

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

To: Appropriations

HOUSE BILL NO. 1521  
(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 BASIN  
3 DEVELOPMENT DISTRICT 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 authorized and approved for expenditure out of any  
7 funds which are received by or otherwise become available to the  
8 Pearl River Basin Development District, for the purpose of  
9 defraying the expenses of the district for the fiscal year  
10 beginning July 1, 2017, and ending June 30, 2018.....  
11 .....\$ 1,085,910.00.

12 **SECTION 2.** Of the funds approved for expenditure under the  
13 provisions of Section 1, the following positions are authorized:

14 AUTHORIZED POSITIONS:

15	Permanent:	Full Time.....	4
16		Part Time.....	0
17	Time-Limited:	Full Time.....	0
18		Part Time.....	0



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

41           Any transfers or escalations shall be made in accordance with  
42 the terms, conditions and procedures established by law or  
43 allowable under the terms set forth within this act. The State



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

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

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

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



68           **SECTION 4.** It is the intention of the Legislature that  
69 whenever two (2) or more bids are received by this agency for the  
70 purchase of commodities or equipment, and whenever all things  
71 stated in such received bids are equal with respect to price,  
72 quality and service, the Mississippi Industries for the Blind  
73 shall be given preference. A similar preference shall be given to  
74 the Mississippi Industries for the Blind whenever purchases are  
75 made without competitive bids.

76           **SECTION 5.** The funds herein approved for expenditure, except  
77 and less an amount approved by the State Fiscal Officer which  
78 shall be sufficient to cover disbursements for current operations,  
79 shall be deposited at interest with any official depository of the  
80 state at a rate of interest numerically not less than one percent  
81 (1%) below the bank discount rate on United States Treasury bills  
82 of comparable maturity as determined by the State Treasurer.

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

90           **SECTION 7.** The money herein approved for expenditure shall  
91 be disbursed upon bank checks signed by the proper person, officer



92 or officers, in the manner provided by law or in accordance with  
93 the provisions of a valid trust indenture.

94       **SECTION 8.** This act shall take effect and be in force from  
95 and after July 1, 2017.

