

26 equal to the realignment component of the Variable Compensation
27 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever
28 is greater, to be awarded on July 1, 2007.

29 With the funds herein appropriated, it is the intention of
30 the Legislature that it shall be the agency's responsibility to
31 make certain that funds required to be appropriated for "Personal
32 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
33 funds appropriated for that purpose, unless programs or positions
34 are added to the agency's Fiscal Year 2008 budget by the
35 Mississippi Legislature. Based on data provided by the
36 Legislative Budget Office, the State Personnel Board shall
37 determine and publish the projected annual cost to fully fund all
38 appropriated positions in compliance with the provisions of this
39 act. It shall be the responsibility of the agency head to insure
40 that no single personnel action increases this projected annual
41 cost and/or the Fiscal Year 2008 appropriations for "Personal
42 Services" when annualized, with the exception of escalated funds
43 and educational benchmarks. If, at the time the agency takes any
44 action to change "Personal Services", the State Personnel Board
45 determines that the agency has taken an action which would cause
46 the agency to exceed this projected annual cost or the Fiscal Year
47 2008 "Personal Services" appropriated level, when annualized, then
48 only those actions which reduce the projected annual cost and/or
49 the appropriation requirement will be processed by the State
50 Personnel Board until such time as the requirements of this
51 provision are met. On January 1, 2008, the State Personnel Board
52 will make adjustments to the structure side of the compliance
53 report based on data provided by the Legislative Budget Office in
54 order for agencies to award educational benchmarks.

55 Any transfers or escalations shall be made in accordance with
56 the terms, conditions and procedures established by law or
57 allowable under the terms set forth within this act. The State

58 Personnel Board shall not escalate positions without written
 59 approval from the Department of Finance and Administration. The
 60 Department of Finance and Administration shall not provide written
 61 approval to escalate any funds for salaries and/or positions
 62 without proof of availability of new or additional funds above the
 63 appropriated level.

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

68 **SECTION 4.** In compliance with the "Mississippi Performance
 69 Budget and Strategic Planning Act of 1994," it is the intent of
 70 the Legislature that the funds provided herein shall be utilized
 71 in the most efficient and effective manner possible to achieve the
 72 intended mission of this agency. Based on the funding authorized,
 73 this agency shall make every effort to attain the targeted
 74 performance measures provided below:

	FY08
<u>Performance Measures</u>	<u>Target</u>
77 Global Business	
78 National Recruitment Contacts (Actions)	2,900
79 International Investment Contacts (Actions)	200
80 International Trade Contacts (Actions)	1,000
81 Qualified National Prospects (Prospects)	250
82 Minority & Small Business Dev	
83 Minority & Small Business	
84 Contacts (Contacts)	11,000
85 Minority Business Certifications (Actions)	250
86 Financial Resources	
87 Request for Financing or	
88 Incentives (Actions)	600
89 Existing Industry & Business	

90	Interactions with Interstate	
91	Businesses (Actions)	3,800
92	Number of Qualified Contacts	1,200
93	Tourism Services	
94	Tourist Inquiries Generated (Number)	3,083,977
95	Welcome Centers	
96	Tourists Registered (Persons)	2,986,242
97	Energy	
98	BTUs Saved (Units in Trillions)	71.67
99	Clients Served (Entities)	34,650
100	Community Services	
101	Amount of Grants Awarded (\$)	66,000,000
102	Grants & Loans Awarded (Items)	220
103	Regional Services	
104	Regional Deve Organizations (Surveyed)	7
105	A reporting of the degree to which the performance targets	
106	set above have been or are being achieved shall be provided in the	
107	agency's budget request submitted to the Joint Legislative Budget	
108	Committee for Fiscal Year 2009.	

109 **SECTION 5.** Of the funds appropriated in Section 2, the
110 amount of Four Hundred Fifty Thousand Dollars (\$450,000.00) shall
111 be provided from the Mississippi Department of Transportation to
112 defray the expenses of the Mississippi Development Authority in
113 operating the state welcome centers.

114 **SECTION 6.** The acceptance and expenditure of funds, and
115 interest on such funds, received from, or by virtue of consent or
116 other orders of or agreements involving any agency,
117 instrumentality, or judicial tribunal of any state or the United
118 States for petroleum price compliance and allocation which may
119 become available during the fiscal year for the support of the
120 Mississippi Development Authority or any programs sponsored under
121 the terms of the receipt of these funds are hereby authorized not

122 to exceed Two Million Dollars (\$2,000,000.00) and approved,
123 provided such receipts and expenditures are reported and otherwise
124 accounted for in accordance with Section 27-103-101 et seq., and
125 Section 27-104-1 et seq., Mississippi Code of 1972.

126 **SECTION 7.** It is the intention of the Legislature that the
127 Mississippi Development Authority is hereby authorized to
128 escalate, budget and expend funds from any source not to exceed
129 Five Million Dollars (\$5,000,000.00) in accordance with rules and
130 regulations of the Department of Finance and Administration in a
131 manner consistent with the escalation of federal funds.

132 **SECTION 8.** It is the intention of the Legislature that the
133 Mississippi Development Authority shall maintain complete
134 accounting and personnel records related to the expenditure of all
135 funds appropriated under this act and that such records shall be
136 in the same format and level of detail as maintained for Fiscal
137 Year 2007. It is further the intention of the Legislature that
138 the agency's budget request for Fiscal Year 2009 shall be
139 submitted to the Joint Legislative Budget Committee in a format
140 and level of detail comparable to the format and level of detail
141 provided during the Fiscal Year 2008 budget request process.

142 **SECTION 9.** In addition to all other sums herein
143 appropriated, the following sum, or so much thereof as may be
144 necessary, is hereby appropriated out of any money in the State
145 General Fund not otherwise appropriated, to the Mississippi
146 Development Authority for the purpose of providing funds for
147 tourism and welcome centers program costs, for the fiscal year
148 beginning July 1, 2007, and ending June 30, 2008.....
149\$ 8,375,124.00.

150 **SECTION 10.** The following sum, or so much thereof as may be
151 necessary, is hereby appropriated out of any money in the State
152 Treasury to the credit of the Mississippi Development Authority or
153 the appropriate special fund for the purpose of defraying the

154 expenses for tourism and welcome centers program costs for the
155 fiscal year beginning July 1, 2007, and ending June 30, 2008.....
156\$ 2,168,664.00.

157 **SECTION 11.** With the funds appropriated under the provisions
158 of Sections 9 and 10, the following positions are authorized:

159 AUTHORIZED POSITIONS:

160	Permanent:	Full Time.....	79
161		Part Time.....	2
162	Time-Limited:	Full Time.....	0
163		Part Time.....	0

164 **SECTION 12.** Of the funds provided in Section 9, Fifty
165 Thousand Dollars (\$50,000.00) is hereby provided for Jackson State
166 University for the purpose of hosting the SWAC (South Western
167 Athletic Conference) tournament, and in the event the University
168 does not secure the SWAC tournament the funds provided in this
169 section shall lapse into the General Fund on June 30, 2008.

170 **SECTION 13.** Of the funds appropriated in Sections 1 and 2,
171 the amount of One Million Five Hundred Sixty-seven Thousand
172 Dollars (\$1,567,000.00), or so much thereof as may be necessary,
173 is provided for the purpose of supporting, marketing, and
174 facilitating Mississippi business growth. The expenditure of
175 funds authorized in this section shall be exempt from Section
176 25-9-120, Mississippi Code of 1972.

177 **SECTION 14.** In addition to all other sums herein
178 appropriated, the following sum, or so much thereof as may be
179 necessary, is hereby appropriated out of any money in the State
180 General Fund not otherwise appropriated, to the Mississippi
181 Development Authority for the purpose of providing funds for
182 Mississippi Technology Alliance, for the fiscal year beginning
183 July 1, 2007, and ending June 30, 2008..... \$ 1,153,374.00.

184 The funds appropriated under the provisions of this section
185 are provided for the specific purpose of providing state funds for

186 support of Mississippi Technology Alliance to strengthen the
187 business environment in Mississippi to spur the creation and
188 growth of technology-based industries, thus creating many more
189 high-paying jobs and a more diversified, competitive Mississippi
190 economy. The funds herein appropriated shall be held separate and
191 apart from all other funds appropriated to the Mississippi
192 Development Authority.

193 **SECTION 15.** The following sum, or so much thereof as may be
194 necessary, is hereby appropriated out of any money in the Budget
195 Contingency Fund, created in Section 27-103-301, Mississippi Code
196 of 1972, to the credit of the Mississippi Development Authority
197 for the purpose of providing funds for Mississippi Technology
198 Alliance for the fiscal year beginning July 1, 2007, and ending
199 June 30, 2008..... \$ 950,000.00.

200 **SECTION 16.** In addition to all other sums herein
201 appropriated, the following sum, or so much thereof as may be
202 necessary, is hereby appropriated out of any money in the State
203 General Fund not otherwise appropriated, to the Mississippi
204 Development Authority for the purpose of providing funds to
205 support the Enterprise for Geospatial Solutions, for the
206 fiscal year beginning July 1, 2007, and ending June 30, 2008...
207\$ 946,744.00.

208 The funds herein appropriated shall be held separate and
209 apart from all other funds appropriated to the Mississippi
210 Development Authority.

211 **SECTION 17.** It is the intention of the Legislature that of
212 the funds appropriated in Sections 1 and 2, not more than Twenty
213 Thousand Dollars (\$20,000.00) may be expended for Mississippi
214 Development Authority employee travel associated with business
215 recruitment activities conducted at the Mississippi event located
216 in New York City's Central Park.

217 **SECTION 18.** It is the intention of the Legislature that none
218 of the funds appropriated above shall be expended unless members
219 of the Mississippi House of Representatives and Mississippi Senate
220 are notified at least five (5) days prior to a public ceremony
221 announcing the award of any grant in their district or any public
222 announcement or ceremony regarding the groundbreaking or opening
223 of a facility, roadway or bridge for which the Legislature has
224 made funds available. Any signage regarding any public event or
225 any new facility, roadway or bridge shall include the following
226 language: "Funds were made available for this project by the
227 Mississippi State Legislature."

228 **SECTION 19.** In addition to all other sums herein
229 appropriated, the following sum, or so much thereof as may be
230 necessary, is hereby appropriated out of any money in the State
231 Treasury to the credit of the Mississippi Telecommunication
232 Conference and Training Center Fund #3424, for the purpose of
233 defraying the expenses of the Mississippi Telecommunication
234 Conference and Training Center Commission, for the fiscal year
235 beginning July 1, 2007, and ending June 30, 2008.....
236 \$ 2,116,299.00.

237 The funds appropriated in this section shall be derived from
238 any revenues collected by the commission from fees, rates or
239 charges for the use of the Telecommunication Conference and
240 Training Center, as authorized in Section 31-31-9, Mississippi
241 Code of 1972.

242 Of the funds appropriated under the provisions of this
243 section, not more than the amounts set forth below shall be
244 expended for the respective major objects or purposes of
245 expenditure.

246 MAJOR OBJECTS OF EXPENDITURE:

247 Personal Services:

248 Salaries, Wages and Fringe Benefits.. \$ 0.00

249	Travel and Subsistence.....	5,000.00
250	Contractual Services.....	533,364.00
251	Commodities.....	822,300.00
252	Capital Outlay:	
253	Other Than Equipment.....	37,500.00
254	Equipment.....	5,114.00
255	Vehicles.....	0.00
256	Wireless Communication Devices.....	0.00
257	Subsidies, Loans and Grants.....	<u>713,021.00</u>
258	Total..... \$	2,116,299.00

259	FUNDING:	
260	General Funds..... \$	0.00
261	Special Funds.....	<u>2,116,299.00</u>
262	Total..... \$	2,116,299.00

263	AUTHORIZED POSITIONS:		
264	Permanent:	Full Time.....	0
265		Part Time.....	0
266	Time-Limited:	Full Time.....	0
267		Part Time.....	0

268 **SECTION 20.** Of the funds appropriated herein for the purpose
269 of defraying the expenses of the Mississippi Telecommunications
270 Conference and Training Center Commission, it is the intention of
271 the Legislature that Seven Hundred Thirty-seven Thousand Nine
272 Hundred Thirty-four Dollars (\$737,934.00) shall be used for the
273 purpose of paying debt service and maintaining, renovating,
274 improving or making additions to the facility.

275 Further, it is the intention of the Legislature that not more
276 than Twenty-five Thousand Dollars (\$25,000.00) of the funds
277 appropriated in this section shall be used by the commission for
278 the maintenance and operation of the facility, provided that this
279 sum of money remains available in the fund after transferring

280 amounts to the State Treasurer to pay debt service, as prescribed
281 in Section 31-31-11(5), Mississippi Code of 1972.

282 **SECTION 21.** Of the funds appropriated in Section 2, an
283 amount of Two Hundred Fifty Thousand Dollars (\$250,000.00), or so
284 much thereof as may be necessary, at the discretion of the
285 Executive Director, may be expended by the Mississippi Development
286 Authority for conducting and preparing a study to determine if
287 there is a significant statistical disparity in the total number
288 of qualified minority contractors of goods and services doing
289 business in the State of Mississippi and the actual number of
290 those minority contractors with whom the State of Mississippi, or
291 with whom a prime contractor with the State of Mississippi has
292 contracted to provide goods and services, as provided in Section
293 57-1-57, Mississippi Code of 1972.

294 **SECTION 22.** It is the intention of the Legislature that
295 whenever two (2) or more bids are received by this agency for the
296 purchase of commodities or equipment, and whenever all things
297 stated in such received bids are equal with respect to price,
298 quality and service, the Mississippi Industries for the Blind
299 shall be given preference. A similar preference shall be given to
300 the Mississippi Industries for the Blind whenever purchases are
301 made without competitive bids.

302 **SECTION 23.** It is legislative intent to ensure beneficial
303 information reaches as many Mississippians as possible. Further,
304 it is legislative intent that the expenditure of public funds for
305 this purpose be accomplished in an efficient and effective manner.

306 Therefore, state agencies as standard procedure, will observe
307 the following criteria:

- 308 (1) Develop goals and desired result for a campaign.
309 (2) Evaluate effectiveness through respected advertising
310 standards, including market reach and cost effectiveness.

311 (3) Seek public service announcements, which would be aired
312 by media without cost.

313 (4) Itemize and justify professional assistance and related
314 expenses for creative and production costs outside of the actual
315 media expenditures.

316 (5) Utilize Mississippi owned media companies when feasible.

317 **SECTION 24.** The money herein appropriated shall be paid by
318 the State Treasurer out of any money in the State Treasury to the
319 credit of the proper fund or funds as set forth in this act, upon
320 warrants issued by the State Fiscal Officer; and the State Fiscal
321 Officer shall issue his warrants upon requisitions signed by the
322 proper person, officer or officers, in the manner provided by law.

323 **SECTION 25.** This act shall take effect and be in force from
324 and after July 1, 2007.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2008.

CONFEREES FOR THE SENATE

CONFEREES FOR THE HOUSE

X (SIGNED)
Gordon

X (SIGNED)
Stringer

X (SIGNED)
Kirby

X (SIGNED)
Peranich

X (SIGNED)
Flowers

X (SIGNED)
Flaggs