

By: Representative Ford

To: Public Buildings,
Grounds and Lands;
Appropriations

HOUSE BILL NO. 844

1 AN ACT TO REENACT SECTIONS 7-9-151 THROUGH 7-9-159,
2 MISSISSIPPI CODE OF 1972, WHICH ESTABLISH THE CAPITAL IMPROVEMENTS
3 PREPLANNING FUND AND PROVIDE THE PURPOSES FOR WHICH MONIES IN THE
4 FUND MAY BE USED; TO AMEND SECTION 7-9-161, MISSISSIPPI CODE OF
5 1972, TO EXTEND THE DATE OF REPEAL OF THE CAPITAL IMPROVEMENTS
6 PREPLANNING FUND; AND FOR 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 reenacted as follows:

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 reenacted as follows:

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 Improvements Preplanning Fund created pursuant to
31 Sections 7-9-151 through 7-9-159. The Department of Finance and
32 Administration shall issue warrants upon requisitions signed by
33 the Director of the Bureau of Building, Grounds and Real Property
34 Management. Such requisitions shall set forth the name of the
35 project and estimated cost of the project, and the total of prior
36 expenditures for such project. The Department of Finance and
37 Administration shall not issue a warrant against the Capital
38 Improvements Preplanning Fund if the total amount expended for
39 preliminary study and planning on the project exceeds two percent
40 (2%) of the estimated cost of such project or appraised price of
41 the proposed property.

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

58 **SECTION 3.** Section 7-9-155, Mississippi Code of 1972, is
59 reenacted as follows:

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



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

69 **SECTION 4.** Section 7-9-157, Mississippi Code of 1972, is
70 reenacted as follows:

71 7-9-157. The Department of Finance and Administration is
72 hereby authorized and empowered to receive and expend any local or
73 other source funds in connection with the expenditure of funds
74 deposited into the Capital Improvements Preplanning Fund.

75 **SECTION 5.** Section 7-9-159, Mississippi Code of 1972, is
76 reenacted as follows:

77 7-9-159. On the date that Chapter 246, Laws of 1973, is
78 repealed, the State Treasurer shall transfer all funds in the
79 Capital Improvements Preplanning Fund created pursuant to Chapter
80 246, Laws of 1973, to the Capital Improvements Preplanning Fund
81 created pursuant to Sections 7-9-151 through 7-9-159.

82 **SECTION 6.** Section 7-9-161, Mississippi Code of 1972, is
83 amended as follows:

84 7-9-161. Sections 7-9-151 through 7-9-159, Mississippi Code
85 of 1972, shall be repealed from and after July 1, 2004.

86 **SECTION 7.** This act shall take effect and be in force from
87 and after its passage.

