

By: Peranich

To: Public Buildings,  
Grounds and LandsCOMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1335

1 AN ACT TO AMEND SECTIONS 7-9-151, 7-9-153 AND 7-9-155,  
2 MISSISSIPPI CODE OF 1972, TO REVISE THE PURPOSES FOR WHICH FUNDS  
3 IN THE CAPITAL IMPROVEMENTS PREPLANNING FUND MAY BE EXPENDED; TO  
4 PROVIDE THAT SECTIONS 7-9-151 THROUGH 7-9-159, MISSISSIPPI CODE OF  
5 1972, SHALL BE REPEALED FROM AND AFTER JULY 1, 2003; AND FOR  
6 RELATED PURPOSES.

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

8 SECTION 1. Section 7-9-151, Mississippi Code of 1972, is  
9 amended as follows:[LH1]

10 7-9-151. There is hereby established in the State Treasury a  
11 revolving fund to be designated as the "Capital Improvements  
12 Preplanning Fund" which shall consist of monies appropriated or  
13 otherwise made available therefor by the Legislature. Such funds  
14 as may be deposited in the revolving fund may be expended by the  
15 Bureau of Building, Grounds and Real Property Management to obtain  
16 preliminary studies and plans for projects authorized by the  
17 Legislature. Funds also may be expended, in an amount not to  
18 exceed Two Hundred Thousand Dollars (\$200,000.00) for any project,  
19 for the purpose of obtaining preliminary studies and plans, to  
20 include appraisals and the purchase of options on real property,  
21 for projects the bureau may consider proposing to the Legislature  
22 for authorization. The bureau shall consider architectural and  
23 aesthetic compatibility in the preplanning of any project  
24 conducted using money from the Capital Improvements Preplanning  
25 Fund.

26 SECTION 2. Section 7-9-153, Mississippi Code of 1972, is  
27 amended as follows:[LH2]

28 7-9-153. (1) All expenses for preplanning projects

29 authorized by the Legislature shall be paid upon warrants drawn on  
30 the Capital Improvement Preplanning Fund created pursuant to this  
31 act. The Department of Finance and Administration shall issue  
32 warrants upon requisitions signed by the Director of the Bureau of  
33 Building, Grounds and Real Property Management. Such requisitions  
34 shall set forth the name of the project and estimated cost of the  
35 project, and the total of prior expenditures for such project.  
36 The Department of Finance and Administration shall not issue a  
37 warrant against the Capital Improvements Preplanning Fund if the  
38 total amount expended for preliminary study and planning on the  
39 project exceeds two percent (2%) of the estimated cost of such  
40 project or appraised price of the proposed property.

41 (2) Expenses for preliminary studies and plans, to include  
42 appraisals and the purchase of options on real property, for  
43 projects the bureau may consider proposing to the Legislature for  
44 authorization shall be paid upon warrants drawn on the Capital  
45 Improvements Preplanning Fund created pursuant to Sections 7-9-151  
46 through 7-9-159. The Department of Finance and Administration  
47 shall issue warrants upon requisitions signed by the Director of  
48 the Bureau of Building, Grounds and Real Property Management.  
49 Such requisitions shall set forth the name of the project and  
50 estimated cost of the project, and the total of prior expenditures  
51 for such project. The Department of Finance and Administration  
52 shall not issue a warrant against the Capital Improvements  
53 Preplanning Fund for a project if the total amount expended for  
54 preliminary studies and plans, to include appraisals and the  
55 purchase of options on real property, for the project exceeds Two  
56 Hundred Thousand Dollars (\$200,000.00).

57 SECTION 3. Section 7-9-155, Mississippi Code of 1972, is  
58 amended as follows:[LH3]

59 7-9-155. Upon the appropriation of funds or the sale of  
60 bonds to fund any project authorized by the Legislature for which  
61 planning funds have been expended under the provisions of Sections

62 7-9-151 through 7-9-159, the Director of the Bureau of Building,  
63 Grounds and Real Property Management shall requisition such amount  
64 as has been expended for preliminary planning to be transferred  
65 from the available funds for such project to the Capital  
66 Improvements Preplanning Fund and the Department of Finance and  
67 Administration shall make such transfer.

68 SECTION 4. Sections 7-9-151 through 7-9-159, Mississippi  
69 Code of 1972, shall be repealed from and after July 1, 2003.

70 SECTION 5. This act shall take effect and be in force from  
71 and after its passage.