

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

To: Appropriations

HOUSE BILL NO. 1586

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PEARL RIVER BASIN
3 DEVELOPMENT DISTRICT FOR THE FISCAL YEAR 2007.

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 Basin Development District, for the purpose of
9 defraying the expenses of the district for the fiscal year
10 beginning July 1, 2006, and ending June 30, 2007.....
11 \$ 2,093,333.00.

12 **SECTION 2.** Of the funds approved for expenditure under the
13 provisions of Section 1, not more than the amounts set forth below
14 shall be 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..	\$	603,605.00
19	Travel and Subsistence.....		30,000.00
20	Contractual Services.....		269,928.00
21	Commodities.....		41,800.00
22	Capital Outlay:		
23	Other Than Equipment.....		563,000.00
24	Equipment.....		30,000.00
25	Subsidies, Loans and Grants.....		<u>555,000.00</u>
26	Total.....	\$	2,093,333.00

27 AUTHORIZED POSITIONS:

28	Permanent:	Full Time.....	12
29		Part Time.....	3
30	Time-Limited:	Full Time.....	0
31		Part Time.....	0

32 For the fiscal year beginning on July 1, 2006, funds are
33 provided herein to adjust the annual compensation of each employee
34 who has been employed for twelve (12) months or longer by an
35 amount equal to One Thousand Dollars (\$1,000.00), effective on
36 July 1, 2006.

37 With the funds herein appropriated, it is the intention of
38 the Legislature that it shall be the agency's responsibility to
39 make certain that funds required to be appropriated for "Personal
40 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
41 funds appropriated for that purpose, unless programs or positions
42 are added to the agency's Fiscal Year 2008 budget by the
43 Mississippi Legislature. Based on data provided by the
44 Legislative Budget Office, the State Personnel Board shall
45 determine and publish the projected annual cost to fully fund all
46 appropriated positions in compliance with the provisions of this
47 act. It shall be the responsibility of the agency head to insure
48 that no single personnel action increases this projected annual
49 cost and/or the Fiscal Year 2007 appropriation for "Personal
50 Services" when annualized, with the exception of escalated funds.
51 If, at the time the agency takes any action to change "Personal
52 Services," the State Personnel Board determines that the agency
53 has taken an action which would cause the agency to exceed this
54 projected annual cost or the Fiscal Year 2007 "Personal Services"
55 appropriated level, when annualized, then only those actions which
56 reduce the projected annual cost and/or the appropriation
57 requirement will be processed by the State Personnel Board until
58 such time as the requirements of this provision are met.

59 Any transfers or escalations shall be made in accordance with
60 the terms, conditions and procedures established by law or

61 allowable under the terms set forth within this act. The State
62 Personnel Board shall not escalate positions without written
63 approval from the Department of Finance and Administration. The
64 Department of Finance and Administration shall not provide written
65 approval to escalate any funds for salaries and/or positions
66 without proof of availability of new or additional funds above the
67 appropriated level.

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

72 **SECTION 3.** It is the intention of the Legislature that the
73 Pearl River Basin Development District shall maintain complete
74 accounting and personnel records related to the expenditure of all
75 funds appropriated under this act and that such records shall be
76 in the same format and level of detail as maintained for Fiscal
77 Year 2006. It is further the intention of the Legislature that
78 the agency's budget request for Fiscal Year 2008 shall be
79 submitted to the Joint Legislative Budget Committee in a format
80 and level of detail comparable to the format and level of detail
81 provided during the Fiscal Year 2007 budget request process.

82 **SECTION 4.** It is the intention of the Legislature that the
83 Director of the Pearl River Basin Development District shall be
84 authorized to escalate, budget and expend funds from any source,
85 not to exceed Five Hundred Thousand Dollars (\$500,000.00), for the
86 purpose of maintaining the Lower Pearl Restoration Project in
87 accordance with the Project Cooperation Agreement with the United
88 States Army Corps of Engineers and to maintain the South Jackson
89 Clearing Project in an area along the Pearl River in Hinds County
90 and Rankin County, in accordance with rules and regulations of the
91 Department of Finance and Administration in a manner consistent
92 with the escalation of federal funds.

93 **SECTION 5.** It is the intention of the Legislature that
94 whenever two (2) or more bids are received by this agency for the
95 purchase of commodities or equipment, and whenever all things
96 stated in such received bids are equal with respect to price,
97 quality and service, the Mississippi Industries for the Blind
98 shall be given preference. A similar preference shall be given to
99 the Mississippi Industries for the Blind whenever purchases are
100 made without competitive bids.

101 **SECTION 6.** The funds herein approved for expenditure, except
102 and less an amount approved by the State Fiscal Officer which
103 shall be sufficient to cover disbursements for current operations,
104 shall be deposited at interest with any official depository of the
105 state at a rate of interest numerically not less than one percent
106 (1%) below the bank discount rate on United States Treasury bills
107 of comparable maturity as determined by the State Treasurer.

108 **SECTION 7.** The money herein approved for expenditure shall
109 be disbursed upon bank checks signed by the proper person, officer
110 or officers, in the manner provided by law or in accordance with
111 the provisions of a valid trust indenture.

112 **SECTION 8.** This act shall take effect and be in force from
113 and after July 1, 2006.