

By: Representative Read

To: Appropriations

HOUSE BILL NO. 1059

1 AN ACT TO AMEND SECTION 27-104-203, MISSISSIPPI CODE OF 1972,  
 2 TO ALLOW STATE AGENCIES TO CHARGE EACH OTHER FOR SERVICES IF  
 3 MISSISSIPPI MANAGEMENT AND REPORTING SYSTEMS (MMRS) STATEWIDE  
 4 APPLICATION CHARGES OR UTILITIES ARE INVOLVED; TO AMEND SECTION  
 5 27-104-205, MISSISSIPPI CODE OF 1972, TO DELETE THE DEPARTMENT OF  
 6 FINANCE AND ADMINISTRATION FROM THE AGENCIES THAT ARE REQUIRED TO  
 7 BE FUNDED FROM APPROPRIATIONS FROM THE STATE GENERAL FUND; AND FOR  
 8 RELATED PURPOSES.

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

10 **SECTION 1.** Section 27-104-203, Mississippi Code of 1972, is  
 11 amended as follows:

12 27-104-203. From and after July 1, 2016, no state agency  
 13 shall charge another state agency a fee, assessment, rent, audit  
 14 fee, personnel fee or other charge for services or resources  
 15 received. The provisions of this section shall not apply (a) to  
 16 grants, contracts, pass-through funds, project fees or other  
 17 charges for services between state agencies and the Board of  
 18 Trustees of State Institutions of Higher Learning, any public  
 19 university, the Mississippi Community College Board, any public  
 20 community or junior college, and the State Department of  
 21 Education, nor (b) to charges for services between the Board of



22 Trustees of State Institutions of Higher Learning, any public  
23 university, the Mississippi Community College Board, any public  
24 community or junior college, and the State Department of  
25 Education, nor (c) to federal grants, pass-through funds, cost  
26 allocation charges, surplus property charges, Mississippi  
27 Management and Reporting Systems (MMRS) statewide application  
28 charges, utilities, or project fees between state agencies as  
29 approved or determined by the State Fiscal Officer. The Board of  
30 Trustees of State Institutions of Higher Learning, any public  
31 university, the Mississippi Community College Board, any public  
32 community or junior college, and the State Department of Education  
33 shall retain the authority to charge and be charged for  
34 expenditures that they deemed nonrecurring in nature by the State  
35 Fiscal Officer.

36       **SECTION 2.** Section 27-104-205, Mississippi Code of 1972, is  
37 amended as follows:

38       27-104-205. (1) From and after July 1, 2016, the expenses  
39 of the following enumerated state agencies shall be defrayed by  
40 appropriation of the Legislature from the State General Fund: the  
41 State Fire Marshal, the State Fire Academy, the Office of  
42 Secretary of State (not including the Preneed Contracts Loss  
43 Recovery Fund), the Mississippi Public Service Commission, the  
44 Mississippi Department of Information Technology Services, the  
45 State Personnel Board, the Mississippi Department of Insurance  
46 (not including the Municipal Fire Protection Fund, Section



47 83-1-37, the County Volunteer Fire Department Fund, Section  
48 83-1-39, and the Mississippi Propane Education and Research Fund,  
49 Section 75-57-119), the Mississippi Law Enforcement Officers'  
50 Minimum Standards Board \* \* \*, the Mississippi Gaming Commission;  
51 the Mississippi Oil and Gas Board \* \* \*, the Mississippi  
52 Department of Revenue - License Tag \* \* \*, the Office of the State  
53 Public Defender \* \* \*, the Mississippi Workers' Compensation  
54 Commission (not including the Second Injury Trust Fund) \* \* \* and  
55 the Office of Attorney General \* \* \*. Beginning July 1, 2016, any  
56 fees, assessments or other revenues charged for the support of the  
57 above-named state agencies shall be deposited into the State  
58 General Fund, and any special fund or depository established  
59 within the State Treasury for the deposit of such fees,  
60 assessments or revenues shall be abolished and the balance  
61 transferred to the State General Fund. Expenses heretofore drawn  
62 from such special funds or other depositories shall be drawn from  
63 the agencies General Fund Account.

64 (2) Beginning with the fiscal year ending June 30, 2016, the  
65 amount to be appropriated annually from the State General Fund for  
66 the support of each of the above-named state agencies shall not  
67 exceed the amount appropriated for such purpose in the preceding  
68 fiscal year, plus any increases in or additional fees, assessments  
69 or other charges authorized by act of the Legislature for the  
70 succeeding fiscal year.



71 (3) The provisions of this section shall not apply to any  
72 trust fund account that is maintained by any above-named agency.

73 (4) The provisions of this section shall not prohibit any of  
74 the above-named agencies from maintaining clearing accounts in  
75 approved depositories.

76 (5) The provisions of this section shall not apply to any  
77 trust fund accounts maintained by the Public Employees' Retirement  
78 System and protected under Section 272A of the Mississippi  
79 Constitution of 1890.

80 **SECTION 3.** This act shall take effect and be in force from  
81 and after July 1, 2018.

