

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

To: Appropriations

HOUSE BILL NO. 1664

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 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 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, 2007, and ending June 30, 2008.....
13 \$ 4,284,827.00.

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.. \$ 919,927.00
21 Travel and Subsistence..... 70,000.00
22 Contractual Services..... 600,000.00
23 Commodities..... 250,000.00

24 Capital Outlay:

25 Other Than Equipment..... 1,983,000.00
26 Equipment..... 346,300.00
27 Vehicles..... 60,000.00

28	Wireless Communication Devices.....	400.00
29	Subsidies, Loans and Grants.....	<u>55,200.00</u>
30	Total.....	\$ 4,284,827.00

31 AUTHORIZED POSITIONS:

32	Permanent: Full Time.....	18
33	Part Time.....	0
34	Time-Limited: Full Time.....	0
35	Part Time.....	0

36 Funds are provided herein to adjust the Variable Compensation
37 Plan to ensure that all full-time employees receive a pay increase
38 equal to the realignment component of the Variable Compensation
39 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever
40 is greater.

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

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

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

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

76 **SECTION 3.** It is the intention of the Legislature that the
77 Tombigbee River Valley Water Management District shall maintain
78 complete accounting and personnel records related to the
79 expenditure of all funds appropriated under this act and that such
80 records shall be in the same format and level of detail as
81 maintained for Fiscal Year 2007. It is further the intention of
82 the Legislature that the agency's budget request for Fiscal Year
83 2009 shall be submitted to the Joint Legislative Budget Committee
84 in a format and level of detail comparable to the format and level
85 of detail provided during the Fiscal Year 2008 budget request
86 process.

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

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

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

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

104 **SECTION 7.** This act shall take effect and be in force from
105 and after July 1, 2007.