

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

To: Appropriations

HOUSE BILL NO. 1657

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE  
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PAT HARRISON WATERWAY  
3 DISTRICT FOR THE FISCAL YEAR 2008.

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 Pat Harrison Waterway District, for the purpose of  
9 defraying the expenses of the district for the fiscal year  
10 beginning July 1, 2007, and ending June 30, 2008.....  
11 ..... \$ 8,450,783.00.

12 **SECTION 2.** Of the funds approved for expenditure under the  
13 provisions of Section 1, not more than the amounts set forth below  
14 shall be 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.. \$ 3,289,397.00  
19 Travel and Subsistence..... 32,366.00  
20 Contractual Services..... 2,769,731.00  
21 Commodities..... 644,367.00

22 Capital Outlay:

23 Other Than Equipment..... 385,440.00  
24 Equipment..... 101,250.00  
25 Vehicles..... 100,503.00  
26 Wireless Communication Devices..... 0.00  
27 Subsidies, Loans and Grants..... 1,127,729.00

28 Total..... \$ 8,450,783.00

29 AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	58
31		Part Time.....	62
32	Time-Limited:	Full Time.....	3
33		Part Time.....	0

34 Funds are provided herein to adjust the Variable Compensation  
35 Plan to ensure that all full-time employees receive a pay increase  
36 equal to the realignment component of the Variable Compensation  
37 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever  
38 is greater.

39 With the funds herein appropriated, it is the intention of  
40 the Legislature that it shall be the agency's responsibility to  
41 make certain that funds required to be appropriated for "Personal  
42 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008  
43 funds appropriated for that purpose, unless programs or positions  
44 are added to the agency's Fiscal Year 2009 budget by the  
45 Mississippi Legislature. Based on data provided by the  
46 Legislative Budget Office, the State Personnel Board shall  
47 determine and publish the projected annual cost to fully fund all  
48 appropriated positions in compliance with the provisions of this  
49 act. It shall be the responsibility of the agency head to insure  
50 that no single personnel action increases this projected annual  
51 cost and/or the Fiscal Year 2008 appropriation for "Personal  
52 Services" when annualized, with the exception of escalated funds.  
53 If, at the time the agency takes any action to change "Personal  
54 Services," the State Personnel Board determines that the agency  
55 has taken an action which would cause the agency to exceed this  
56 projected annual cost or the Fiscal Year 2008 "Personal Services"  
57 appropriated level, when annualized, then only those actions which  
58 reduce the projected annual cost and/or the appropriation  
59 requirement will be processed by the State Personnel Board until  
60 such time as the requirements of this provision are met.

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

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

74 **SECTION 3.** It is the intention of the Legislature that the  
75 Pat Harrison Waterway District shall maintain complete accounting  
76 and personnel records related to the expenditure of all funds  
77 appropriated under this act and that such records shall be in the  
78 same format and level of detail as maintained for Fiscal Year  
79 2007. It is further the intention of the Legislature that the  
80 agency's budget request for Fiscal Year 2009 shall be submitted to  
81 the Joint Legislative Budget Committee in a format and level of  
82 detail comparable to the format and level of detail provided  
83 during the Fiscal Year 2008 budget request process.

84 **SECTION 4.** It is the intention of the Legislature that  
85 whenever two (2) or more bids are received by this agency for the  
86 purchase of commodities or equipment, and whenever all things  
87 stated in such received bids are equal with respect to price,  
88 quality and service, the Mississippi Industries for the Blind  
89 shall be given preference. A similar preference shall be given to  
90 the Mississippi Industries for the Blind whenever purchases are  
91 made without competitive bids.

92 **SECTION 5.** The funds herein approved for expenditure, except  
93 and less an amount approved by the State Fiscal Officer which

94 shall be sufficient to cover disbursements for current operations,  
95 shall be deposited at interest with any official depository of the  
96 state at a rate of interest numerically not less than one percent  
97 (1%) below the bank discount rate on United States Treasury bills  
98 of comparable maturity as determined by the State Treasurer.

99         **SECTION 6.** The money herein approved for expenditure shall  
100 be disbursed upon bank checks signed by the proper person, officer  
101 or officers, in the manner provided by law.

102         **SECTION 7.** This act shall take effect and be in force from  
103 and after July 1, 2007.