

By: Representatives Frierson, Eure, Bennett, To: Appropriations
Bounds, Busby, DeLano, Huddleston (15th),
Huddleston (30th), Ladner, Monsour, Read,
Shows, Staples, Sullivan, Turner

HOUSE BILL NO. 1660

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PEARL RIVER BASIN
3 DEVELOPMENT DISTRICT FOR THE FISCAL YEAR 2017.

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 appropriated out of any money in the State General
7 Fund not otherwise appropriated, for the purpose of defraying the
8 expenses of the Pearl River Basin Development District, for the
9 fiscal year beginning July 1, 2016, and ending June 30, 2017.....
10\$ 200,000.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is authorized and approved for expenditure out of any
13 funds which are received by or otherwise become available to the
14 Pearl River Basin Development District, for the purpose of
15 defraying the expenses of the district for the fiscal year
16 beginning July 1, 2016, and ending June 30, 2017.....
17\$ 882,741.00.



SECTION 3. Of the funds approved for expenditure under the provisions of Section 1, the following positions are authorized:

AUTHORIZED POSITIONS:

Permanent:	Full Time.....	4
	Part Time.....	0
Time-Limited:	Full Time.....	0
	Part Time.....	0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2018 do not exceed Fiscal Year 2017 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2017 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2017 appropriations for "Personal Services" when annualized, with the exception of escalated funds and the award of benchmarks. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2017 "Personal Services"



43 appropriated level, when annualized, then only those actions which
44 reduce the projected annual cost and/or the appropriation
45 requirement will be processed by the State Personnel Board until
46 such time as the requirements of this provision are met.

47 Any transfers or escalations shall be made in accordance with
48 the terms, conditions and procedures established by law or
49 allowable under the terms set forth within this act. The State
50 Personnel Board shall not escalate positions without written
51 approval from the Department of Finance and Administration. The
52 Department of Finance and Administration shall not provide written
53 approval to escalate any funds for salaries and/or positions
54 without proof of availability of new or additional funds above the
55 appropriated level.

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

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

64 **SECTION 4.** It is the intention of the Legislature that the
65 Pearl River Basin Development District shall maintain complete
66 accounting and personnel records related to the expenditure of all
67 funds appropriated under this act and that such records shall be



in the same format and level of detail as maintained for Fiscal Year 2016. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2018 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2017 budget request process.

SECTION 5. It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

SECTION 6. The funds herein approved for expenditure, except and less an amount approved by the State Fiscal Officer which shall be sufficient to cover disbursements for current operations, shall be deposited at interest with any official depository of the state at a rate of interest numerically not less than one percent (1%) below the bank discount rate on United States Treasury bills of comparable maturity as determined by the State Treasurer.

SECTION 7. It is the intention of the Legislature that the funds herein appropriated shall be expended in compliance with Section 27-104-25, Mississippi Code of 1972, that no state agency shall incur obligations or indebtedness in excess of their



93 appropriation and that the responsible officers, either personally
94 or upon their official bonds, shall be held responsible for
95 actions contrary to this provision.

96 **SECTION 8.** Of the funds provided in Section 1 of this act,
97 Two Hundred Thousand Dollars (\$200,000.00) is provided as the
98 third of three annual installments to support the operations of
99 the Pearl River Basin Development District.

100 **SECTION 9.** The amount of funds appropriated from the State
101 General Fund in this bill are conditioned upon the availability
102 for appropriation of the full amount of the state general funds
103 that were projected in the general fund revenue estimate for
104 fiscal year 2017 that was determined under the provision of
105 Section 27-103-125.

106 If the amount of general funds projected to be available for
107 appropriation for fiscal year 2017 would be reduced by the
108 enactment into law of any revenue bills, as defined in Joint Rule
109 40, that have been passed by the House of Representatives by March
110 17, 2016, then the amount of funds appropriated from the State
111 General Fund in this bill shall be reduced by the same percentage
112 reduction in the amount of general funds that would be available
113 for appropriation for fiscal year 2017, and the reduced amount
114 shall be engrossed into this bill before it is transmitted to
115 Senate.

116 The determination of whether the House has passed any such
117 revenue bills by March 17, 2016, and the amount and percentage of



118 the resulting reduction in the amount of general funds projected
119 to be available for appropriation for fiscal year 2017, shall be
120 determined by the Legislative Budget Office and certified in
121 writing to the Chairman of the House Appropriations Committee by
122 the Director of the Legislative Budget Office.

123 **SECTION 10.** The money herein approved for expenditure shall
124 be disbursed upon bank checks signed by the proper person, officer
125 or officers, in the manner provided by law or in accordance with
126 the provisions of a valid trust indenture.

127 **SECTION 11.** This act shall take effect and be in force from
128 and after July 1, 2016; and shall stand repealed from and after
129 June 30, 2016.

