

By: Representatives Read, Cockerham, Arnold, Beckett, Bennett, Bounds, Boyd, Busby, Clark, Clarke, Eure, Hines, Jackson, Turner, Watson, White, Young, Stamps

To: Appropriations

HOUSE BILL NO. 1626

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE OFFICE OF CAPITAL POST-CONVICTION COUNSEL OF
3 THE STATE OF MISSISSIPPI 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 Office of Capital Post-Conviction Counsel, for the
9 fiscal year beginning July 1, 2022, and ending June 30, 2023.....
10\$ 1,561,559.00.

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

13 AUTHORIZED POSITIONS:

14	Permanent:	Full Time.....	9
15		Part Time.....	0
16	Time-Limited:	Full Time.....	0
17		Part Time.....	0



18 Any transfers or escalations shall be made in accordance with
19 the terms, conditions, and procedures established by law.

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23 act and which are withdrawn and no longer available.

24 **SECTION 3.** It is the intention of the Legislature that the
25 Office of Capital Post-Conviction Counsel shall maintain complete
26 accounting and personnel records related to the expenditure of all
27 funds appropriated under this act and that such records shall be
28 in the same format and level of detail as maintained for Fiscal
29 Year 2022. It is further the intention of the Legislature that
30 the agency's budget request for Fiscal Year 2024 shall be
31 submitted to the Joint Legislative Budget Committee in a format
32 and level of detail comparable to the format and level of detail
33 provided during the Fiscal Year 2023 budget request process.

34 **SECTION 4.** It is the intention of the Legislature that the
35 funds herein appropriated shall be expended in compliance with
36 Section 27-104-25, Mississippi Code of 1972, that no state agency
37 shall incur obligations or indebtedness in excess of their
38 appropriation and that the responsible officers, either personally
39 or upon their official bonds, shall be held responsible for
40 actions contrary to this provision.

41 **SECTION 5.** The money herein appropriated shall be paid by
42 the State Treasurer out of any money in the State Treasury to the



43 credit of the proper fund or funds as set forth in this act, upon
44 warrants issued by the State Fiscal Officer; and the State Fiscal
45 Officer shall issue his warrants upon requisitions signed by the
46 proper person, officer or officers, in the manner provided by law.

47 **SECTION 6.** This act shall take effect and be in force from
48 and after July 1, 2022, and shall stand repealed June 30, 2022.

