

By: Representative Frierson

To: Appropriations

HOUSE BILL NO. 878
(As Sent to Governor)

1 AN ACT TO DIRECT THE STATE FISCAL OFFICER TO TRANSFER SUMS
2 FROM CERTAIN FUNDS IN THE STATE TREASURY TO THE CAPITAL EXPENSE
3 FUND DURING FISCAL YEARS 2016 AND 2017; TO AMEND SECTIONS
4 27-103-125, 27-103-139 AND 27-103-211, MISSISSIPPI CODE OF 1972,
5 TO REVISE THE PERCENTAGE LIMITATION ON LEGISLATIVE APPROPRIATIONS
6 FROM THE STATE GENERAL FUND FOR FISCAL YEAR 2017; TO AMEND SECTION
7 27-103-213, MISSISSIPPI CODE OF 1972, TO PROVIDE FOR THE
8 DISTRIBUTION OF THE UNENCUMBERED ENDING CASH BALANCE IN THE STATE
9 GENERAL FUND AT THE END OF FISCAL YEAR 2016; TO AMEND SECTION
10 65-37-13, MISSISSIPPI CODE OF 1972, TO DELAY THE REQUIREMENT FOR
11 APPROPRIATIONS TO THE LOCAL SYSTEM BRIDGE REPLACEMENT AND
12 REHABILITATION PROGRAM; TO AMEND SECTION 43-13-405, MISSISSIPPI
13 CODE OF 1972, TO EXTEND THE DATE OF THE REPEALER ON THE HEALTH
14 CARE TRUST FUND; TO AMEND SECTION 38, CHAPTER 102, LAWS OF 2015,
15 TO AUTHORIZE THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER
16 LEARNING TO MAKE EXPENDITURES FROM THE FISCAL YEAR 2016
17 APPROPRIATION FOR THE REPAIR AND RENOVATION OF A DORMITORY AT
18 MISSISSIPPI VALLEY STATE UNIVERSITY; TO AMEND SECTION 1, CHAPTER
19 103, LAWS OF 2015, TO REDUCE THE AMOUNT APPROPRIATED FOR THE
20 EXPENSES OF THE JOINT LEGISLATIVE BUDGET COMMITTEE IN THE FISCAL
21 YEAR 2016 APPROPRIATION; TO AMEND SECTION 3, CHAPTER 88, LAWS OF
22 2015, TO MOVE FUNDS AMONG VARIOUS CATEGORIES IN THE FISCAL YEAR
23 2016 APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY; AND FOR
24 RELATED PURPOSES.

25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

26 **SECTION 1.** (1) During fiscal year 2016, the State Fiscal
27 Officer shall transfer to the Capital Expense Fund out of the
28 following enumerated funds, the amounts listed below from each
29 fund:



30	FUND	FUND NUMBER	AMOUNT
31	Secretary of State	3311E00000	
32		3311100000	
33		3311000000	
34		3311C00000	
35		3311M00000	
36		3311P00000	
37		3311A00000	
38		3311800000	
39		3311200000	
40		3311400000	18,000,000.00
41	Public Service		
42	Commission	3381100000	5,000,000.00
43	Public Service		
44	Commission -		
45	Utilities Staff	3381700000	300,000.00
46	Information Technology		
47	Services	3360100000	500,000.00
48	State Personnel Board	3361400000	
49		3361100000	1,000,000.00
50	Department of Insurance	6350E00000	
51		3350100000	
52		3350300000	
53		3350000000	
54		3350H00000	



55		6350J00000	
56		6350K00000	
57		3350500000	
58		3350600000	
59		3350700000	
60		3350900000	
61		3350C00000	6,000,000.00
62	Department of Finance		
63	and Administration -		
64	Support	3312100000	
65		3312200000	
66		3312500000	
67		3312600000	
68		3312800000	
69		3313000000	
70		3313100000	
71		3313200000	
72		3313500000	
73		3313600000	
74		3313800000	1,200,000.00
75	Mississippi Gaming		
76	Commission	3318700000	
77		3318800000	1,500,000.00
78	Oil and Gas Board	3349100000	
79		3349300000	15,000,000.00



80	Mississippi Workers'		
81	Compensation		
82	Commission	3352100000	
83		3352200000	<u>1,500,000.00</u>
84	Total		\$50,000,000.00

85 (2) During fiscal year 2017, the State Fiscal Officer shall
86 transfer to the Capital Expense Fund out of the following
87 enumerated funds, the amounts listed below from each fund:

88	FUND	FUND NUMBER	AMOUNT
89	Unclaimed Property Fund	3317800000	\$14,000,000.00
90	Board of Nursing	3383800000	8,000,000.00
91	Medical Licensure Board	3382900000	2,000,000.00
92	Department of		
93	Corrections	3355100000	
94		3355200000	500,000.00
95	Board of Dental		
96	Examiners	3382400000	500,000.00
97	Board of Engineers		
98	and Land Surveyors	3384200000	500,000.00
99	Motor Vehicle		
100	Commission	3383900000	500,000.00
101	Budget Contingency Fund	6117700000	1,114,646.00
102	Hurricane Disaster		
103	Reserve Fund	667SS00000	<u>1,780,930.00</u>
104	Total		\$28,895,576.00



105 **SECTION 2.** Section 27-103-125, Mississippi Code of 1972, is
106 amended as follows:

107 27-103-125. The proposed budget of each state agency shall
108 show the amounts required for operating expenses separately from
109 the amounts required for permanent improvements. The overall
110 budget shall show, separately by each source, the estimated amount
111 of general fund revenue and of special fund revenues of general
112 fund agencies. The total proposed expenditures in Part 1 of the
113 overall budget shall not exceed the amount of estimated revenues
114 that will be available in the general and special funds for
115 appropriation or use during the succeeding fiscal year, including
116 any balances that will be on hand in the general and special funds
117 at the close of the then current fiscal year. The total proposed
118 expenditures from the State General Fund in Part 1 of the overall
119 budget shall not exceed ninety-eight percent (98%) of the amount
120 of general fund revenue estimate for the succeeding fiscal year,
121 plus any unencumbered balances in general funds that will be
122 available and on hand at the close of the then current fiscal
123 year. However, for fiscal years 2010, 2011, 2012, * * * 2016 and
124 2017 only, the total proposed expenditures from the State General
125 Fund in Part 1 of the overall budget shall not exceed one hundred
126 percent (100%) of the amount of the general fund revenue estimate
127 for the succeeding fiscal year, plus any unencumbered balances in
128 general funds that will be available and on hand at the close of
129 the then current fiscal year. The general fund revenue estimate



130 shall be the estimate jointly adopted by the Governor and the
131 Joint Legislative Budget Committee. Unencumbered balances in
132 general funds that will be available and on hand at the close of
133 the current fiscal year shall not include projected amounts
134 required to be deposited into the Working Cash-Stabilization
135 Reserve Fund under Section 27-103-203. The Legislative Budget
136 Office may recommend additional taxes or sources of revenue if in
137 its judgment those additional funds are necessary to adequately
138 support the functions of the state government.

139 **SECTION 3.** Section 27-103-139, Mississippi Code of 1972, is
140 amended as follows:

141 27-103-139. On or before November 15 preceding each regular
142 session of the Legislature, except the first regular session of a
143 new term of office, the Governor shall submit to the members of
144 the Legislature, the Legislative Budget Office or the
145 members-elect, as the case may be, and to the executive head of
146 each state agency a balanced budget for the succeeding fiscal
147 year. The budget submitted shall be prepared in a format that
148 will include performance measurement data associated with the
149 various programs operated by each agency. The total proposed
150 expenditures in the balanced budget shall not exceed the amount of
151 estimated revenues that will be available for appropriation or use
152 during the succeeding fiscal year, including any balances that
153 will be on hand at the close of the then current fiscal year, as
154 determined by the revenue estimate jointly adopted by the Governor



155 and the Legislative Budget Committee. The total proposed
156 expenditures from the State General Fund in the balanced budget
157 shall not exceed ninety-eight percent (98%) of the amount of
158 general fund revenue estimate for the succeeding fiscal year, plus
159 any unencumbered balances in general funds that will be available
160 and on hand at the close of the then current fiscal year.
161 However, for fiscal years 2010, 2011, 2012, * * * 2016 and 2017
162 only, the total proposed expenditures from the State General Fund
163 in the balanced budget shall not exceed one hundred percent (100%)
164 of the amount of the general fund revenue estimate for the
165 succeeding fiscal year, plus any unencumbered balances in general
166 funds that will be available and on hand at the close of the then
167 current fiscal year. The general fund revenue estimate shall be
168 the estimate jointly adopted by the Governor and the Joint
169 Legislative Budget Committee. Unencumbered balances in general
170 funds that will be available and on hand at the close of the
171 fiscal year shall not include projected amounts required to be
172 deposited into the Working Cash-Stabilization Reserve Fund and the
173 Education Enhancement Fund under Section 27-103-203.

174 The revenues used in preparing the balanced budget shall be
175 only those revenues that will be available under the general laws
176 of the state as they exist when the balanced budget is prepared,
177 and shall not include any proposed revenues that would become
178 available only after the enactment of new legislation. If the
179 Governor has any recommendations for additional proposed



180 expenditures or proposed revenues that are not included in his
181 balanced budget, he shall submit those recommendations in a
182 supplement that is separate from his balanced budget, and whenever
183 the Governor recommends any such additional proposed expenditures,
184 he also shall recommend proposed revenues that are sufficient to
185 fund the additional proposed expenditures, providing specific
186 details regarding the sources and the total amount of those
187 proposed revenues.

188 The Governor may employ a budget officer for the purpose of
189 receiving information from the State Fiscal Officer and preparing
190 his recommendations on the budget. If the Governor determines
191 that information received from the State Fiscal Officer is not
192 sufficient to enable him to prepare his budget recommendations, he
193 may request an appropriation from the Legislature to provide
194 additional staff within the Governor's office for that purpose.
195 At the first regular session after his election for Governor, the
196 Governor shall submit any budget recommendations plus the required
197 revenue source recommendations no later than January 31 of that
198 year.

199 **SECTION 4.** Section 27-103-211, Mississippi Code of 1972, is
200 amended as follows:

201 27-103-211. The total sum appropriated by the Legislature
202 from the State General Fund for any fiscal year shall not exceed
203 ninety-eight percent (98%) of the general fund revenue estimate
204 for that fiscal year developed by the Department of Revenue and



205 the University Research Center and adopted by the Joint
206 Legislative Budget Committee, plus any unencumbered balances in
207 general funds that will be available and on hand at the close of
208 the then current fiscal year. The unencumbered balances in
209 general funds that will be available and on hand at the close of
210 the fiscal year shall not include projected amounts required to be
211 deposited into the Working Cash-Stabilization Reserve Fund under
212 Section 27-103-203. However, for fiscal years 2010, 2011, 2012,
213 2015, * * * 2016 and 2017 only, the total sum appropriated by the
214 Legislature from the State General Fund shall not exceed one
215 hundred percent (100%) of the amount of the general fund revenue
216 estimate for that fiscal year, plus any unencumbered balances in
217 general funds that will be available and on hand at the close of
218 the then current fiscal year.

219 **SECTION 5.** Section 27-103-213, Mississippi Code of 1972, is
220 amended as follows:

221 27-203-213. (1) The unencumbered cash balance in the
222 General Fund in the State Treasury at the close of each fiscal
223 year shall be distributed to the Municipal Revolving Fund, the
224 Working Cash-Stabilization Reserve Fund and the Capital Expense
225 Fund in the manner provided in this section, except for fiscal
226 year 2014 in which the unencumbered cash balance at the close of
227 fiscal year 2014 shall be distributed as provided in subsection
228 (4) of this section, and fiscal year 2016 in which the



229 unencumbered cash balance at the close of fiscal year 2016 shall
230 be distributed as provided in subsection (5) of this section.

231 (2) (a) At the end of each fiscal year, the Director of the
232 Department of Finance and Administration and the State Treasurer
233 shall determine the extent of the unencumbered cash balance
234 existing in the General Fund in the State Treasury.

235 (b) As used in this section, the term "unencumbered
236 cash balance" or "unencumbered General Fund cash balance" means
237 the amount in the State General Fund after deducting all
238 appropriations and other expenditures. However, if the
239 Legislature has authorized additional or deficit appropriations or
240 transfers from the State General Fund for that fiscal year, those
241 amounts shall be subtracted from the unencumbered cash balance in
242 the General Fund before determining the amount available for
243 distribution. The unencumbered General Fund cash balance shall
244 not be determined until after August 31 of each year, and it shall
245 not be made until the State Treasurer has received a certificate
246 in writing from the Director of the Department of Finance and
247 Administration, with notification to the Legislative Budget
248 Office, showing the amount of the unencumbered General Fund cash
249 balance.

250 (3) If any unencumbered General Fund cash balance is
251 available for distribution under this section, the distribution of
252 those funds shall be made by the Director of the Department of
253 Finance and Administration in the following order:



254 (a) To the Municipal Revolving Fund, an amount equal to
255 Seven Hundred Fifty Thousand Dollars (\$750,000.00); however, if
256 the amount of the unencumbered General Fund cash balance is less
257 than Seven Hundred Fifty Thousand Dollars (\$750,000.00), then the
258 total amount of the unencumbered General Fund cash balance shall
259 be distributed to the Municipal Revolving Fund.

260 (b) To the Working Cash—Stabilization Reserve Fund, the
261 amount of the unencumbered General Fund cash balance not
262 distributed under paragraph (a) until such time as the balance in
263 the fund reaches Forty Million Dollars (\$40,000,000.00).

264 (c) To remain in the State General Fund, an amount
265 equal to one percent (1%) of the General Fund appropriations for
266 the fiscal year that the unencumbered General Fund cash balance
267 represents; however, if the amount of the unencumbered General
268 Fund cash balance after the distributions are made under
269 paragraphs (a) and (b) is less than one percent (1%) of the
270 General Fund appropriations, then the total amount of the
271 unencumbered General Fund cash balance not distributed under
272 paragraphs (a) and (b) shall remain in the State General Fund.
273 For the purposes of this paragraph (c), the appropriations for the
274 fiscal year shall be the total amount contained in the actual
275 appropriation bills passed by the Legislature.

276 (d) To the Working Cash—Stabilization Reserve Fund,
277 fifty percent (50%) of the amount of the unencumbered General Fund
278 cash balance after the distributions are made under paragraphs



279 (a), (b) and (c), not to exceed seven and one-half percent
280 (7-1/2%) of the General Fund appropriations for the fiscal year
281 that the unencumbered General Fund cash balance represents. For
282 the purposes of this paragraph (d), the appropriations for the
283 fiscal year shall be the total amount contained in the actual
284 appropriation bills passed by the Legislature.

285 (e) To the Capital Expense Fund, any remaining amount
286 of the unencumbered General Fund cash balance after the
287 distributions are made under paragraphs (a), (b), (c) and (d).

288 (4) For fiscal year 2014, if any unencumbered General Fund
289 cash balance is available for distribution under this section at
290 the close of the fiscal year, the distribution of those funds
291 shall be made by the Director of the Department of Finance and
292 Administration in the following order:

293 (a) To the Municipal Revolving Fund, an amount equal to
294 Seven Hundred Fifty Thousand Dollars (\$750,000.00); however, if
295 the amount of the unencumbered General Fund cash balance is less
296 than Seven Hundred Fifty Thousand Dollars (\$750,000.00), then the
297 total amount of the unencumbered General Fund cash balance shall
298 be distributed to the Municipal Revolving Fund.

299 (b) To the Working Cash-Stabilization Reserve Fund, the
300 amount of the unencumbered General Fund cash balance not
301 distributed under paragraph (a) until such time as the balance in
302 the fund reaches Forty Million Dollars (\$40,000,000.00).



303 (c) To the Working Cash-Stabilization Reserve Fund, Two
304 Hundred Eighty-six Million Nine Hundred Fifty-nine Thousand Seven
305 Hundred Ninety-eight Dollars (\$286,959,798.00) of the amount of
306 the unencumbered General Fund cash balance after the distributions
307 are made under paragraphs (a) and (b); however, if the amount of
308 the unencumbered General Fund cash balance is less than Two
309 Hundred Eighty-six Million Nine Hundred Fifty-nine Thousand Seven
310 Hundred Ninety-eight Dollars (\$286,959,798.00), then the total
311 amount of the unencumbered General Fund cash balance after the
312 distributions are made under paragraphs (a) and (b) shall be
313 distributed to the Working Cash-Stabilization Reserve Fund. For
314 the purposes of this paragraph (c), the appropriations for the
315 fiscal year shall be the total amount contained in the actual
316 appropriation bills passed by the Legislature.

317 (d) To the Capital Expense Fund, any remaining amount
318 of the unencumbered General Fund cash balance after the
319 distributions are made under paragraphs (a), (b) and (c).

320 (5) For fiscal year 2016, if any unencumbered General Fund
321 cash balance is available for distribution under this section at
322 the close of the fiscal year, the distribution of those funds
323 shall be made by the Director of the Department of Finance and
324 Administration in the following order:

325 (a) To the Municipal Revolving Fund, an amount equal to
326 Seven Hundred Fifty Thousand Dollars (\$750,000.00); however, if
327 the amount of the unencumbered General Fund cash balance is less



328 than Seven Hundred Fifty Thousand Dollars (\$750,000.00), then the
329 total amount of the unencumbered General Fund cash balance shall
330 be distributed to the Municipal Revolving Fund.

331 (b) To the Capital Expense Fund, any remaining amount
332 of the unencumbered General Fund cash balance after the
333 distributions are made under paragraph (a).

334 **SECTION 6.** Section 65-37-13, Mississippi Code of 1972, is
335 amended as follows:

336 65-37-13. (1) There is created in the State Treasury a
337 special fund to be designated as the "Local System Bridge
338 Replacement and Rehabilitation Fund." The fund shall consist of
339 monies that the Legislature appropriates under subsection (2) of
340 this section, the proceeds of bonds issued under Section 10 of
341 Chapter 557, Laws of 2009, and any other monies that the
342 Legislature may designate for deposit into the fund. Monies in
343 the fund may be expended upon legislative appropriation in
344 accordance with the provisions of Sections 65-37-1 through
345 65-37-15.

346 (2) (a) During each regular legislative session held in
347 calendar years 1995, 1996, 1997 and 1998, if the official General
348 Fund revenue estimate for the succeeding fiscal year for which
349 appropriations are being made reflects a growth in General Fund
350 revenues of three percent (3%) or more for that succeeding fiscal
351 year, then the Legislature shall appropriate Twenty-five Million



352 Dollars (\$25,000,000.00) from the State General Fund for deposit
353 into the Local System Bridge Replacement and Rehabilitation Fund.

354 (b) During the regular legislative session held in
355 calendar year 1999, if the official General Fund revenue estimate
356 for the succeeding fiscal year for which appropriations are being
357 made reflects a growth in General Fund revenues of two percent
358 (2%) or more for the succeeding fiscal year, then the Legislature
359 shall appropriate Ten Million Dollars (\$10,000,000.00) from the
360 State General Fund for deposit into the Local System Bridge
361 Replacement and Rehabilitation Fund.

362 (c) Except as otherwise provided in this paragraph (c),
363 during each regular legislative session held in calendar years
364 2001 through * * * 2017, if the official General Fund revenue
365 estimate for the succeeding fiscal year for which appropriations
366 are being made reflects a growth in General Fund revenues of two
367 percent (2%) or more for the succeeding fiscal year, then the
368 Legislature shall appropriate Twenty Million Dollars
369 (\$20,000,000.00) from the State General Fund for deposit into the
370 Local System Bridge Replacement and Rehabilitation Fund. However,
371 during the regular legislative sessions held in calendar years
372 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2014, * * *
373 2015 * * * and 2016 the Legislature shall not be required to
374 appropriate funds for deposit into the Local System Bridge
375 Replacement and Rehabilitation Fund.



376 (3) Monies that are deposited into the fund under the
377 provisions of this section may be expended upon requisition
378 therefor by the State Aid Engineer in accordance with the
379 provisions of Sections 65-37-1 through 65-37-15. The Office of
380 State Aid Road Construction shall be entitled to reimbursement
381 from monies in the fund, upon requisitions therefor by the State
382 Aid Engineer, for the actual expenses incurred by the office in
383 administering the provisions of the Local System Bridge
384 Replacement and Rehabilitation Program. Unexpended amounts
385 remaining in the fund at the end of a fiscal year shall not lapse
386 into the State General Fund, and any interest earned on amounts in
387 the fund shall be deposited to the credit of the fund.

388 (4) Monies in the Local System Bridge Replacement and
389 Rehabilitation Fund shall be allocated and become available for
390 distribution to counties in accordance with the formula prescribed
391 in Section 65-37-3 beginning January 1, 1995, on a
392 project-by-project basis. Monies in the Local System Bridge
393 Replacement and Rehabilitation Fund may not be used or expended
394 for any purpose except as authorized under Sections 65-37-1
395 through 65-37-15.

396 (5) Monies in the Local System Bridge Replacement and
397 Rehabilitation Fund may be credited to a county in advance of the
398 normal accrual to finance certain projects, subject to the
399 approval of the State Aid Engineer and subject further to the
400 following limitations:



401 (a) That the maximum amount of such monies that may be
402 advanced to any county shall not exceed ninety percent (90%) of
403 the funds estimated to accrue to such county during the remainder
404 of the term of office of the board of supervisors of such county;

405 (b) That no advance credit of funds will be made to any
406 county when the unobligated balance in the Local System Bridge
407 Replacement and Rehabilitation Fund is less than One Million
408 Dollars (\$1,000,000.00); and

409 (c) That such advance crediting of funds be effected by
410 the State Aid Engineer at the time of the approval of the plans
411 and specifications for the proposed projects.

412 It is the intent of this provision to utilize to the fullest
413 practicable extent the balance of monies in the Local System
414 Bridge Replacement and Rehabilitation Fund on hand at all times.

415 **SECTION 7.** Section 43-13-405, Mississippi Code of 1972, is
416 amended as follows:

417 43-13-405. (1) In accordance with the purposes of this
418 article, there is established in the State Treasury the Health
419 Care Trust Fund, into which shall be deposited Two Hundred Eighty
420 Million Dollars (\$280,000,000.00) of the funds received by the
421 State of Mississippi as a result of the tobacco settlement as of
422 the end of fiscal year 1999, and all tobacco settlement
423 installment payments made in subsequent years for which the use or
424 purpose for expenditure is not restricted by the terms of the
425 settlement, except as otherwise provided in Section 43-13-407(2)



426 and (3) and Section 41-113-11. All income from the investment of
427 the funds in the Health Care Trust Fund shall be credited to the
428 account of the Health Care Trust Fund. The funds in the Health
429 Care Trust Fund at the end of a fiscal year shall not lapse into
430 the State General Fund.

431 (2) The Health Care Trust Fund shall remain inviolate and
432 shall never be expended, except as provided in this article. The
433 Legislature shall appropriate from the Health Care Trust Fund such
434 sums as are necessary to recoup any funds lost as a result of any
435 of the following actions:

436 (a) The federal Centers for Medicare and Medicaid
437 Services, or other agency of the federal government, is successful
438 in recouping tobacco settlement funds from the State of
439 Mississippi;

440 (b) The federal share of funds for the support of the
441 Mississippi Medicaid Program is reduced directly or indirectly as
442 a result of the tobacco settlement;

443 (c) Federal funding for any other program is reduced as
444 a result of the tobacco settlement; or

445 (d) Tobacco cessation programs are mandated by the
446 federal government or court order.

447 (3) The State Treasurer may transfer ownership of all assets
448 in the RMK Select Timberland 1 Portfolio of the Health Care Trust
449 Fund to the Public Employees' Retirement System to be credited to
450 the Public Employees' Retirement System employer's accumulation



451 account. However, in no instance shall the State Treasurer make
452 this transfer until a transfer equal to the monetary value of the
453 assets in the RMK Select Timberland 1 Portfolio of the Health Care
454 Trust Fund is made by the Public Employees' Retirement System into
455 the Health Care Trust Fund.

456 (4) This section shall stand repealed on July 1, * * * 2017.

457 **SECTION 8.** Section 38, Chapter 102, Laws of 2015, is amended
458 as follows:

459 Section 38. Of the funds appropriated under the provisions
460 of Section 2, the following sum, or so much thereof as may be
461 necessary, is hereby appropriated out of any money in the State
462 Treasury to the credit of the Capital Expense Fund, and allocated
463 in a manner as determined by the Treasurer's Office, to the Board
464 of Trustees of State Institutions of Higher Learning for the
465 purpose of repair and renovations at the Edna Horton Dormitory and
466 the College Hall I Dormitory at Mississippi Valley State
467 University for the fiscal year beginning July 1, 2015, and ending
468 June 30, 2016.....\$ 2,700,000.00.

469 **SECTION 9.** Section 1, Chapter 103, Laws of 2015, is amended
470 as follows:

471 Section 1. The following sums, or so much thereof as may be
472 necessary, are appropriated out of any money in the State General
473 Fund not otherwise appropriated, for the purpose of paying
474 salaries, mileage, insurance, matching funds and the daily expense
475 allowance of the members of the Legislature for the Regular



476 Session of 2015 and providing contingent funds for the House of
477 Representatives and Senate for the fiscal year beginning
478 July 1, 2015, and ending June 30, 2016, as follows:

479 For salaries, mileage, insurance,
480 matching funds and daily
481 expense allowance of members
482 of the House of Representatives.....\$ 4,615,046.00.

483 For Contingent Fund for the
484 House of Representatives.....\$ 6,468,863.00.

485 Out of the above amount appropriated for the Contingent Fund
486 for the House of Representatives, not more than Fifteen Thousand
487 Dollars (\$15,000.00) shall be expended for defraying the expenses
488 of and for the use of the members of the Mississippi Commission on
489 Interstate Cooperation, as created under Section 5-5-1 et seq.,
490 Mississippi Code of 1972.

491 For salaries, mileage, insurance,
492 matching funds and daily
493 expense allowance of members
494 of the Senate.....\$2,047,273.00

495 For Contingent Fund for the Senate.....\$4,727,636.00

496 Out of the above amount appropriated for the Contingent Fund
497 for the Senate, not more than Ten Thousand Dollars (\$10,000.00)
498 shall be expended for defraying the expenses of and for the use of
499 the members of the Mississippi Commission on Interstate



500 Cooperation, as created under Section 5-5-1 et seq., Mississippi
501 Code of 1972.

502 For the joint legislative operations of the House of
503 Representatives and the Senate.....\$1,484,608.00

504 For the expenses of the Joint Legislative
505 Budget Committee..... * * * \$2,865,645.00

506 For the expenses of the Joint Legislative
507 Committee on Performance Evaluation
508 and Expenditure Review.....\$2,679,321.00

509 For the expenses of the Joint Legislative
510 Reapportionment Committee.....\$ 145,300.00

511 For the expenses of the Joint Legislative
512 Code Committee.....\$ 450,000.00

513 The Joint Legislative Reapportionment Committee shall
514 prepare, publish and provide semiannual reports to each member of
515 the Legislature and such reports shall provide a line-by-line
516 detailed accounting of all receipts and expenditures of any and
517 all monies appropriated by the Legislature to the Joint
518 Legislative Reapportionment Committee. Any meetings of the Joint
519 Legislative Reapportionment Committee shall be held in state
520 offices or at publicly owned facilities.

521 **SECTION 10.** Section 3, Chapter 88, Laws of 2015, is amended
522 as follows:

523 Section 3. Of the funds appropriated under the provisions of
524 Sections 1 and 2, not more than the amounts set forth below shall



525 be expended for the respective major objects or purposes of
526 expenditure and authorized positions:

527 **DIVISION OF MISSISSIPPI HIGHWAY SAFETY PATROL**

528 MAJOR OBJECTS OF EXPENDITURE:

529 Personal Services:

530	Salaries, Wages and Fringe Benefits...\$	58,668,046.00
531	Travel and Subsistence.....	* * * <u>395,000.00</u>
532	Contractual Services.....	* * * <u>19,339,410.00</u>
533	Commodities.....	7,167,645.00
534	Capital Outlay:	
535	Other Than Equipment.....	0.00
536	Equipment.....	1,529,151.00
537	Vehicles.....	* * * <u>2,468,375.00</u>
538	Wireless Communication Devices.....	4,950.00
539	Subsidies, Loans and Grants.....	<u>3,735,265.00</u>
540	Total.....	* * * \$ <u>93,307,842.00</u>

541 FUNDING:

542	General Funds.....\$	56,330,647.00
543	Special Funds.....	* * * <u>36,977,195.00</u>
544	Total.....	* * * \$ <u>93,307,842.00</u>

545 AUTHORIZED POSITIONS:

546	Permanent: Full Time.....	1,055
547	Part Time.....	0
548	Time-Limited: Full Time.....	22
549	Part Time.....	3



550	DIVISION OF LAW ENFORCEMENT TRAINING ACADEMY		
551	MAJOR OBJECTS OF EXPENDITURE:		
552	Personal Services:		
553	Salaries, Wages and Fringe Benefits...\$		680,440.00
554	Travel and Subsistence.....		0.00
555	Contractual Services.....		532,754.00
556	Commodities.....		310,856.00
557	Capital Outlay:		
558	Other Than Equipment.....		0.00
559	Equipment.....		82,840.00
560	Vehicles.....		0.00
561	Wireless Communication Devices.....		0.00
562	Subsidies, Loans and Grants.....		<u>400,000.00</u>
563	Total.....\$		2,006,890.00
564	FUNDING:		
565	General Funds.....\$		331,582.00
566	Special Funds.....		<u>1,675,308.00</u>
567	Total.....\$		2,006,890.00
568	AUTHORIZED POSITIONS:		
569	Permanent: Full Time.....		15
570	Part Time.....		0
571	Time-Limited: Full Time.....		0
572	Part Time.....		0

573 **DIVISION OF SUPPORT SERVICES**

574 MAJOR OBJECTS OF EXPENDITURE:



575	Personal Services:		
576	Salaries, Wages and Fringe Benefits...\$	3,424,913.00	
577	Travel and Subsistence..... * * *	<u>18,326.00</u>	
578	Contractual Services.....	2,974,827.00	
579	Commodities.....	94,007.00	
580	Capital Outlay:		
581	Other Than Equipment.....	0.00	
582	Equipment.....	56,517.00	
583	Vehicles.....	0.00	
584	Wireless Communication Devices.....	100.00	
585	Subsidies, Loans and Grants..... * * *	<u>564,273.00</u>	
586	Total..... * * * \$	<u>7,132,963.00</u>	
587	FUNDING:		
588	General Funds.....\$	2,521,743.00	
589	Special Funds..... * * *	<u>4,611,220.00</u>	
590	Total..... * * * \$	<u>7,132,963.00</u>	
591	AUTHORIZED POSITIONS:		
592	Permanent: Full Time.....	58	
593	Part Time.....	0	
594	Time-Limited: Full Time.....	1	
595	Part Time.....	0	
596	DIVISION OF CRIME LABORATORIES		
597	MAJOR OBJECTS OF EXPENDITURE:		
598	Personal Services:		
599	Salaries, Wages and Fringe Benefits...\$	6,704,865.00	



600	Travel and Subsistence.....		56,000.00
601	Contractual Services.....		1,823,006.00
602	Commodities.....		783,709.00
603	Capital Outlay:		
604	Other Than Equipment.....		0.00
605	Equipment.....		150,000.00
606	Vehicles.....		0.00
607	Wireless Communication Devices.....		1,000.00
608	Subsidies, Loans and Grants.....		<u>80,000.00</u>
609	Total.....	\$	9,598,580.00
610	FUNDING:		
611	General Funds.....	\$	6,975,287.00
612	Special Funds.....		<u>2,623,293.00</u>
613	Total.....	\$	9,598,580.00
614	AUTHORIZED POSITIONS:		
615	Permanent: Full Time.....	88	
616	Part Time.....	0	
617	Time-Limited: Full Time.....	9	
618	Part Time.....	0	
619	DIVISION OF MEDICAL EXAMINER		
620	MAJOR OBJECTS OF EXPENDITURE:		
621	Personal Services:		
622	Salaries, Wages and Fringe Benefits...\$		1,527,304.00
623	Travel and Subsistence.....		10,000.00
624	Contractual Services.....	* * *	<u>927,196.00</u>



625	Commodities.....	* * *	<u>206,264.00</u>
626	Capital Outlay:		
627	Other Than Equipment.....		0.00
628	Equipment.....		4,389.00
629	Vehicles.....		0.00
630	Wireless Communication Devices.....		0.00
631	Subsidies, Loans and Grants.....	* * *	<u>46,226.00</u>
632	Total.....	* * *\$	<u>2,721,379.00</u>
633	FUNDING:		
634	General Funds.....	\$	761,967.00
635	Special Funds.....	* * *	<u>1,959,412.00</u>
636	Total.....	* * *\$	<u>2,721,379.00</u>
637	AUTHORIZED POSITIONS:		
638	Permanent: Full Time.....	11	
639	Part Time.....	0	
640	Time-Limited: Full Time.....	0	
641	Part Time.....	0	
642	DIVISION OF PUBLIC SAFETY PLANNING		
643	OFFICE OF PUBLIC SAFETY PLANNING		
644	MAJOR OBJECTS OF EXPENDITURE:		
645	Personal Services:		
646	Salaries, Wages and Fringe Benefits...\$		2,084,882.00
647	Travel and Subsistence.....		84,264.00
648	Contractual Services.....		992,311.00
649	Commodities.....		142,914.00



650	Capital Outlay:		
651	Other Than Equipment.....		0.00
652	Equipment.....		0.00
653	Vehicles.....		0.00
654	Wireless Communication Devices.....		0.00
655	Subsidies, Loans and Grants.....		<u>24,151,797.00</u>
656	Total.....	\$	27,456,168.00

657	FUNDING:		
658	General Funds.....	\$	223,267.00
659	Special Funds.....		<u>27,232,901.00</u>
660	Total.....	\$	27,456,168.00

661	AUTHORIZED POSITIONS:		
662	Permanent: Full Time.....	5	
663	Part Time.....	0	
664	Time-Limited: Full Time.....	33	
665	Part Time.....	0	

DIVISION OF PUBLIC SAFETY PLANNING

OFFICE OF LAW ENFORCEMENT STANDARDS AND TRAINING

668	MAJOR OBJECTS OF EXPENDITURE:		
669	Personal Services:		
670	Salaries, Wages and Fringe Benefits...\$		311,391.00
671	Travel and Subsistence.....		12,054.00
672	Contractual Services.....		126,000.00
673	Commodities.....		14,020.00
674	Capital Outlay:		



675	Other Than Equipment.....		0.00
676	Equipment.....		5,000.00
677	Vehicles.....		0.00
678	Wireless Communication Devices.....		0.00
679	Subsidies, Loans and Grants.....	* * *	<u>2,240,011.00</u>
680	Total.....	* * *\$	<u>2,708,476.00</u>

681 FUNDING:

682	General Funds.....	\$	0.00
683	Special Funds.....	* * *	<u>2,708,476.00</u>
684	Total.....	* * *\$	<u>2,708,476.00</u>

685 AUTHORIZED POSITIONS:

686	Permanent: Full Time.....	6
687	Part Time.....	0
688	Time-Limited: Full Time.....	0
689	Part Time.....	0

690 **DIVISION OF PUBLIC SAFETY PLANNING**

691 **BOARD OF EMERGENCY TELECOMMUNICATIONS**

692 MAJOR OBJECTS OF EXPENDITURE:

693 Personal Services:

694	Salaries, Wages and Fringe Benefits...\$	104,086.00
695	Travel and Subsistence.....	2,500.00
696	Contractual Services.....	50,000.00
697	Commodities.....	10,000.00

698 Capital Outlay:

699	Other Than Equipment.....	0.00
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700	Equipment.....		0.00
701	Vehicles.....		0.00
702	Wireless Communication Devices.....		0.00
703	Subsidies, Loans and Grants.....	* * *	<u>463,830.00</u>
704	Total.....	* * * \$	<u>630,416.00</u>

705 FUNDING:

706	General Funds.....	\$	0.00
707	Special Funds.....	* * *	<u>630,416.00</u>
708	Total.....	* * * \$	<u>630,416.00</u>

709 AUTHORIZED POSITIONS:

710	Permanent: Full Time.....	2
711	Part Time.....	0
712	Time-Limited: Full Time.....	0
713	Part Time.....	0

714 **DIVISION OF PUBLIC SAFETY PLANNING**

715 **COUNCIL ON AGING**

716 MAJOR OBJECTS OF EXPENDITURE:

717 Personal Services:

718	Salaries, Wages and Fringe Benefits...\$	118,132.00
719	Travel and Subsistence.....	7,250.00
720	Contractual Services.....	18,000.00
721	Commodities.....	2,000.00

722 Capital Outlay:

723	Other Than Equipment.....	0.00
724	Equipment.....	0.00



725	Vehicles.....	0.00
726	Wireless Communication Devices.....	0.00
727	Subsidies, Loans and Grants.....	<u>295,196.00</u>
728	Total.....\$	440,578.00

729 FUNDING:

730	General Funds.....\$	0.00
731	Special Funds.....	<u>440,578.00</u>
732	Total.....\$	440,578.00

733 AUTHORIZED POSITIONS:

734	Permanent: Full Time.....	1
735	Part Time.....	0
736	Time-Limited: Full Time.....	1
737	Part Time.....	0

COUNTY JAIL OFFICER STANDARDS AND TRAINING BOARD

739 MAJOR OBJECTS OF EXPENDITURE:

740 Personal Services:

741	Salaries, Wages and Fringe Benefits.....	* * * <u>\$54,718.00</u>
742	Travel and Subsistence.....	400.00
743	Contractual Services.....	* * * <u>13,340.00</u>
744	Commodities.....	300.00

745 Capital Outlay:

746	Other Than Equipment.....	0.00
747	Equipment.....	0.00
748	Vehicles.....	0.00
749	Wireless Communication Devices.....	0.00



750	Subsidies, Loans and Grants.....	* * *	<u>294,922.00</u>
751	Total.....	\$	363,680.00
752	FUNDING:		
753	General Funds.....	\$	0.00
754	Special Funds.....		<u>363,680.00</u>
755	Total.....	\$	363,680.00
756	AUTHORIZED POSITIONS:		
757	Permanent: Full Time.....	1	
758	Part Time.....	0	
759	Time-Limited: Full Time.....	0	
760	Part Time.....	0	
761	OFFICE OF HOMELAND SECURITY		
762	MAJOR OBJECTS OF EXPENDITURE:		
763	Personal Services:		
764	Salaries, Wages and Fringe Benefits...\$		1,127,165.00
765	Travel and Subsistence.....		22,816.00
766	Contractual Services.....		438,634.00
767	Commodities.....		114,597.00
768	Capital Outlay:		
769	Other Than Equipment.....		0.00
770	Equipment.....		23,525.00
771	Vehicles.....		0.00
772	Wireless Communication Devices.....		196.00
773	Subsidies, Loans and Grants.....		<u>9,564,760.00</u>
774	Total.....	\$	11,291,693.00



775 FUNDING:

776 General Funds.....\$ 97,907.00

777 Special Funds..... 11,193,786.00

778 Total.....\$ 11,291,693.00

779 AUTHORIZED POSITIONS:

780 Permanent: Full Time..... 9

781 Part Time..... 0

782 Time-Limited: Full Time..... 9

783 Part Time..... 0

BUREAU OF NARCOTICS

785 MAJOR OBJECTS OF EXPENDITURE:

786 Personal Services:

787 Salaries, Wages and Fringe Benefits...\$ 10,473,378.00

788 Travel and Subsistence..... 43,000.00

789 Contractual Services..... 1,755,800.00

790 Commodities..... 1,158,494.00

791 Capital Outlay:

792 Other Than Equipment..... 0.00

793 Equipment..... 19,800.00

794 Vehicles..... 500,000.00

795 Wireless Communication Devices..... 500.00

796 Subsidies, Loans and Grants..... 1,000.00

797 Total.....\$ 13,951,972.00

798 FUNDING:

799 General Funds.....\$ 12,246,548.00



800	Special Funds.....		<u>1,705,424.00</u>
801	Total.....	\$	13,951,972.00

802 AUTHORIZED POSITIONS:

803	Permanent:	Full Time.....	182
804		Part Time.....	0
805	Time-Limited:	Full Time.....	8
806		Part Time.....	0

807 **JUVENILE FACILITY MONITORING UNIT**

808 MAJOR OBJECTS OF EXPENDITURE:

809 Personal Services:

810	Salaries, Wages and Fringe Benefits...\$	168,019.00
811	Travel and Subsistence.....	7,500.00
812	Contractual Services.....	120,636.00
813	Commodities.....	10,000.00

814 Capital Outlay:

815	Other Than Equipment.....	0.00
816	Equipment.....	0.00
817	Vehicles.....	0.00
818	Wireless Communication Devices.....	0.00
819	Subsidies, Loans and Grants.....	<u>0.00</u>
820	Total.....	\$ 306,155.00

821 FUNDING:

822	General Funds.....	\$ 70,516.00
823	Special Funds.....	<u>235,639.00</u>
824	Total.....	\$ 306,155.00



825 AUTHORIZED POSITIONS:

826	Permanent:	Full Time.....	0
827		Part Time.....	0
828	Time-Limited:	Full Time.....	3
829		Part Time.....	0

830 With the funds herein appropriated, it shall be the agency's
831 responsibility to make certain that funds required to be
832 appropriated for "Personal Services" for Fiscal Year 2017 do not
833 exceed Fiscal Year 2016 funds appropriated for that purpose,
834 unless programs or positions are added to the agency's Fiscal Year
835 2016 budget by the Mississippi Legislature. Based on data
836 provided by the Legislative Budget Office, the State Personnel
837 Board shall determine and publish the projected annual cost to
838 fully fund all appropriated positions in compliance with the
839 provisions of this act. It shall be the responsibility of the
840 agency head to ensure that no single personnel action increases
841 this projected annual cost and/or the Fiscal Year 2016
842 appropriations for "Personal Services" when annualized, with the
843 exception of escalated funds and the award of benchmarks. If, at
844 the time the agency takes any action to change "Personal
845 Services," the State Personnel Board determines that the agency
846 has taken an action which would cause the agency to exceed this
847 projected annual cost or the Fiscal Year 2016 "Personal Services"
848 appropriated level, when annualized, then only those actions which
849 reduce the projected annual cost and/or the appropriation



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

852 Any transfers or escalations shall be made in accordance with
853 the terms, conditions and procedures established by law or
854 allowable under the terms set forth within this act. The State
855 Personnel Board shall not escalate positions without written
856 approval from the Department of Finance and Administration. The
857 Department of Finance and Administration shall not provide written
858 approval to escalate any funds for salaries and/or positions
859 without proof of availability of new or additional funds above the
860 appropriated level.

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

865 None of the funds herein appropriated shall be used in
866 violation of Internal Revenue Service's Publication 15-A relating
867 to the reporting of income paid to contract employees, as
868 interpreted by the Office of the State Auditor.

869 **SECTION 11.** This act shall take effect and be in force from
870 and after July 1, 2016, except for Sections 1, 8, 9 and 10, which
871 shall take effect and be in force from and after the passage of
872 this act.

