

By: Representatives Read,  
Martinson, Broomfield, Brown,  
Davis, Denny, Middleton, Miles,  
Weathersby

To: Appropriations

HOUSE BILL NO. 46  
(As Passed the House)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI STATE PORT AUTHORITY AT GULFPORT  
3 FOR THE FISCAL YEAR 2006.

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

5 **SECTION 1.** The following sum, or so much thereof as may be  
6 necessary, is hereby authorized and approved for expenditure out  
7 of any funds which are received by or otherwise become available  
8 to the Mississippi State Port Authority at Gulfport, for the  
9 purpose of defraying the expenses of the authority for the fiscal  
10 year beginning July 1, 2005, and ending June 30, 2006.....  
11 ..... \$ 33,752,311.00.

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.. \$ 3,513,428.00  
19 Travel and Subsistence..... 135,050.00  
20 Contractual Services..... 6,156,475.00  
21 Commodities..... 596,440.00

22 Capital Outlay:

23 Other Than Equipment..... 19,520,000.00  
24 Equipment..... 661,500.00  
25 Subsidies, Loans and Grants..... 3,169,418.00  
26 Total..... \$ 33,752,311.00

27 AUTHORIZED POSITIONS:

28	Permanent:	Full Time.....	68
29		Part Time.....	0
30	Time-Limited:	Full Time.....	0
31		Part Time.....	0

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

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37 act and which are withdrawn and no longer available.

38 **SECTION 3.** It is the intention of the Legislature that the  
39 Mississippi State Port Authority at Gulfport shall maintain  
40 complete accounting and personnel records related to the  
41 expenditure of all funds appropriated under this act and that such  
42 records shall be in the same format and level of detail as  
43 maintained for Fiscal Year 2005. It is further the intention of  
44 the Legislature that the agency's budget request for Fiscal Year  
45 2007 shall be submitted to the Joint Legislative Budget Committee  
46 in a format and level of detail comparable to the format and level  
47 of detail provided during the Fiscal Year 2006 budget request  
48 process.

49 **SECTION 4.** In the event of a natural disaster or other major  
50 catastrophe whereby the expenditure of funds above the limits  
51 contained herein are deemed necessary to rapidly repair or restore  
52 port facilities, the Port Authority and the Mississippi  
53 Development Authority, with the approval of the Department of  
54 Finance and Administration, may escalate expenditures under  
55 Section 1 and the major objects contained in Section 2. However,  
56 no escalation shall be authorized until source and availability of  
57 such funds is shown.

58 **SECTION 5.** It is the intention of the Legislature that the  
59 Mississippi State Port Authority at Gulfport is hereby authorized  
60 to escalate and expend funds from any source in accordance with

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

64 **SECTION 6.** None of the monies appropriated under this act  
65 shall be expended for payment of that amount of the salary of any  
66 person holding the position of division director, department  
67 director or head, bureau director, deputy or assistant director or  
68 similar position on May 15, 2005, which would exceed the amount  
69 actually paid for the same position on June 30, 2003, regardless  
70 of the title or position held or duties performed by the person  
71 holding the position on June 30, 2003.

72 **SECTION 7.** The money appropriated under the provisions of  
73 Section 1 shall be disbursed upon bank checks signed by the proper  
74 person, officer or officers, in the manner provided by law.

75 **SECTION 8.** This act shall take effect and be in force from  
76 and after July 1, 2005.