,000.00), from special funds in the State Treasury to  
131 the credit of the New Capitol Repair and Renovation Fund created  
132 in Section 27-19-56.69 (8), Mississippi Code of 1972, for the  
133 purpose of paying the costs of repair and renovation of the New  
134 Capitol, in accordance with rules and regulations of the  
135 Department of Finance and Administration in a manner consistent  
136 with the escalation of federal funds.

137 Section 10. Of the funds provided under the provisions of  
138 this act, One Hundred Ten Thousand Dollars (\$110,000.00) is  
139 provided for the purpose of developing, maintaining and operating  
140 Beauvoir Shrine, the last home of Jefferson Davis, the only  
141 President of the Confederate States of America.

142 Section 11. [Deleted]

143 Section 12. In addition to all other sums herein  
144 appropriated, the following sum, or so much thereof as may be  
145 necessary, is hereby appropriated out of the Budget Contingency  
146 Fund, as created in Section 27-103-301, Mississippi Code of 1972,  
147 to the Department of Archives and History for the purpose of  
148 supporting the Statewide Oral History Project for the fiscal year  
149 beginning July 1, 2003, and ending June 30, 2004.....  
150 ..... \$ 50,000.00.

151 Section 13. The money herein appropriated shall be paid by  
152 the State Treasurer out of any money in the State Treasury to the  
153 credit of the proper fund or funds as set forth in this act, upon  
154 warrants issued by the State Fiscal Officer; and the State Fiscal  
155 Officer shall issue his warrants upon requisitions signed by the  
156 proper person, officer or officers, in the manner provided by law.

157 **SECTION 2.** This act shall take effect and be in force from  
158 and after its passage.