

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

To: Appropriations

HOUSE BILL NO. 1661
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PEARL RIVER VALLEY WATER
3 SUPPLY DISTRICT FOR THE FISCAL YEAR 2008.

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 Valley Water Supply District, for the purpose
9 of defraying the expenses of the district for the fiscal year
10 beginning July 1, 2007, and ending June 30, 2008.....
11 \$ 15,563,912.00.

12 **SECTION 2.** Of the funds appropriated under the provisions of
13 Section 1, not more than the amounts set forth below shall be
14 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.. \$ 5,110,842.00
19 Travel and Subsistence..... 60,000.00
20 Contractual Services..... 3,022,570.00
21 Commodities..... 849,500.00

22 Capital Outlay:

23 Other Than Equipment..... 5,156,000.00
24 Equipment..... 345,000.00
25 Vehicles..... 150,000.00
26 Wireless Communication Devices..... 0.00
27 Subsidies, Loans and Grants..... 870,000.00

28 Total..... \$ 15,563,912.00

29 AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	104
31		Part Time.....	8
32	Time-Limited:	Full Time.....	1
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 One Thousand Five Hundred Dollars (\$1,500.00), whichever
38 is greater, to be awarded on July 1, 2007.

39 With the funds herein appropriated, it is the intention of
40 the Legislature that it shall be the agency's responsibility to
41 make certain that funds required to be appropriated for "Personal
42 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
43 funds appropriated for that purpose, unless programs or positions
44 are added to the agency's Fiscal Year 2008 budget by the
45 Mississippi Legislature. Based on data provided by the
46 Legislative Budget Office, the State Personnel Board shall
47 determine and publish the projected annual cost to fully fund all
48 appropriated positions in compliance with the provisions of this
49 act. It shall be the responsibility of the agency head to insure
50 that no single personnel action increases this projected annual
51 cost and/or the Fiscal Year 2008 appropriations for "Personal
52 Services" when annualized, with the exception of escalated funds
53 and educational benchmarks. If, at the time the agency takes any
54 action to change "Personal Services," the State Personnel Board
55 determines that the agency has taken an action which would cause
56 the agency to exceed this projected annual cost or the Fiscal Year
57 2008 "Personal Services" appropriated level, when annualized, then
58 only those actions which reduce the projected annual cost and/or
59 the appropriation requirement will be processed by the State
60 Personnel Board until such time as the requirements of this

61 provision are met. On January 1, 2008, the State Personnel Board
62 will make adjustments to the structure side of the compliance
63 report based on data provided by the Legislative Budget Office in
64 order for agencies to award educational benchmarks.

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

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

78 With the funds herein appropriated, funds are included and
79 authorized in the Salaries, Wages and Fringe Benefits major object
80 of expenditure to pay "call back pay" in lieu of "compensatory
81 time credit," at the discretion of the Director of the Pearl River
82 Valley Water Supply District, to any employee who must work on a
83 statutory holiday or any holiday proclaimed by the Governor.

84 **SECTION 3.** It is the intention of the Legislature that the
85 Pearl River Valley Water Supply District shall maintain complete
86 accounting and personnel records related to the expenditure of all
87 funds appropriated under this act and that such records shall be
88 in the same format and level of detail as maintained for Fiscal
89 Year 2007. It is further the intention of the Legislature that
90 the agency's budget request for Fiscal Year 2009 shall be
91 submitted to the Joint Legislative Budget Committee in a format
92 and level of detail comparable to the format and level of detail
93 provided during the Fiscal Year 2008 budget request process.

94 **SECTION 4.** It is the intention of the Legislature that
95 whenever two (2) or more bids are received by this agency for the
96 purchase of commodities or equipment, and whenever all things
97 stated in such received bids are equal with respect to price,
98 quality and service, the Mississippi Industries for the Blind
99 shall be given preference. A similar preference shall be given to
100 the Mississippi Industries for the Blind whenever purchases are
101 made without competitive bids.

102 **SECTION 5.** The funds herein approved for expenditure, except
103 and less an amount approved by the State Fiscal Officer which
104 shall be sufficient to cover disbursements for current operations,
105 shall be deposited at interest with any official depository of the
106 state at a rate of interest numerically not less than one percent
107 (1%) below the bank discount rate on United States Treasury bills
108 of comparable maturity as determined by the State Treasurer.

109 **SECTION 6.** The Pearl River Valley Water Supply District is
110 authorized to expend any federal or state funds to repair damage
111 caused by Hurricane Katrina on the shoreline located between the
112 Bob Anthony Parkway and the causeway on either public or private
113 property.

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

118 **SECTION 8.** This act shall take effect and be in force from
119 and after July 1, 2007.