

By: Senator(s) Branning, Jordan, Butler  
(36th), Sparks, Jackson, Boyd

To: Appropriations

SENATE BILL NO. 3120

1 AN ACT MAKING AN APPROPRIATION FROM CAPITAL EXPENSE FUNDS FOR  
2 THE PURPOSE OF DEFRAYING CERTAIN INFRASTRUCTURE EXPENSES OF THE  
3 MISSISSIPPI DEPARTMENT OF TRANSPORTATION, FOR THE FISCAL YEAR  
4 2024; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** The following sum, or so much thereof as may be  
7 necessary, is appropriated out of any money in the Capital Expense  
8 Fund not otherwise appropriated, to the Department of  
9 Transportation for the purposes described in this Sections 2, 3  
10 and 4, for the fiscal year beginning July 1, 2023, and ending  
11 June 30, 2024.....\$ 620,000,000.00.

12 **SECTION 2.** Of the funds appropriated in Section 1 of this  
13 act, the following sum, or so much thereof as may be necessary is  
14 appropriated out of any money in the Capital Expense Fund not  
15 otherwise appropriated, to the Department of Transportation for  
16 the purpose of defraying the expenses of those certain capacity  
17 projects as listed in the MDOT 3-year plan.....\$ 480,000,000.00.

18 **SECTION 3.** Of the funds appropriated in Section 1 of this  
19 act, the following sum, or so much thereof as may be necessary is



20 appropriated out of any money in the Capital Expense Fund not  
21 otherwise appropriated, to the Department of Transportation for  
22 the purposes described in Section 65-1-179.1 which is the  
23 provision of law that provides for the 2022 Emergency Road and  
24 Bridge Fund.....\$ 100,000,000.00.

25 **SECTION 4.** Of the funds appropriated in Section 1 of this  
26 act, the following sum, or so much thereof as may be necessary is  
27 appropriated out of any money in the Capital Expense Fund not  
28 otherwise appropriated, to the Department of Transportation for  
29 the purposes described in Section 65-1-183 which is the provision  
30 of law that provides for the 2022 Infrastructure Match Fund.....  
31 .....\$ 40,000,000.00.

32 **SECTION 5.** It is the intention of the Legislature that the  
33 Mississippi Department of Transportation shall expend such funds  
34 appropriated herein as necessary to conduct project planning.  
35 Such project planning shall apply to all preliminary engineering,  
36 right-of-way acquisition and construction projects of the  
37 department and, at a minimum, shall consist of policies for the  
38 oversight and management of project cost which:

39 (a) Establish a reasonable cost estimate for each  
40 project. For purposes of this provision, projects include  
41 preliminary engineering, right-of-way acquisition and  
42 construction;

43 (b) Capture and retain the initial project cost  
44 estimates for comparison with final actual expenditures;



45           (c) Require that any changes to a cost estimate for a  
46 project will be reviewed and approved by district or central  
47 office personnel. Such personnel shall be responsible for signing  
48 any revision, and providing a narrative description of the reasons  
49 for approving a revision;

50           (d) Capture the cost of consultants, engineers,  
51 attorneys, contract appraisers and other technical and  
52 professional contractors used in preliminary engineering,  
53 right-of-way acquisition and construction projects.

54           **SECTION 6.** The money herein appropriated shall be paid by  
55 the State Treasurer out of any money in the Capital Expense Fund  
56 not otherwise appropriated, upon warrants issued by the State  
57 Fiscal Officer; and the State Fiscal Officer shall issue his  
58 warrants upon requisitions signed by the proper person, officer or  
59 officers, in the manner provided by law.

60           **SECTION 7.** This act shall take effect and be in force from  
61 and after July 1, 2023, and shall stand repealed on June 30, 2023.

