

By: Representative Ford

To: Appropriations

HOUSE BILL NO. 1468

1 AN ACT TO AMEND SECTIONS 27-103-113 AND 27-103-139,
2 MISSISSIPPI CODE OF 1972, TO DELETE THE REQUIREMENT THAT THE
3 LEGISLATIVE AND EXECUTIVE BUDGET RECOMMENDATIONS BE PUBLISHED
4 TOGETHER IN ONE REPORT; AND FOR RELATED PURPOSES.

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

6 SECTION 1. Section 27-103-113, Mississippi Code of 1972, is
7 amended as follows:

8 27-103-113. It shall be the duty of the Legislative Budget
9 Office to prepare an overall balanced budget of the entire
10 expenses and income of the state for each fiscal year, which
11 budget shall encompass the operations of all general-fund agencies
12 and all special-fund agencies and the Mississippi Department of
13 Transportation and the Division of State Aid Road Construction of
14 the Mississippi Department of Transportation. Beginning with the
15 1996 fiscal year, such budget shall be prepared in a format which
16 will include performance measurement data associated with the
17 various programs operated by each agency. Said overall budget
18 shall be completed prior to December 15 before the convening of
19 the Legislature at the regular session. * * *

20 SECTION 2. Section 27-103-139, Mississippi Code of 1972, is
21 amended as follows:

22 27-103-139. On or before November 15 preceding each regular
23 session of the Legislature, except the first regular session of a
24 new term of office, the Governor shall submit to the members of
25 the Legislature, the Legislative Budget Office or the
26 members-elect, as the case may be, and to the executive head of
27 each state agency a balanced budget for the succeeding fiscal

28 year. Beginning with the 1996 fiscal year, the budget submitted
29 shall be prepared in a format which will include performance
30 measurement data associated with the various programs operated by
31 each agency. The total proposed expenditures in the balanced
32 budget shall not exceed the amount of estimated revenues that will
33 be available for appropriation or use during the succeeding fiscal
34 year, including any balances that will be on hand at the close of
35 the then current fiscal year, as determined by the revenue
36 estimate jointly adopted by the Governor and the Legislative
37 Budget Committee. Beginning with the budget for Fiscal Year 1994,
38 the total proposed expenditures from the General Fund in the
39 balanced budget shall not exceed ninety-eight percent (98%) of the
40 amount of General Fund revenue estimate for the succeeding fiscal
41 year, plus any unencumbered balances in general funds that will be
42 available and on hand at the close of the then current fiscal
43 year. The General Fund revenue estimate shall be the estimate
44 jointly adopted by the Governor and the Joint Legislative Budget
45 Committee. Unencumbered balances in general funds that will be
46 available and on hand at the close of the fiscal year shall not
47 include projected amounts required to be deposited into the
48 Working Cash-Stabilization Reserve Fund and the Education
49 Enhancement Fund pursuant to Section 27-103-203.

50 The revenues used in preparing the balanced budget shall be
51 only those revenues that will be available under the general laws
52 of the state as they exist when the balanced budget is prepared,
53 and shall not include any proposed revenues that would become
54 available only after the enactment of new legislation. If the
55 Governor has any recommendations for additional proposed
56 expenditures or proposed revenues that are not included in his
57 balanced budget, he shall submit those recommendations in a
58 supplement that is separate from his balanced budget, and whenever
59 the Governor recommends any such additional proposed expenditures,
60 he also shall recommend proposed revenues that are sufficient to

61 fund the additional proposed expenditures, providing specific
62 details regarding the sources and the total amount of those
63 proposed revenues.

64 The Governor may employ a budget officer for the purpose of
65 receiving information from the State Fiscal Officer and preparing
66 his recommendations on the budget. In the event the Governor
67 determines that information received from the State Fiscal Officer
68 is not sufficient to enable him to prepare his budget
69 recommendations, he may request an appropriation from the
70 Legislature to provide additional staff within the Governor's
71 Office for such purpose. At the first regular session after his
72 election for Governor, the Governor shall submit any budget
73 recommendations plus the required revenue source recommendations
74 no later than January 31 of such year. * * *

75 SECTION 3. This act shall take effect and be in force from
76 and after its passage.