

By: Representative Baker (74th)

To: Constitution;
Appropriations

HOUSE CONCURRENT RESOLUTION NO. 35

1 A CONCURRENT RESOLUTION PROPOSING TO AMEND THE MISSISSIPPI
2 CONSTITUTION OF 1890 BY CREATING A NEW SECTION 64A TO PROVIDE THAT
3 THE LEGISLATURE SHALL NOT APPROPRIATE FROM THE STATE GENERAL FUND
4 FOR ANY FISCAL YEAR MORE THAN NINETY-EIGHT PERCENT OF THE GENERAL
5 FUND REVENUE ESTIMATE FOR THAT YEAR, PLUS ANY UNENCUMBERED GENERAL
6 FUND BALANCES THAT WILL BE AVAILABLE AT THE CLOSE OF THE THEN
7 CURRENT FISCAL YEAR; TO DIRECT THE LEGISLATURE TO SPECIFY BY
8 GENERAL LAW THE OFFICER, AGENCY OR ENTITY THAT WILL DETERMINE THE
9 GENERAL FUND REVENUE ESTIMATE; AND FOR RELATED PURPOSES.

10 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF
11 MISSISSIPPI, That the following amendment to the Mississippi
12 Constitution of 1890 is proposed to the qualified electors of the
13 state:

14 Amend the Mississippi Constitution of 1890 to create a new
15 Section 64A to read as follows:

16 "Section 64A. The total sum appropriated by the Legislature
17 from the State General Fund for any fiscal year shall not exceed
18 ninety-eight percent (98%) of the general fund revenue estimate
19 for that fiscal year, plus any unencumbered balances in general
20 funds that will be available and on hand at the close of the then
21 current fiscal year. The Legislature by general law shall specify
22 the officer, agency or entity that will determine the general fund
23 revenue estimate."

24 BE IT FURTHER RESOLVED, That this proposed amendment shall be
25 submitted by the Secretary of State to the qualified electors at
26 an election to be held on the first Tuesday after the first Monday
27 of November 2006, as provided by Section 273 of the Constitution
28 and by general law.

29 BE IT FURTHER RESOLVED, That the explanation of this proposed
30 amendment for the ballot shall read as follows: "This proposed

31 constitutional amendment provides that the Legislature shall not
32 appropriate from the State General Fund for any fiscal year more
33 than ninety-eight percent of the general fund revenue estimate for
34 that year, plus any unencumbered general fund balances that will
35 be available at the close of the then current fiscal year, and
36 directs the Legislature to specify by general law the officer,
37 agency or entity that will determine the general fund revenue
38 estimate."