

By: Representatives Green,  
McBride, Frierson, Gadd,  
Middleton

To: Appropriations

HOUSE BILL NO. 76

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE GRAND GULF MILITARY MONUMENT COMMISSION FOR  
3 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 appropriated out of any money in the State  
7 General Fund not otherwise appropriated, for the purpose of  
8 defraying the expenses of the Grand Gulf Military Monument  
9 Commission in the operation and maintenance of the Grand Gulf  
10 Military Monument for the fiscal year beginning July 1, 2005, and  
11 ending June 30, 2006..... \$ 212,636.00.

12 **SECTION 2.** The following sum, or so much thereof as may be  
13 necessary, is hereby appropriated out of any money in the special  
14 fund in the State Treasury to the credit of the Grand Gulf  
15 Military Monument Commission, for the purpose of defraying the  
16 expenses of the commission in the operation and maintenance of the  
17 Grand Gulf Military Monument for the fiscal year beginning  
18 July 1, 2005, and ending June 30, 2006..... \$ 166,895.00.

19 **SECTION 3.** Of the funds appropriated under the provisions of  
20 Sections 1 and 2, not more than the amounts set forth below shall  
21 be expended for the respective major objects or purposes of  
22 expenditure:

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:

25	Salaries, Wages and Fringe Benefits..	\$	211,742.00
26	Travel and Subsistence.....		300.00
27	Contractual Services.....		44,899.00

28	Commodities.....	26,177.00
29	Capital Outlay:	
30	Other Than Equipment.....	51,000.00
31	Equipment.....	35,183.00
32	Subsidies, Loans and Grants.....	<u>10,230.00</u>
33	Total..... \$	379,531.00

34 FUNDING:

35	General Funds..... \$	212,636.00
36	Special Funds.....	<u>166,895.00</u>
37	Total..... \$	379,531.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	7
40	Part Time.....	2
41	Time-Limited: Full Time.....	0
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 unless  
82 specifically exempted by the following conditions: the award of  
83 teacher pay increases, the advancement of a trainee/cadet to the  
84 next level of a bona fide career ladder, the award of an  
85 educational benchmark for the attainment of Certified Public  
86 Accountant License or higher level professional certification as  
87 determined by the State Personnel Board, the immediate replacement  
88 of a departing employee with an individual from within state  
89 service or a new hire at a salary level equivalent to that of the  
90 departing employee, and the emergency appointment of nurses,  
91 pharmacists or other health care professionals at a salary to be  
92 determined by the State Personnel Board, unless otherwise  
93 authorized in this act.

94           **SECTION 4.** It is the intention of the Legislature that the  
95 Grand Gulf Military Monument Commission shall maintain complete  
96 accounting and personnel records related to the expenditure of all  
97 funds appropriated under this act and that such records shall be  
98 in the same format and level of detail as maintained for Fiscal  
99 Year 2005. It is further the intention of the Legislature that  
100 the agency's budget request for Fiscal Year 2007 shall be  
101 submitted to the Joint Legislative Budget Committee in a format  
102 and level of detail comparable to the format and level of detail  
103 provided during the Fiscal Year 2006 budget request process.

104           **SECTION 5.** It shall be unlawful for any officer, employee or  
105 other person whatsoever to use or permit or authorize the use of  
106 any automobile or any other motor vehicle owned by the State of  
107 Mississippi or any department, agency or institution thereof for  
108 any purpose other than upon the official business of the State of  
109 Mississippi or any agency, department or institution thereof.

110           It is the intent of the Legislature that motor vehicles  
111 authorized to be owned and operated by this agency shall comply  
112 with Sections 25-1-77 through 25-1-93, Mississippi Code of 1972.

113           **SECTION 6.** The money herein appropriated shall be paid by  
114 the State Treasurer out of any money in the State Treasury to the  
115 credit of the proper fund or funds as set forth in this act, upon  
116 warrants issued by the State Fiscal Officer; and the State Fiscal  
117 Officer shall issue his warrants upon requisitions signed by the  
118 proper person, officer or officers, in the manner provided by law.

119           **SECTION 7.** This act shall take effect and be in force from  
120 and after July 1, 2005.