

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

To: Appropriations

HOUSE BILL NO. 1592  
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE  
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE TOMBIGBEE RIVER VALLEY  
3 WATER MANAGEMENT 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 Tombigbee River Valley Water Management District, for the  
9 purpose of paying bond maturities, accrued interest, maintenance  
10 expenses, project development costs, and any other authorized  
11 expenses of the water management district, for the fiscal year  
12 beginning July 1, 2006, and ending June 30, 2007.....  
13 ..... \$ 3,975,591.00.

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

18 MAJOR OBJECTS OF EXPENDITURE:

19 Personal Services:

20	Salaries, Wages and Fringe Benefits..	\$	804,891.00
21	Travel and Subsistence.....		62,000.00
22	Contractual Services.....		480,000.00
23	Commodities.....		210,000.00
24	Capital Outlay:		
25	Other Than Equipment.....		1,788,000.00
26	Equipment.....		590,700.00
27	Subsidies, Loans and Grants.....		<u>40,000.00</u>

28 Total..... \$ 3,975,591.00

29 AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	18
31		Part Time.....	0
32	Time-Limited:	Full Time.....	0
33		Part Time.....	0

34 Funds are provided herein to adjust the Variable Compensation  
35 Plan to ensure that all full-time employees receive a pay increase  
36 equal to the realignment component of the Variable Compensation  
37 Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,  
38 with not more than one-half (1/2) to be awarded on July 1, 2006,  
39 with the remainder to be awarded on January 1, 2007.

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

60 requirement will be processed by the State Personnel Board until  
61 such time as the requirements of this provision are met.

62 Any transfers or escalations shall be made in accordance with  
63 the terms, conditions and procedures established by law or  
64 allowable under the terms set forth within this act. The State  
65 Personnel Board shall not escalate positions without written  
66 approval from the Department of Finance and Administration. The  
67 Department of Finance and Administration shall not provide written  
68 approval to escalate any funds for salaries and/or positions  
69 without proof of availability of new or additional funds above the  
70 appropriated level.

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

75 **SECTION 3.** It is the intention of the Legislature that the  
76 Tombigbee River Valley Water Management District shall maintain  
77 complete accounting and personnel records related to the  
78 expenditure of all funds appropriated under this act and that such  
79 records shall be in the same format and level of detail as  
80 maintained for Fiscal Year 2006. It is further the intention of  
81 the Legislature that the agency's budget request for Fiscal Year  
82 2008 shall be submitted to the Joint Legislative Budget Committee  
83 in a format and level of detail comparable to the format and level  
84 of detail provided during the Fiscal Year 2007 budget request  
85 process.

86 **SECTION 4.** It is the intention of the Legislature that  
87 whenever two (2) or more bids are received by this agency for the  
88 purchase of commodities or equipment, and whenever all things  
89 stated in such received bids are equal with respect to price,  
90 quality and service, the Mississippi Industries for the Blind  
91 shall be given preference. A similar preference shall be given to

92 the Mississippi Industries for the Blind whenever purchases are  
93 made without competitive bids.

94         **SECTION 5.** All monies in possession of the district in  
95 excess of necessary operating funds shall be deposited with a bank  
96 or banks selected by the board of directors of the district.  
97 These funds shall be deposited in such bank or banks and in such  
98 manner that interest earned shall be at least equal to interest  
99 earnings on state funds deposited by the State Treasury.

100         **SECTION 6.** The money herein approved for expenditure shall  
101 be disbursed upon bank checks signed by the proper person, officer  
102 or officers, in the manner provided by law.

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