

By: Representative Warren

To: Public Property;
Appropriations

HOUSE BILL NO. 566

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; TO AMEND SECTION 7-9-161, MISSISSIPPI CODE OF
4 1972, TO EXTEND THE DATE OF REPEAL ON THOSE REENACTED SECTIONS;
5 AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 7-9-151, Mississippi Code of 1972, is
8 reenacted as follows:

9 7-9-151. There is hereby established in the State Treasury a
10 revolving fund to be designated as the "Capital Improvements
11 Preplanning Fund" which shall consist of monies appropriated or
12 otherwise made available therefor by the Legislature. Such funds
13 as may be deposited in the revolving fund may be expended by the
14 Bureau of Building, Grounds and Real Property Management to obtain
15 preliminary studies and plans for projects authorized by the
16 Legislature. Funds also may be expended, in an amount not to
17 exceed Two Hundred Thousand Dollars (\$200,000.00) for any project,
18 for the purpose of obtaining preliminary studies and plans, to
19 include appraisals and the purchase of options on real property,
20 for projects the bureau may consider proposing to the Legislature
21 for authorization. The bureau shall consider architectural and
22 aesthetic compatibility in the preplanning of any project
23 conducted using money from the Capital Improvements Preplanning
24 Fund.

25 **SECTION 2.** Section 7-9-153, Mississippi Code of 1972, is
26 reenacted as follows:

27 7-9-153. (1) All expenses for preplanning projects
28 authorized by the Legislature shall be paid upon warrants drawn on

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

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

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

59 7-9-155. Upon the appropriation of funds or the sale of
60 bonds to fund any project authorized by the Legislature for which
61 planning funds have been expended under the provisions of Sections

62 7-9-151 through 7-9-159, the Director of the Bureau of Building,
63 Grounds and Real Property Management shall requisition such amount
64 as has been expended for preliminary planning to be transferred
65 from the available funds for such project to the Capital
66 Improvements Preplanning Fund and the Department of Finance and
67 Administration shall make such transfer.

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

70 7-9-157. The Department of Finance and Administration is
71 hereby authorized and empowered to receive and expend any local or
72 other source funds in connection with the expenditure of funds
73 deposited into the Capital Improvements Preplanning Fund.

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

76 7-9-159. On the date that Chapter 246, Laws of 1973, is
77 repealed, the State Treasurer shall transfer all funds in the
78 Capital Improvements Preplanning Fund created pursuant to Chapter
79 246, Laws of 1973, to the Capital Improvements Preplanning Fund
80 created pursuant to Sections 7-9-151 through 7-9-159.

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

83 7-9-161. Sections 7-9-151 through 7-9-159, Mississippi Code
84 of 1972, shall be repealed on July 1, 2008.

85 **SECTION 7.** This act shall take effect and be in force from
86 and after July 1, 2006.