

27	Contractual Services	2,778,108.00
28	Commodities	298,150.00
29	Capital Outlay:	
30	Other Than Equipment	0.00
31	Equipment	235,000.00
32	Subsidies, Loans and Grants.....	<u>4,197,389.00</u>
33	Total.....	\$ 24,136,762.00

34 FUNDING:

35	General Funds	\$ 5,827,857.00
36	Special Funds	<u>18,308,905.00</u>
37	Total.....	\$ 24,136,762.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time	121
40	Part Time	0
41	Time-Limited: Full Time	161
42	Part Time	0

43 With the funds herein appropriated, it is the intention of
44 the Legislature that it shall be the agency's responsibility to
45 make certain that funds required to be appropriated for "Personal
46 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
47 funds appropriated for that purpose, unless programs or positions
48 are added to the agency's Fiscal Year 2007 budget by the
49 Mississippi Legislature. Based on data provided by the
50 Legislative Budget Office, the State Personnel Board shall
51 determine and publish the projected annual cost to fully fund all
52 appropriated positions in compliance with the provisions of this
53 act. It shall be the responsibility of the agency head to insure
54 that no single personnel action increases this projected annual
55 cost and/or the Fiscal Year 2006 appropriation for "Personal
56 Services" when annualized, with the exception of escalated funds.
57 If, at the time the agency takes any action to change "Personal
58 Services," the State Personnel Board determines that the agency

59 has taken an action which would cause the agency to exceed this
60 projected annual cost or the Fiscal Year 2006 "Personal Services"
61 appropriated level, when annualized, then only those actions which
62 reduce the projected annual cost and/or the appropriation
63 requirement will be processed by the State Personnel Board until
64 such time as the requirements of this provision are met.

65 Any transfers or escalations shall be made in accordance with
66 the terms, conditions and procedures established by law or
67 allowable under the terms set forth within this act. The State
68 Personnel Board shall not escalate positions without written
69 approval from the Department of Finance and Administration. The
70 Department of Finance and Administration shall not provide written
71 approval to escalate any funds for salaries and/or positions
72 without proof of availability of new or additional funds above the
73 appropriated level.

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

78 The agency shall not take any action to promote or otherwise
79 award salary increases through reallocation, reclassification,
80 realignment, education benchmark, career ladder, or any other
81 means to increase salaries of employees or positions, except for
82 the award of teacher pay increases.

83 **SECTION 4.** It is the intention of the Legislature that the
84 Office of the Attorney General shall maintain complete accounting
85 and personnel records related to the expenditure of all funds
86 appropriated under this act and that such records shall be in the
87 same format and level of detail as maintained for Fiscal Year
88 2005. It is further the intention of the Legislature that the
89 agency's budget request for Fiscal Year 2007 shall be submitted to
90 the Joint Legislative Budget Committee in a format and level of

91 detail comparable to the format and level of detail provided
92 during the Fiscal Year 2006 budget request process.

93 **SECTION 5.** In compliance with the "Mississippi Performance
94 Budget and Strategic Planning Act of 1994," it is the intent of
95 the Legislature that the funds provided herein shall be utilized
96 in the most efficient and effective manner possible to achieve the
97 intended mission of this agency. Based on the funding authorized,
98 this agency shall make every effort to attain the targeted
99 performance measures provided below:

	FY2006
<u>Performance Measures</u>	<u>Target</u>
Support Services	
Cost of Support Services as Percentage of Budget (percent)	6.18
DFA Error Exception Slips per Month (Items)	36
Training	
Approval on Prosecutors Training (percent)	95
Litigation	
Minimum Affirmations of Criminal Convictions (percent)	85
Minimum Affirmations of Death Penalty Appeals (percent)	60
Minimum Denial of Relief in Federal Habeas Corpus (percent)	90
Minimum Positive Results of Civil Cases (percent)	70
Minimum Positive Results of Section 1983 Cases (percent)	80
Opinions	
Assigned to Attorneys in 3 Days or Less (percent)	100
Opinions Completed in 30 Days or Less (percent)	75
Good & Excellent Ratings for Training (percent)	85
State Agency Contracts	

123	Good & Excellent Ratings for Legal	
124	Services (percent)	80
125	Insurance Integrity Enforcement	
126	Minimum Positive Results of Workers'	
127	Compensation Cases (percent)	80
128	Minimum Positive Results of Insurance	
129	Cases (percent)	80
130	Other Mandated Programs	
131	Medicaid Fraud Convictions vs Dispositions(percent)	80
132	Medicaid Abuse Convictions vs Dispositions(percent)	80
133	Minimum Defendants Convicted After	
134	Indictments (percent)	90
135	Response to Consumer Complaints (Days)	7
136	Minimum Positive Results of Consumer	
137	Cases (percent)	75
138	Crime Victims Compensation	
139	Claims Received (Claims)	925
140	Average Compensation Award (\$)	4,200
141	Claims Processed in 12 weeks or less (%)	70
142	A reporting of the degree to which the performance targets	
143	set above have been or are being achieved shall be provided in the	
144	agency's budget request submitted to the Joint Legislative Budget	
145	Committee for Fiscal Year 2007.	

146 **SECTION 6.** Of the funds appropriated under the provisions of
147 Section 2, funds included therein which are derived from penalties
148 and/or other funds collected by the Medicaid Fraud Control Unit
149 shall be available for the purpose of providing the state match
150 for federal funds available for the support of the unit, or for
151 other lawful purposes as deemed appropriate by the Attorney
152 General. Further, it is the intent of the Legislature that any
153 penalties and/or other funds collected and/or expended shall be

154 accounted for separately as to source and/or application of such
155 funds.

156 **SECTION 7.** It is the intention of the Legislature that the
157 Attorney General's Office charge legal fees to all agencies where
158 such legal services are provided. The Attorney General's Office
159 may contract these fees on a contract rate or an hourly rate,
160 whichever is more appropriate. Contracts with the Attorney
161 General's Office for legal services or reimbursement for hourly
162 legal services shall not require the approval of the State
163 Personnel Board. The Attorney General's Office is further
164 authorized to escalate the amount of any of its major objects of
165 expenditure in an amount not to exceed Seven Hundred Fifty
166 Thousand Dollars (\$750,000.00) above any amounts herein
167 authorized, and to increase the number of authorized positions in
168 order to provide the required legal services for such state
169 agencies.

170 **SECTION 8.** Of the funds appropriated under the provisions of
171 Section 2, the amount of Seven Hundred Fifty Thousand Dollars
172 (\$750,000.00), or so much thereof as may be necessary, shall be
173 made available for expenditure by the Prosecutors Training
174 Division.

175 **SECTION 9.** It is the intention of the Legislature that the
176 Attorney General's Office shall have the authority to accept,
177 budget and expend any source funds not to exceed Seven Hundred
178 Fifty Thousand Dollars (\$750,000.00), that become available to the
179 office to carry out the provisions of those funds in a manner
180 consistent with the rules and regulations of the Department of
181 Finance and Administration. None of the funds authorized in this
182 section shall be used to increase the major object of expenditure
183 "Salaries, Wages and Fringe Benefits."

184 **SECTION 10.** No part of the money herein appropriated shall
185 be used, either directly or indirectly, for the purpose of paying

186 any clerk, stenographer, assistant, deputy or other person who may
187 be related by blood or marriage within the third degree, computed
188 by the rules of civil law, to the official employing or having the
189 right of employment or selection thereof; and in the event of any
190 such payment, then the official or person approving and making or
191 receiving such payment shall be jointly and severally liable to
192 return to the State of Mississippi and to pay into the State
193 Treasury three (3) times any such amount so paid or received;
194 however, when the relationship is by affinity and the person
195 through whom the relationship was established is dead, this
196 provision shall not apply.

197 **SECTION 11.** None of the funds appropriated by this act shall
198 be expended for any purpose that is not actually required or
199 necessary for performing any of the powers or duties of the Office
200 of the Attorney General that are authorized by the Mississippi
201 Constitution of 1890, state or federal law, or rules or
202 regulations that implement state or federal law.

203 **SECTION 12.** The following sum, or so much thereof as may be
204 necessary, is hereby appropriated out of any money in the State
205 Treasury to the credit of the Mississippi Commission on the Status
206 of Women for the purpose of defraying the expenses of the
207 commission for the fiscal year beginning July 1, 2005 and through
208 June 30, 2006.....\$ 100,000.00.

209 This appropriation is made for the purpose of providing funds
210 to defray the expenses of the Mississippi Commission on the Status
211 of Women as established pursuant to Sections 43-59-1 through
212 43-59-14, Mississippi Code of 1972.

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

217 MAJOR OBJECTS OF EXPENDITURE:

218	Personal Services:		
219	Salaries, Wages and Fringe Benefits .. \$		0.00
220	Travel and Subsistence.....		25,000.00
221	Contractual Services		55,000.00
222	Commodities.....		20,000.00
223	Capital Outlay:		
224	Other Than Equipment		0.00
225	Equipment		0.00
226	Subsidies, Loans and Grants.....		<u>0.00</u>
227	Total..... \$		100,000.00

228 FUNDING:

229	General Funds	\$	0.00
230	Special Funds		<u>100,000.00</u>
231	Total..... \$		100,000.00

232 AUTHORIZED POSITIONS:

233	Permanent: Full Time	0
234	Part Time	0
235	Time-Limited: Full Time	0
236	Part Time	0

237 **SECTION 14.** It is the intention of the Legislature that the
238 Attorney General's Office shall have the authority to accept,
239 budget and expend any source funds not to exceed Four Million Five
240 Hundred Thousand Dollars (\$4,500,000.00) that become available to
241 the office for programs that serve unmet needs of "at risk" youth
242 in the state, including, but not being limited to, Boys and Girls
243 Clubs, Big Brothers Big Sisters of America, Communities in Schools
244 and the State Coalition of Young Men's Christian Association
245 (YMCA), and to carry out the provisions of those funds in a manner
246 consistent with the rules and regulations of the Department of
247 Finance and Administration. Of the funds authorized in this
248 section, not more than Two Million Five Hundred Thousand Dollars
249 (\$2,500,000.00) shall be allocated among Boys and Girls Clubs, Big

250 Brothers Big Sisters of America, and Communities in Schools, and
251 not more than Two Million Dollars (\$2,000,000.00) shall be
252 allocated to the State Coalition of Young Men's Christian
253 Association (YMCA). The Attorney General's Office is further
254 authorized to escalate an amount not to exceed Four Million Five
255 Hundred Thousand Dollars (\$4,500,000.00) for such purposes of this
256 section.

257 **SECTION 15.** Of the funds appropriated under the provisions
258 of Section 2, One Million Five Hundred Thousand Dollars
259 (\$1,500,000.00) shall be derived from the Budget Contingency Fund
260 created in Section 27-103-301, Mississippi Code of 1972, for the
261 purpose of defraying the expenses of the Office of the Attorney
262 General.

263 **SECTION 16.** The money herein appropriated shall be paid by
264 the State Treasurer out of any money in the State Treasury to the
265 credit of the proper fund or funds as set forth in this act, upon
266 warrants issued by the State Fiscal Officer; and the State Fiscal
267 Officer shall issue his warrants upon requisitions signed by the
268 proper person, officer or officers, in the manner provided by law.

269 **SECTION 17.** This act shall take effect and be in force from
270 and after July 1, 2005.

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Coleman (29th)

X (SIGNED)
Dickson

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Little

X (SIGNED)
Thames