

By: Representatives Miles, Sullivan,
Montgomery, Markham, Ward, Holland, Franks,
Moss, Cummings, Hudson, Weathersby, Gadd,
Staples, Robinson (84th), Akins

To: Appropriations

HOUSE BILL NO. 195

1 AN ACT TO AMEND SECTION 8, CHAPTER 595, LAWS OF 2004, TO
2 PROVIDE THAT FROM AND AFTER THE PASSAGE OF HOUSE BILL NO. ____,
3 2005 REGULAR SESSION, FUNDS OF THE OFFICE OF STATE AID ROAD
4 CONSTRUCTION SHALL BE EXEMPT FROM ANY REQUIRED TRANSFER OF FUNDS
5 TO THE BUDGET CONTINGENCY FUND; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 8, Chapter 595, Laws of 2004, is amended
8 as follows:

9 Section 8. (1) During the period beginning upon July 1,
10 2004, and until June 30, 2005, the State Fiscal Officer shall
11 transfer to the Budget Contingency Fund created in Section
12 27-103-301, from the aggregate of special funds in the State
13 Treasury, an amount equal to Eighty-three Million Four Hundred
14 Thousand Dollars (\$83,400,000.00). Not later than July 31, 2004,
15 the State Fiscal Officer shall notify each agency that is subject
16 to the provisions of this section of the total amount of funds
17 that the agency shall transfer during the fiscal year and the time
18 period or periods within which the funds must be transferred. The
19 funds shall be transferred in accordance with a schedule
20 established by the State Fiscal Officer, but the total amount
21 transferred in any one (1) month shall not exceed Twenty Million
22 Eight Hundred Fifty Thousand Dollars (\$20,850,000.00).

23 (2) The State Fiscal Officer shall determine which special
24 funds shall be transferred to the Budget Contingency Fund at any
25 time under this section and shall notify the appropriate agencies,
26 except that the Working Cash-Stabilization Reserve Fund, trust
27 funds, bond proceed funds, federal funds, special-source funds
28 used to match federal funds, special-source funds to the credit of

29 the Mississippi Department of Transportation, special-source funds
30 to the credit of the Department of Mental Health derived from
31 client care, * * * special-source funds to the credit of the
32 Telecommunications Ad Valorem Tax Reduction Fund established under
33 Section 27-38-7, and, beginning from and after the effective date
34 of House Bill No. _____, 2005 Regular Session, funds of the Office
35 of State Aid Road Construction, shall be exempt from any required
36 transfer under this section. Upon notification from the State
37 Fiscal Officer, the agency shall make the transfer from its
38 special funds as required by the State Fiscal Officer.

39 **SECTION 2.** This act shall take effect and be in force from
40 and after its passage.