

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

To: Appropriations

SENATE BILL NO. 3120  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 CERTAIN INFRASTRUCTURE EXPENSES OF THE MISSISSIPPI DEPARTMENT OF  
3 TRANSPORTATION, FOR THE FISCAL YEAR 2024; AND FOR RELATED  
4 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 State Treasury  
8 to the credit of the 2022 Capacity Project Fund not otherwise  
9 appropriated, to the Mississippi Department of Transportation for  
10 the purposes provided in the MDOT Three-Year Plan, for the fiscal  
11 year beginning July 1, 2023, and ending June 30, 2024.....  
12 .....\$ 450,000,000.00.

13 **SECTION 2.** The following sum, or so much thereof as may be  
14 necessary is appropriated out of any money in the State Treasury  
15 to the credit of the 2022 Infrastructure Match Fund not otherwise  
16 appropriated, to the Mississippi Department of Transportation for  
17 the purposes described in Section 65-1-183, Mississippi Code of  
18 1972, for the fiscal year beginning July 1, 2023, and ending  
19 June 30, 2024.....\$ 40,000,000.00.



20           **SECTION 3.** The following sum, or so much thereof as may be  
21 necessary, is appropriated out of any money in the State Treasury  
22 to the credit of the Strategic Multi-Modal Investments Fund not  
23 otherwise appropriated, to the Mississippi Department of  
24 Transportation for the purposes described in Senate Bill No. 2559,  
25 2023 Regular Session, for the fiscal year beginning July 1, 2023,  
26 and ending June 30, 2024.....\$ 30,000,000.00

27           **SECTION 4.** The following sum, or so much thereof as may be  
28 necessary is appropriated out of any money in the State Treasury  
29 to the credit of the 2022 Emergency Road and Bridge Fund not  
30 otherwise appropriated, to the Mississippi Department of  
31 Transportation for the purposes provided in Section 65-1-179.1,  
32 Mississippi Code of 1972, for the fiscal year beginning July 1,  
33 2023, and ending June 30, 2024.....\$ 100,000,000.00.

34           **SECTION 5.** It is the intent of the Legislature that the  
35 funds appropriated under Section 4 of this act shall be expended  
36 on the projects included in the 2022 ERBR Solicitation.

37           **SECTION 6.** As a condition of receiving and expending the  
38 funds appropriated to the department under Section 3 of this act,  
39 the department shall ensure at least Ten Million Dollars  
40 (\$10,000,000.00) is allocated to port projects.

41           **SECTION 7.** It is the intention of the Legislature that the  
42 Mississippi Department of Transportation shall expend such funds  
43 appropriated herein as necessary to conduct project planning.  
44 Such project planning shall apply to all preliminary engineering,



45 right-of-way acquisition and construction projects of the  
46 department and, at a minimum, shall consist of policies for the  
47 oversight and management of project cost which:

48 (a) Establish a reasonable cost estimate for each  
49 project. For purposes of this provision, projects include  
50 preliminary engineering, right-of-way acquisition and  
51 construction;

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

54 (c) Require that any changes to a cost estimate for a  
55 project will be reviewed and approved by district or central  
56 office personnel. Such personnel shall be responsible for signing  
57 any revision, and providing a narrative description of the reasons  
58 for approving a revision;

59 (d) Capture the cost of consultants, engineers,  
60 attorneys, contract appraisers and other technical and  
61 professional contractors used in preliminary engineering,  
62 right-of-way acquisition and construction projects.

63 **SECTION 8.** The money herein appropriated shall be paid by  
64 the State Treasurer out of any money in the State Treasury to the  
65 credit of the proper funds as set forth in this act not otherwise  
66 appropriated, upon warrants issued by the State Fiscal Officer;  
67 and the State Fiscal Officer shall issue his warrants upon  
68 requisitions signed by the proper person, officer or officers, in  
69 the manner provided by law.



70           **SECTION 9.** This act shall take effect and be in force from  
71 and after July 1, 2023.

