

By: Representative Stringer

To: Appropriations

HOUSE BILL NO. 392

1 AN ACT TO AMEND SECTION 1 OF CHAPTER 4, LAWS OF 2005, SECOND
2 EXTRAORDINARY SESSION, AND SECTION 5 OF CHAPTER 101, LAWS OF 2005,
3 SECOND EXTRAORDINARY SESSION, TO CLARIFY THAT FUNDS RECEIVED AS A
4 SETTLEMENT PAYMENT FROM MCI, INC., MAY BE USED BY THE PUBLIC
5 EMPLOYEES' RETIREMENT SYSTEM AS A CREDIT AGAINST THE INCREASE IN
6 THE EMPLOYER CONTRIBUTION FOR UNIVERSITIES, COMMUNITY AND JUNIOR
7 COLLEGES AND PUBLIC SCHOOL DISTRICTS; AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** Section 1 of Chapter 4, Laws of 2005, Second
10 Extraordinary Session, is amended as follows:

11 Section 1. (1) The State Fiscal Officer shall transfer
12 general funds in the amounts listed below to the specified
13 agencies and accounts held in the State Treasury during the period
14 beginning upon the passage of this act:

15 AGENCY/FUND	FUND NO.	AMOUNT
16 Public Employees' Retirement System	3531	\$ 50,000,000.00
17 Mississippi Development Authority	34CW	\$ 35,000,000.00
18 Mississippi Department of Public Safety	3711	\$ 5,000,000.00
19 UMC - Cancer Institute	3283	<u>\$ 10,000,000.00</u>
20 TOTAL		\$100,000,000.00

21 (2) It is the intent of the Legislature to transfer certain
22 funds paid into the State General Fund upon receipt thereof by
23 MCI, Inc., on behalf of itself and reorganized debtors as the
24 settlement payment and release under Chapter 11 Case No. 02-13533:

25 (a) to the Mississippi Public Employees' Retirement System
26 administration fund to be utilized by the system as a credit for
27 agencies or entities receiving general funds as follows: (i) for
28 state agencies, the credit will be against the one percent (1%)
29 increase attributable to general fund employer contributions only;

30 and (ii) for universities, community and junior colleges and
31 public school districts, the credit will be against the one
32 percent (1%) increase attributable to funds from all sources
33 except federal funds; (b) to the Mississippi Development Authority
34 during fiscal year 2005 in order to fulfill the state's
35 obligations relating to the Mississippi Beef Processors, LLC, up
36 to Thirty-five Million Dollars (\$35,000,000.00), as necessary,
37 with any remaining balance to lapse into the State General Fund;
38 (c) to the Mississippi Department of Public Safety, Three Million
39 Dollars (\$3,000,000.00) of which shall be used to fund a Highway
40 Patrol Cadet Class, and Two Million Dollars (\$2,000,000.00) shall
41 be used to purchase equipment; and (d) to the University of
42 Mississippi Medical Center Cancer Institute in order to fund the
43 operation of the Institute during fiscal years 2006 and 2007.

44 **SECTION 2.** Section 5 of Chapter 101, Laws of 2005, Second
45 Extraordinary Session, is amended as follows:

46 Section 5. Of the funds appropriated in Section 1, as
47 authorized in House Bill No. 1 of the 2005 Second Extraordinary
48 Session, the following sum, or so much thereof as may be
49 necessary, is hereby appropriated from Fund 3531 to be utilized by
50 the system as a credit for agencies or entities receiving general
51 funds as follows: (a) for state agencies, the credit will be
52 against the one percent (1%) increase attributable to general fund
53 employer contributions only; and (b) for universities, community
54 and junior colleges and public school districts, the credit will
55 be against the one percent (1%) increase attributable to funds
56 from all sources except federal funds for the fiscal year
57 beginning July 1, 2005, and ending June 30, 2006.....
58 \$ 50,000,000.00.

59 **SECTION 3.** This act shall take effect and be in force from
60 and after its passage.