

By: Representatives Read, Ladner, Arnold,
Cockerham, Haney, Turner, Hale

To: Appropriations

HOUSE BILL NO. 1621
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE TOMBIGBEE RIVER VALLEY
3 WATER MANAGEMENT DISTRICT 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 authorized and approved for expenditure out of any
7 funds which are received by or otherwise become available to the
8 Tombigbee River Valley Water Management District, for the purpose
9 of paying bond maturities, accrued interest, maintenance expenses,
10 project development costs, and any other authorized expenses of
11 the water management district, for the fiscal year beginning
12 July 1, 2022, and ending June 30, 2023.....\$ 8,978,033.00.

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

15 AUTHORIZED HEADCOUNT:

16 Permanent: 17
17 Time-Limited: 0



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

34 Any transfers or escalations shall be made in accordance with
35 the terms, conditions and procedures established by law or
36 allowable under the terms set forth within this act. The State
37 Personnel Board shall not escalate positions without written
38 approval from the Department of Finance and Administration. The
39 Department of Finance and Administration shall not provide written
40 approval to escalate any funds for salaries and/or positions
41 without proof of availability of new or additional funds above the
42 appropriated level.



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

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

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

57 **SECTION 3.** It is the intention of the Legislature that the
58 Tombigbee River Valley Water Management District shall maintain
59 complete accounting and personnel records related to the
60 expenditure of all funds appropriated under this act and that such
61 records shall be in the same format and level of detail as
62 maintained for Fiscal Year 2022. It is further the intention of
63 the Legislature that the agency's budget request for Fiscal Year
64 2024 shall be submitted to the Joint Legislative Budget Committee
65 in a format and level of detail comparable to the format and level
66 of detail provided during the Fiscal Year 2023 budget request
67 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.** All monies in possession of the district in
77 excess of necessary operating funds shall be deposited with a bank
78 or banks selected by the board of directors of the district.
79 These funds shall be deposited in such bank or banks and in such
80 manner that interest earned shall be at least equal to interest
81 earnings on state funds deposited by the State Treasury.

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

89 **SECTION 7.** The money herein approved for expenditure shall
90 be disbursed upon bank checks signed by the proper person, officer
91 or officers, in the manner provided by law.



92 **SECTION 8.** This act shall take effect and be in force from
93 and after July 1, 2022.

