

By: Representative Green (34th)

To: Transportation;  
AppropriationsHOUSE BILL NO. 459  
(As Passed the House)

1 AN ACT TO AMEND SECTIONS 65-4-15 AND 65-37-13, MISSISSIPPI  
2 CODE OF 1972, TO AUTHORIZE THE OFFICE OF STATE AID ROAD  
3 CONSTRUCTION TO BE REIMBURSED FOR ACTUAL EXPENSES INCURRED BY THE  
4 OFFICE IN ADMINISTERING AND PROVIDING SERVICES UNDER THE ECONOMIC  
5 DEVELOPMENT HIGHWAY ACT AND THE LOCAL SYSTEM BRIDGE REPLACEMENT  
6 AND REHABILITATION PROGRAM; AND FOR RELATED PURPOSES.

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

8 SECTION 1. Section 65-4-15, Mississippi Code of 1972, is  
9 amended as follows:

10 65-4-15. There is hereby established a special fund in the  
11 State Treasury to be known as the "Economic Development Highway  
12 Fund" which shall consist of such monies as the Legislature shall  
13 appropriate thereto or such other monies as the Legislature may  
14 designate to be deposited therein. Any monies to the credit of  
15 such fund may be expended by the Mississippi Department of  
16 Transportation or political subdivision, as appropriate, upon  
17 approval of requisitions therefor by the Department of Economic  
18 and Community Development for any expenses incurred by the  
19 Transportation Department or political subdivision in constructing  
20 and improving highways and highway segments which have been  
21 approved by the Department of Economic and Community Development  
22 under the provisions of this chapter. The Office of State Aid  
23 Road Construction shall be entitled to reimbursement from monies  
24 in the fund, upon approval by the Department of Economic and  
25 Community Development of requisitions therefor by the State Aid  
26 Engineer, for the actual expenses incurred by the office in  
27 administering and providing engineering services to political  
28 subdivisions. Monies remaining unexpended to the credit of such

29 special fund at the end of a fiscal year shall not lapse into the  
30 State General Fund, and any interest earned on the investment of  
31 monies in the special fund shall be deposited to the credit of the  
32 fund.

33 SECTION 2. Section 65-37-13, Mississippi Code of 1972, is  
34 amended as follows:

35 65-37-13. (1) There is created in the State Treasury a  
36 special fund to be designated as the "Local System Bridge  
37 Replacement and Rehabilitation Fund." The fund shall consist of  
38 such monies as the Legislature appropriates pursuant to subsection  
39 (2) of this section and such other monies as the Legislature may  
40 designate for deposit in the fund. Monies in the fund may be  
41 expended upon legislative appropriation in accordance with the  
42 provisions of Sections 65-37-1 through 65-37-15.

43 (2) During each regular legislative session held in calendar  
44 years 1995, 1996, 1997 and 1998, if the official General Fund  
45 revenue estimate for the succeeding fiscal year for which  
46 appropriations are being made reflects a growth in General Fund  
47 revenues of three percent (3%) or more for that succeeding fiscal  
48 year, then the Legislature shall appropriate Twenty-five Million  
49 Dollars (\$25,000,000.00) from the State General Fund for deposit  
50 in the Local System Bridge Replacement and Rehabilitation Fund.

51 (3) Such monies as are deposited in the fund under the  
52 provisions of this section may be expended upon requisition  
53 therefor by the State Aid Engineer in accordance with the  
54 provisions of Sections 65-37-1 through 65-37-15. The Office of  
55 State Aid Road Construction shall be entitled to reimbursement  
56 from monies in the fund, upon requisitions therefor by the State  
57 Aid Engineer, for the actual expenses incurred by the office in  
58 administering the provisions of the local system bridge  
59 replacement and rehabilitation program. Unexpended amounts  
60 remaining in the fund at the end of a fiscal year shall not lapse  
61 into the State General Fund, and any interest earned on amounts in  
62 the fund shall be deposited to the credit of the fund.

63 (4) Monies in the Local System Bridge Replacement and  
64 Rehabilitation Fund shall be allocated and become available for  
65 distribution to counties in accordance with the formula prescribed

66 in Section 65-37-4 beginning January 1, 1995, on a  
67 project-by-project basis. Monies in the special fund may not be  
68 used or expended for any purpose except as authorized under  
69 Sections 65-37-1 through 65-37-15.

70 SECTION 3. This act shall take effect and be in force from  
71 and after July 1, 1999.