

By: Representatives Read, Martinson,  
Broomfield, Brown, Davis, Denny, Middleton,  
Miles, Weathersby

To: Appropriations

HOUSE BILL NO. 1699  
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE  
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PEARL RIVER VALLEY WATER  
3 SUPPLY DISTRICT FOR THE FISCAL YEAR 2005.

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

5 **SECTION 1.** The following sum, or so much thereof as may be  
6 necessary, is hereby authorized and approved for expenditure out  
7 of any funds which are received by or otherwise become available  
8 to the Pearl River Valley Water Supply District, for the purpose  
9 of defraying the expenses of the district for the fiscal year  
10 beginning July 1, 2004, and ending June 30, 2005.....  
11 ..... \$ 14,142,660.00.

12 **SECTION 2.** Of the funds appropriated under the provisions of  
13 Section 1, not more than the amounts set forth below shall be  
14 expended for the respective major objects or purposes of  
15 expenditure:

16 MAJOR OBJECTS OF EXPENDITURE:

17 Personal Services:

18	Salaries, Wages and Fringe Benefits..	\$	3,681,699.00
19	Travel and Subsistence.....		60,000.00
20	Contractual Services.....		2,635,330.00
21	Commodities.....		593,500.00
22	Capital Outlay:		
23	Other Than Equipment.....		5,900,000.00
24	Equipment.....		495,093.00
25	Subsidies, Loans and Grants.....		<u>777,038.00</u>
26	Total.....	\$	14,142,660.00

27 AUTHORIZED POSITIONS:

28	Permanent:	Full Time.....	96
29		Part Time.....	8
30	Time-Limited:	Full Time.....	0
31		Part Time.....	0

32 With the funds herein appropriated, it is the intention of  
33 the Legislature that it shall be the agency's responsibility to  
34 make certain that funds required to be appropriated for "Personal  
35 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005  
36 funds appropriated for that purpose, unless programs or positions  
37 are added to the agency's Fiscal Year 2006 budget by the  
38 Mississippi Legislature. Based on data provided by the  
39 Legislative Budget Office, the State Personnel Board shall  
40 determine and publish the projected annual cost to fully fund all  
41 appropriated positions in compliance with the provisions of this  
42 act. It shall be the responsibility of the agency head to insure  
43 that no single personnel action increases this projected annual  
44 cost and/or the Fiscal Year 2005 appropriation for "Personal  
45 Services" when annualized, with the exception of escalated funds.  
46 If, at the time the agency takes any action to change "Personal  
47 Services," the State Personnel Board determines that the agency  
48 has taken an action which would cause the agency to exceed this  
49 projected annual cost or the Fiscal Year 2005 "Personal Services"  
50 appropriated level, when annualized, then only those actions which  
51 reduce the projected annual cost and/or the appropriation  
52 requirement will be processed by the State Personnel Board until  
53 such time as the requirements of this provision are met.

54 Any transfers or escalations shall be made in accordance with  
55 the terms, conditions and procedures established by law or  
56 allowable under the terms set forth within this act. The State  
57 Personnel Board shall not escalate positions without written  
58 approval from the Department of Finance and Administration. The  
59 Department of Finance and Administration shall not provide written  
60 approval to escalate any funds for salaries and/or positions

61 without proof of availability of new or additional funds above the  
62 appropriated level.

63 No general funds authorized to be expended herein shall be  
64 used to replace federal funds and/or other special funds which are  
65 being used for salaries authorized under the provisions of this  
66 act and which are withdrawn and no longer available.

67 With the funds herein appropriated, funds are included and  
68 authorized in the Salaries, Wages and Fringe Benefits major object  
69 of expenditure to pay "call back pay" in lieu of "compensatory  
70 time credit," at the discretion of the Director of the Pearl River  
71 Valley Water Supply District, to any employee who must work on a  
72 statutory holiday or any holiday proclaimed by the Governor.

73 **SECTION 3.** It is the intention of the Legislature that the  
74 Pearl River Valley Water Supply District shall maintain complete  
75 accounting and personnel records related to the expenditure of all  
76 funds appropriated under this act and that such records shall be  
77 in the same format and level of detail as maintained for Fiscal  
78 Year 2004. It is further the intention of the Legislature that  
79 the agency's budget request for Fiscal Year 2006 shall be  
80 submitted to the Joint Legislative Budget Committee in a format  
81 and level of detail comparable to the format and level of detail  
82 provided during the Fiscal Year 2005 budget request process.

83 **SECTION 4.** It is the intention of the Legislature that the  
84 agency shall provide a report reflecting Fiscal Year 2004 usage of  
85 wireless communication devices which shall include cellular  
86 phones, two-way radios, pagers, or any other means of wireless  
87 communications to the Chairman of the House Appropriations  
88 Committee, the Chairman of the Senate Appropriations Committee,  
89 and the State Auditor by September 1, 2004. The report shall  
90 contain, but not be limited to, the following:

91 (1) The number of wireless communication devices provided to  
92 employees by the agency;

93           (2) The annual cost of usage of wireless communication  
94 devices by each employee of the agency who is issued a wireless  
95 communication device;

96           (3) Separate justification of the usage of wireless  
97 communication devices by those employees issued wireless  
98 communication devices; and

99           (4) To determine whether quantifiable benefits are  
100 associated with the utilization of wireless communications and  
101 whether such service provides more efficient or effective service  
102 delivery.

103           **SECTION 5.** The funds herein approved for expenditure, except  
104 and less an amount approved by the State Fiscal Officer which  
105 shall be sufficient to cover disbursements for current operations,  
106 shall be deposited at interest with any official depository of the  
107 state at a rate of interest numerically not less than one percent  
108 (1%) below the bank discount rate on United States Treasury bills  
109 of comparable maturity as determined by the State Treasurer.

110           **SECTION 6.** The money herein approved for expenditure shall  
111 be disbursed upon bank checks signed by the proper person, officer  
112 or officers, in the manner provided by law or in accordance with  
113 the provisions of a valid trust indenture.

114           **SECTION 7.** This act shall take effect and be in force from  
115 and after July 1, 2004.