

4/19 3:49p

Chapter No. 2
12/HR40/R1913SG
CST/JP

HOUSE BILL NO. 1511

Originated in House



Clerk

HOUSE BILL NO. 1511

AN ACT MAKING AN ADDITIONAL APPROPRIATION OF BUDGET CONTINGENCY FUNDS AND OTHER SPECIAL FUNDS TO DEFRAY THE EXPENSES OF THE GOVERNOR'S OFFICE FOR FISCAL YEARS 2012 AND 2013; MILITARY DEPARTMENT FOR FISCAL YEAR 2012; THE DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEARS 2012 AND 2013; DEPARTMENT OF REVENUE FOR FISCAL YEAR 2012; DISTRICT ATTORNEYS AND ASSISTANT DISTRICT ATTORNEYS FOR FISCAL YEAR 2012; THE STATE SENATE AND HOUSE OF REPRESENTATIVES FOR FISCAL YEAR 2012; THE BOARD OF EXAMINERS FOR LICENSED PROFESSIONAL COUNSELORS FOR FISCAL YEAR 2012; THE OFFICE OF THE ATTORNEY GENERAL FOR FISCAL YEARS 2012 AND 2013; THE OFFICE OF THE ATTORNEY GENERAL FOR CERTAIN LEGAL EXPENSES, JUDGMENTS, AND SETTLEMENTS FOR FISCAL YEAR 2012; AND FOR RELATED PURPOSES.

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

SECTION 1. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, to defray the expenses of the Governor's Office for the period beginning upon the passage of this act and through June 30, 2013...\$ 355,531.00.

This additional appropriation is made for the purpose of providing the funds necessary to continue the operations of the Governor's Office for fiscal year 2012 and related expenses.

SECTION 2. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, to defray the expenses of the Military Department for the fiscal year ending June 30, 2012.....\$ 270,400.00.

This additional appropriation is made for the purpose of matching dollars for the remainder of the federal fiscal year.

SECTION 3. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, to defray the expenses of the Department of Finance and Administration for the period beginning upon passage and through the fiscal year ending June 30, 2013.....\$ 7,000,000.00.

This additional appropriation is made for the purpose of purchasing property insurance on state property as required by the Stafford Act, Section 311, Paragraph 5154 and 44 CFR 206.252 and 206.253.

SECTION 4. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, to defray the expenses of the Department of Revenue for the period beginning upon passage and through the fiscal year ending June 30, 2012....
.....\$ 415,000.00.

This additional appropriation is made for the purpose of hiring temporary employees, the cost of additional postage, and additional recording fees for liens.

SECTION 5. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of district attorneys, assistant district attorneys and criminal investigators for the fiscal year ending June 30, 2012.....\$ 45,000.00.

This additional appropriation is made for the purpose of funding termination leave payments for an estimated eight additional persons through the end of fiscal year 2012.

SECTION 6. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, to defray the expenses and assessments for the House of Representatives and Senate for the fiscal year ending June 30, 2012....\$ 971,513.00.

This additional appropriation is made for the purpose of funding the following expenses:

- (a) Joint Compilation Code.....\$ 350,000.00
- (b) Energy Council.....\$ 50,400.00
- (c) Uniform State Laws.....\$ 48,090.00
- (d) Interstate Cooperation - NCSL.....\$ 247,342.00
- (e) Interstate Cooperation - CSG.....\$ 188,193.00
- (f) Southern States Energy Board.....\$ 45,797.00
- (g) Southern Growth Policies Board.....\$ 41,691.00

SECTION 7. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Board of Examiners for Licensed Professional Counselors for the fiscal year ending June 30, 2012.....\$ 13,435.00.

This additional appropriation is made for the purpose of funding the Attorney General's Office for legal services provided during fiscal year 2011.

SECTION 8. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, to defray the

expenses of the Attorney General's Office, for the period beginning upon passage and through the fiscal year ending June 30, 2013.....\$ 2,000,000.00.

This additional appropriation is made for the purpose of hiring additional legal representation on an hourly basis for the State of Mississippi concerning any administrative or civil penalties related to the British Petroleum, Deepwater Horizon oil spill, and for the purpose of paying any fees associated with such legal actions.

SECTION 9. In addition to all other sums previously appropriated, the following sum, or so much of it as may be necessary, is appropriated out of any money in the Budget Contingency Fund, and allocated in a manner as determined by the Treasurer's Office, for the purpose of paying for certain outside legal assistance, expert witness fees, court fees, judgments and settlement agreements incurred by the Office of the Attorney General for the period beginning upon passage and through the fiscal year ending June 30, 2012..... \$ 2,656,846.00.

Of the funds appropriated in this section, the following amounts are provided:

(a) Olivia Y., et al v. Haley Barbour, as Governor; Donald Taylor, as Executive Director of DHS; and Billy Mangold, as Director of the Division of Family and Children's Services and the Department of Human Services, United States District Court for the Southern District of Mississippi, Jackson Division, Cause No. 3:04CV251(L) (N).....\$ 1,020,575.00.

(b) Olivia Y, et al v. Haley Barbour, as Governor; Donald Taylor, as Executive Director of DHS; and Billy Mangold, as Director of the Division of Family and Children's Services and the Department of Human Services, United States District Court for the Southern District of Mississippi, Jackson Division, Cause No. 3:04:CV251(L) (N).....\$ 150,000.00.

(c) State of Mississippi, ex rel. Attorney General Jim Hood, on behalf of Mississippi Land Water and Resources Board and Mississippi Development Authority v. Facility Construction Management, Inc., and Facility Holding Corp.....\$ 420,000.00.

(d) Charles Derrell Seale v. Phillip Mitchell, United States District Court for the Northern District of Mississippi, Western Division, Cause No. 3:08CV105(P)(A).....\$ 50,539.00.

(e) Jeffery Presley, et al v. Christopher Epps, et al United States District Court for the Northern District of Mississippi, Greenville Division, Cause No. 4:05CV00148.....\$ 290,499.00.

(f) Kenney Brewer v. State of Mississippi, Circuit Court of Noxubee County, Mississippi, Claimant No. 2009-0099.....\$ 50,000.00.

(g) Levon Brooks v. State of Mississippi, Circuit Court of Noxubee County, Mississippi, Claimant No. 009-0098.....\$ 50,000.00.

(h) Arthur Johnson v. State of Mississippi, Circuit Court of Sunflower County, Mississippi, Claimant No. 2009-0289-CI.....\$ 50,000.00.

(i) Cedric Willis v. State of Mississippi, Circuit Court of Hinds County, Mississippi, Claimant No. 251-09-649-CIV.....\$ 50,000.00.

(j) Bobby Joe Townsend v. State of Mississippi, Circuit Court of Webster County, Mississippi, Claimant No. 2010-81-CVM.....\$ 33,333.00.

(k) David Lee Chapman v. State of Mississippi, Circuit Court of Newton County, Mississippi, Claimant No. 251-10-721-CIV.....\$ 50,000.00.

(l) Calvin Wilks v. State of Mississippi, Circuit Court of Hinds County, Mississippi, Claimant No. 251-10-721-CIV.....\$ 50,000.00.

(m) Gregory Paul Carr v. State of Mississippi, Circuit Court of Washington County, Mississippi, Claimant No. 2011-0007-CI.....\$ 50,000.00.

(n) Sabrina Butler Porter v. State of Mississippi, Circuit Court of Lowndes County, Mississippi, Claimant No. 2011-0014-CV1K.....\$ 50,000.00.

(o) Rodney Demetrius Sands v. State of Mississippi, Circuit Court of Jefferson Davis County, Mississippi, Claimant No. 2011-7H.....\$ 50,000.00.

(p) Estate of Larry Ruffin v. State of Mississippi, Circuit Court of Forrest County, Mississippi, Claimant No. CI-11-0238.....\$ 50,000.00.

(q) John Randall Alexander v. State of Mississippi, Circuit Court of Panola County, Mississippi, Claimant No. CV-2011-56JMP2.....\$ 50,000.00.

(r) Counsel for Claimant Gregory Paul Carr - Attorney Carol L. White-Richard.....\$ 15,000.00.

(s) Counsel for Claimant Sabrina Butler Porter - Attorney William Starks II.....\$ 32,900.00.

(t) Counsel for Claimant Rodney Demetrius Sands - Attorney Robert F. Lingold, Jr.....\$ 19,000.00.

(u) Counsel for Claimant "Estate of Larry Ruffin" - Attorney Robert McDuff and the Innocence Project of New Orleans.....\$ 50,000.00.

(v) Counsel for Claimant John Randall Alexander - Attorney Preston Ray Garrett.....\$ 25,000.00.

SECTION 10. The money herein appropriated shall be paid by the State Treasurer out of any money in the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers in the manner provided by law.

SECTION 11. This act shall take effect and be in force from and after its passage and through the fiscal year ending June 30, 2012, except for Sections 1, 3 and 8 which shall take effect and be in force beginning upon passage of this act and through the fiscal year ending June 30, 2013.

PASSED BY THE HOUSE OF REPRESENTATIVES
March 7, 2012



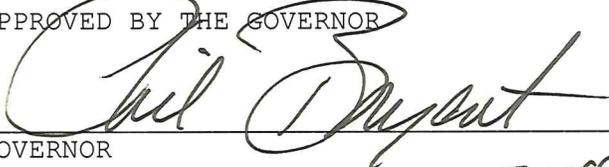
SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE
March 16, 2012



PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR



GOVERNOR
3:49 pm