

By: Representatives Read, Huddleston (15th), To: Appropriations
Arnold, Baria, Brown, Cockerham, Denny,
Holland, Ladner, Monsour, Myers, Staples,
Sullivan, Turner, Watson

HOUSE BILL NO. 1484
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FROM GENERAL FUNDS IN THE
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
3 STATE OIL AND GAS BOARD FOR THE FISCAL YEAR 2018.

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 support and maintenance
8 of the State Oil and Gas Board for the fiscal year beginning
9 July 1, 2017, and ending June 30, 2018.....\$ 1,855,866.00.

10 **SECTION 2.** Of the funds appropriated under the provisions of
11 Section 1, the following positions are authorized:

12 AUTHORIZED POSITIONS:

13	Permanent:	Full Time.....	33
14		Part Time.....	0
15	Time-Limited:	Full Time.....	0
16		Part Time.....	0

17 With the funds herein appropriated, it shall be the agency's
18 responsibility to make certain that funds required to be



19 appropriated for "Personal Services" for Fiscal Year 2019 do not
20 exceed Fiscal Year 2018 funds appropriated for that purpose,
21 unless programs or positions are added to the agency's Fiscal Year
22 2018 budget by the Mississippi Legislature. Based on data
23 provided by the Legislative Budget Office, the State Personnel
24 Board shall determine and publish the projected annual cost to
25 fully fund all appropriated positions in compliance with the
26 provisions of this act. It shall be the responsibility of the
27 agency head to ensure that no single personnel action increases
28 this projected annual cost and/or the Fiscal Year 2018
29 appropriations for "Personal Services" when annualized, with the
30 exception of escalated funds and the award of benchmarks. If, at
31 the time the agency takes any action to change "Personal
32 Services," the State Personnel Board determines that the agency
33 has taken an action which would cause the agency to exceed this
34 projected annual cost or the Fiscal Year 2018 "Personal Services"
35 appropriated level, when annualized, then only those actions which
36 reduce the projected annual cost and/or the appropriation
37 requirement will be processed by the State Personnel Board until
38 such time as the requirements of this provision are met.

39 Any transfers or escalations shall be made in accordance with
40 the terms, conditions and procedures established by law or
41 allowable under the terms set forth within this act. The State
42 Personnel Board shall not escalate positions without written
43 approval from the Department of Finance and Administration. The



44 Department of Finance and Administration shall not provide written
45 approval to escalate any funds for salaries and/or positions
46 without proof of availability of new or additional funds above the
47 appropriated level.

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

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

56 **SECTION 3.** It is the intention of the Legislature that the
57 State Oil and Gas Board shall maintain complete accounting and
58 personnel records related to the expenditure of all funds
59 appropriated under this act and that such records shall be in the
60 same format and level of detail as maintained for Fiscal Year
61 2017. It is further the intention of the Legislature that the
62 agency's budget request for Fiscal Year 2019 shall be submitted to
63 the Joint Legislative Budget Committee in a format and level of
64 detail comparable to the format and level of detail provided
65 during the Fiscal Year 2018 budget request process.

66 **SECTION 4.** It is the intention of the Legislature that the
67 State Oil and Gas Board shall have the authority to receive,
68 budget and expend funds from any source not to exceed Two Hundred



69 Thousand Dollars (\$200,000.00) for the Comprehensive Data
70 Management Program in accordance with rules and regulations of the
71 Department of Finance and Administration in a manner consistent
72 with the escalation of federal funds.

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

81 **SECTION 6.** It is the intention of the Legislature that the
82 funds herein appropriated shall be expended in compliance with
83 Section 27-104-25, Mississippi Code of 1972, that no state agency
84 shall incur obligations or indebtedness in excess of their
85 appropriation and that the responsible officers, either personally
86 or upon their official bonds, shall be held responsible for
87 actions contrary to this provision.

88 **SECTION 7.** This act shall take effect and be in force from
89 and after July 1, 2017.

