

By: Representatives Read, Oliver, Bounds,  
Busby, Cockerham, Hale, Haney, Hines,  
Hopkins, Huddleston, Jackson, Ladner, Turner,  
Watson, Young, Stamps

To: Appropriations

HOUSE BILL NO. 1594  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FROM GENERAL FUND IN THE STATE  
2 TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE STATE  
3 FIRE ACADEMY FOR THE FISCAL YEAR 2023.

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 State Fire Academy for the fiscal year beginning  
9 July 1, 2022, and ending June 30, 2023.....\$ 5,519,019.00.

10 **SECTION 2.** The following sum, or so much thereof as may be  
11 necessary, is appropriated out of any money in the special fund in  
12 the State Treasury to the credit of the State Fire Academy which  
13 is comprised of special source funds collected by or otherwise  
14 available to the department, for the purpose of defraying the  
15 expenses of the department for the fiscal year beginning July 1,  
16 2022, and ending June 30, 2023.....\$ 1,462,500.00.

17 **SECTION 3.** Of the funds appropriated under the provisions of  
18 Section 1, the following positions are authorized:



19 AUTHORIZED HEADCOUNT:

20 Permanent: Full Time..... 60  
21 Time-Limited: Full Time..... 0

22 With the funds herein appropriated, it shall be the agency's  
23 responsibility to make certain that funds required for Personal  
24 Services for Fiscal Year 2024 do not exceed Fiscal Year 2023 funds  
25 appropriated for that purpose unless programs or positions are  
26 added to the agency's Fiscal Year 2023 budget by the Mississippi  
27 Legislature. The Legislature shall determine the agency's  
28 personal services appropriation, which shall be published by the  
29 State Personnel Board. Additionally, the State Personnel Board  
30 shall determine and publish the projected annualized payroll costs  
31 based on current employees. It shall be the responsibility of the  
32 agency head to ensure that actual personnel expenditures for  
33 Fiscal Year 2023 do not exceed the data provided by the  
34 Legislative Budget Office. If the agency's Fiscal Year 2023  
35 projected cost exceeds the annualized costs, no salary actions  
36 shall be processed by the State Personnel Board with the exception  
37 of new hires that are determined to be essential for the agency.

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



44 approval to escalate any funds for salaries and/or positions  
45 without proof of availability of new or additional funds above the  
46 appropriated level.

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

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

55 Funds have been appropriated herein for the purpose of  
56 funding Project SEC2 minimum salaries for all employees covered  
57 under the Colonel Guy Groff/Neville Kenning Variable Compensation  
58 Plan. It shall be the agency's responsibility to ensure that the  
59 funds are used to increase all employees' salaries up to the  
60 minimum level as determined by the State Personnel Board.

61 **SECTION 4.** In compliance with the "Mississippi Performance  
62 Budget and Strategic Planning Act of 1994," it is the intent of  
63 the Legislature that the funds provided herein shall be utilized  
64 in the most efficient and effective manner possible to achieve the  
65 intended mission of this agency. Based on the funding authorized,  
66 this agency shall make every effort to attain the targeted  
67 performance measures provided below:

68

FY2023



<u>Performance Measures</u>	<u>Target</u>
Training	
Number of Students Trained	14,000
Average Cost per Student Trained	479.74

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2024.

**SECTION 5.** Of the funds appropriated in Section 2, One Million One Hundred Thousand Dollars (\$1,100,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office. These funds are provided to purchase an aerial apparatus ladder truck.

**SECTION 6.** Of the funds appropriated in Section 2, Seventy-Five Thousand Dollars (\$75,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office. These funds are provided for the state match to purchase a specialty rescue truck.

**SECTION 7.** Of the funds appropriated in Section 2, One Hundred Eighty-seven Thousand Five Hundred Dollars (\$187,500.00), or so much thereof, shall be derived out of any money in the State



94 Treasury to the credit of the Capital Expense Fund, as created in  
95 Section 27-103-303, Mississippi Code of 1972, and allocated in a  
96 manner as determined by the Treasurer's Office. These funds are  
97 provided for purchasing specialty training fuel.

98         **SECTION 8.** It is the intention of the Legislature that the  
99 State Fire Academy shall maintain complete accounting and  
100 personnel records related to the expenditure of all funds  
101 appropriated under this act and that such records shall be in the  
102 same format and level of detail as maintained for Fiscal Year  
103 2022. It is further the intention of the Legislature that the  
104 agency's budget request for Fiscal Year 2024 shall be submitted to  
105 the Joint Legislative Budget Committee in a format and level of  
106 detail comparable to the format and level of detail provided  
107 during the Fiscal Year 2023 budget request process.

108         **SECTION 9.** It is the intention of the Legislature that  
109 whenever two (2) or more bids are received by this agency for the  
110 purchase of commodities or equipment, and whenever all things  
111 stated in such received bids are equal with respect to price,  
112 quality and service, the Mississippi Industries for the Blind  
113 shall be given preference. A similar preference shall be given to  
114 the Mississippi Industries for the Blind whenever purchases are  
115 made without competitive bids.

116         **SECTION 10.** It is the intention of the Legislature that the  
117 funds herein appropriated shall be expended in compliance with  
118 Section 27-104-25, Mississippi Code of 1972, that no state agency



119 shall incur obligations or indebtedness in excess of their  
120 appropriation and that the responsible officers, either personally  
121 or upon their official bonds, shall be held responsible for  
122 actions contrary to this provision.

123         **SECTION 11.** The money herein appropriated shall be paid by  
124 the State Treasurer out of any money in the State Treasury to the  
125 credit of the proper fund or funds as set forth in this act, upon  
126 warrants issued by the State Fiscal Officer; and the State Fiscal  
127 Officer shall issue his warrants upon requisitions signed by the  
128 proper person, officer or officers, in the manner provided by law.

129         **SECTION 12.** This act shall take effect and be in force from  
130 and after July 1, 2022.

