

By: Senator(s) Gordon

To: Appropriations

SENATE BILL NO. 2919

1 AN ACT TO AMEND SECTION 27-104-17, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE AGENCY HEADS TO INCREASE AND DECREASE MAJOR OBJECTS
3 OF EXPENDITURE WITHIN SPECIFIC BUDGET TOTALS FOR THE REMAINDER OF
4 FISCAL YEAR 2001; AND FOR RELATED PURPOSES.

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

6 SECTION 1. Section 27-104-17, Mississippi Code of 1972, is
7 amended as follows:

8 27-104-17. (1) An allotment period shall be one-half (1/2)
9 of twelve (12) months, and expenditure one-half (1/2) of the
10 appropriated amount, unless otherwise specified in the
11 appropriation bill or justified by the agency to the Department of
12 Finance and Administration, and the first allotment period shall
13 commence on July 1. Estimates shall be filed with the Department
14 of Finance and Administration not later than the first day of the
15 month preceding the beginning period.

16 Provided further, that the Department of Finance and
17 Administration may, in its discretion, restrict an agency to
18 monthly allotment period when it becomes evident that an agency's
19 rate of expenditure to date indicates this restriction will be
20 necessary to prevent depletion of its appropriation prior to the
21 close of the fiscal year or when the condition of the State
22 General Fund requires monthly monitoring and control of the rate
23 of General Fund expenditures.

24 (2) Except as otherwise provided in subsection (3), unless
25 otherwise specified in the agency appropriation bill, in the event
26 any emergency or unforeseen circumstances shall arise, the agency
27 head may authorize increases in major objects of expenditure

28 within each specific budget within each appropriation bill in
29 total amounts not to exceed ten percent (10%) of the appropriated
30 amount of each object, provided that other major objects of
31 expenditure are decreased by a corresponding dollar amount. No
32 transfers shall be authorized which increase or decrease the major
33 object of expenditure "Salaries, Wages and Fringe Benefits," or
34 which increase the major object of expenditure "Capital Outlay -
35 Equipment." The agency head shall submit written justification
36 for the transfer to the Legislative Budget Office, the Department
37 of Finance and Administration, and the State Auditor, on or before
38 the fifteenth of the month prior to the effective date of the
39 transfer. The transfer shall be effective the first working day
40 of the month following timely submissions required herein. In
41 cases of extreme hardship, certified in writing by the agency head
42 and submitted with timely submissions required herein, the
43 Executive Director of the Department of Finance and
44 Administration, in his discretion, may authorize an earlier
45 effective date for the transfer.

46 (3) Agency heads may authorize increases in major objects of
47 expenditure within each specific budget within each appropriation
48 bill in total amounts, provided that other major objects of
49 expenditure are decreased by a corresponding dollar amount. The
50 agency head shall submit written justification for the transfer to
51 the Legislative Budget Office, the Department of Finance and
52 Administration and the State Auditor. This subsection (3) shall
53 apply only to appropriations and expenditures for Fiscal Year
54 2001, and shall stand repealed after August 31, 2001.

55 SECTION 2. This act shall take effect and be in force from
56 and after its passage.