

By: Representative Carpenter

To: Accountability,  
Efficiency, Transparency

HOUSE BILL NO. 1031

1 AN ACT TO AMEND SECTION 7-7-3, MISSISSIPPI CODE OF 1972, TO  
2 REQUIRE THE ADMINISTRATOR OF THE MISSISSIPPI MANAGEMENT AND  
3 REPORTING SYSTEM REVOLVING FUND TO SUBMIT AN ANNUAL REPORT OF  
4 PURCHASING NEEDS TO THE CHAIRS OF THE HOUSE AND SENATE  
5 APPROPRIATIONS AND ACCOUNTABILITY, EFFICIENCY AND TRANSPARENCY  
6 COMMITTEES; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 7-7-3, Mississippi Code of 1972, is  
9 amended as follows:

10 7-7-3. (1) There is \* \* \* established a General Accounting  
11 Office for the State of Mississippi, the powers and duties  
12 of \* \* \* the office to be performed by the Bureau of Budget and  
13 Fiscal Management under the administration of the State Fiscal  
14 Officer.

15 (2) The Chief of the Fiscal Management Division, under the  
16 supervision of the State Fiscal Officer, shall prescribe and  
17 implement in the office of each state agency an adequate accrual  
18 accounting system, in conformity with generally accepted  
19 accounting principles, and a system for keeping other essential  
20 financial records or, in lieu thereof, may install a state



21 centralized automated accounting system which facilitates  
22 reporting the financial position and operations of the state as a  
23 whole, in conformity with generally accepted accounting  
24 principles. All such accounting systems so prescribed or  
25 installed shall be as uniform as may be practicable for agencies  
26 and offices of the same class and character.

27 Each state agency shall adopt and use the system prescribed  
28 and approved for it by the State Fiscal Officer, and the State  
29 Fiscal Officer shall have the authority and power to impound all  
30 funds of such agency until it complies with the provisions of this  
31 section. \* \* \* The state centralized automated accounting system  
32 shall be made available to the agencies of state government  
33 through the services of the State Computer Center. The State  
34 Fiscal Officer shall conduct training seminars on a regular basis  
35 to ensure that agencies have access to persons proficient in the  
36 correct use of the statewide automated accounting system.

37 (3) The State Fiscal Officer shall establish an oversight  
38 advisory committee to ensure that the state centralized automated  
39 accounting system meets the needs of the agencies served thereby.

40 \* \* \* The oversight advisory committee shall be composed of  
41 qualified public employees proficient in the areas of fiscal  
42 management, accounting, data processing and other fields affected  
43 by the automated accounting and financial management system.

44 \* \* \* The committee shall have the following responsibilities:



45 (a) Provide continual review of laws, rules,  
46 regulations, policies and procedures which affect the continued  
47 successful implementation of the state automated accounting and  
48 financial management system;

49 (b) Coordination among the control agencies of state  
50 and federal government to identify required modifications and/or  
51 enhancements to the state centralized automated accounting system  
52 as required for successful implementation;

53 (c) Ensure that agencies using the system are in  
54 compliance with the requirements of the various control agencies;  
55 and

56 (d) Assign persons knowledgeable in their area of  
57 expertise and proper use of the state centralized automated  
58 accounting system to help agencies use the system correctly.

59 (4) The State Fiscal Officer shall provide for the  
60 continuing support of the state centralized automated accounting  
61 system from funds appropriated therefor by the Legislature and/or  
62 from user fees charged to the state agencies and institutions  
63 utilizing the system.

64 The State Fiscal Officer may charge fees to agencies and  
65 institutions for services rendered to them in conjunction with the  
66 statewide automated accounting system. The amounts of such fees  
67 shall be set by the State Fiscal Officer, and all such fees  
68 collected shall be paid into the Statewide Automated Accounting  
69 System Fund.



70 (5) There is \* \* \* established within the State Treasury a  
71 special fund to be designated as the Mississippi Management and  
72 Reporting System Revolving Fund. This fund is established for the  
73 purpose of developing and maintaining an executive information  
74 system within state government. Such a system may include the  
75 state centralized automated accounting system, a centralized  
76 automated human resource/payroll system for state agencies and the  
77 automation of performance programmatic data and other data as  
78 needed by the legislative and executive branches to monitor the  
79 receipt and expenditure of funds in accordance with desired  
80 objectives.

81 A Steering Committee consisting of the State Fiscal Officer,  
82 the Executive Director of the State Personnel Board and the  
83 Executive Director of the Mississippi Department of Information  
84 Technology Services shall establish policies and procedures for  
85 the administration of the Mississippi Management and Reporting  
86 System Revolving Fund.

87 All disbursements from this fund shall be made pursuant to  
88 appropriation by the Legislature. All interest earned from the  
89 investment of monies in this fund shall be credited to such fund.

90 Any expenditure of funds related to the development of a  
91 Mississippi Management and Reporting System by the State Personnel  
92 Board, the Department of Finance and Administration and the  
93 Mississippi Department of Information Technology Services made  
94 during the fiscal year ending June 30, 1993, shall be reimbursable



95 from the Mississippi Management and Reporting System Revolving  
96 Fund upon its establishment.

97 The Bond Commission is \* \* \* authorized to grant a  
98 noninterest-bearing loan to the Mississippi Management and  
99 Reporting System Revolving Fund from the State Treasurer's General  
100 Fund/Special Fund Pool in an amount not to exceed Fifteen Million  
101 Dollars (\$15,000,000.00).

102 The Mississippi Management and Reporting System Steering  
103 Committee shall appoint an administrator of the Mississippi  
104 Management and Reporting System Revolving Fund. The salary of the  
105 administrator and all other project administrative expenses shall  
106 be disbursed from the revolving fund. The administrator of the  
107 fund is \* \* \* authorized to employ or secure personnel service  
108 contracts for all personnel required to carry out this project.  
109 On or before January 15 of each year, the State Fiscal Officer  
110 shall present a report of all expenditures made during the  
111 previous fiscal year from the Mississippi Management and Reporting  
112 System Revolving Fund to the State Bond Commission and to the  
113 Legislature. In addition, on or before January 15 of each year,  
114 the Mississippi Management and Reporting System Revolving Fund  
115 administrator shall submit a report to the chairs of the  
116 Appropriations Committees and the Accountability, Efficiency and  
117 Transparency Committees of the House of Representatives and Senate  
118 on the current and future purchasing needs of the Mississippi  
119 Management and Reporting System.



120           Upon implementation of the Mississippi Management and  
121 Reporting System, or any part thereof, at any state agency, a  
122 repayment schedule shall be determined by the Mississippi  
123 Management and Reporting System Revolving Fund administrator for  
124 payment back into the Mississippi Management and Reporting System  
125 Revolving Fund. This repayment schedule will include direct and  
126 indirect expenses of implementing the Mississippi Management and  
127 Reporting System at each agency and applied interest charges.  
128 Each state agency shall be required to request the amount of its  
129 yearly repayment in its annual budget request.

130           At the completion of the Mississippi Management and Reporting  
131 System, the Steering Committee shall recommend to the Legislature  
132 an amount to remain in the Mississippi Management and Reporting  
133 System Revolving Fund to fund future upgrades and maintenance for  
134 the system. The remaining amount, as repaid by the agencies,  
135 shall be returned to the General Fund/Special Fund Pool.

136           Each state agency executive director shall participate in the  
137 Mississippi Management and Reporting System (MMRS) project by  
138 appointing an agency implementation team leader to represent them  
139 on the MMRS project. All agencies will be required to implement  
140 the MMRS unless exempted from such by the MMRS Steering Committee.  
141 If such an exemption is granted, the MMRS Steering Committee may  
142 require selected data to be electronically interfaced into the  
143 MMRS.



144 (6) In addition to his other duties, the Chief of the Fiscal  
145 Management Division shall perform the following services:

146 (a) Maintain a set of control accounts on a double  
147 entry accrual basis for each state fund so as to analyze, classify  
148 and record all resources, obligations and financial transactions  
149 of all state agencies.

150 (b) Submit to the Governor and to the Legislative  
151 Budget Office a monthly report containing the state's financial  
152 operations and conditions.

153 (c) Approve, as to form, the manner in which all  
154 payrolls shall be prepared; and require each state agency to  
155 furnish copies of monthly payrolls as required to the State Fiscal  
156 Officer. The Chief of the Fiscal Management Division shall study  
157 the feasibility of a central payroll system for all state officers  
158 and employees, and report his findings and recommendations to the  
159 Legislature.

160 (d) Require of each state agency, through its governing  
161 board or executive head, the maintaining of continuous internal  
162 audit covering the activities of such agency affecting its revenue  
163 and expenditures, and an adequate internal system of preauditing  
164 claims, demands and accounts against such agency as to adequately  
165 ensure that only valid claims, demands and accounts will be paid,  
166 and to verify compliance with the regulations of the \* \* \* Public  
167 Procurement Review Board regarding the execution of any personal  
168 service or professional service contracts \* \* \*. The Fiscal



169 Management Division shall report to the State Fiscal Officer any  
170 failure or refusal of the governing board or executive head of any  
171 state agency to comply with the provisions of this section. The  
172 State Fiscal Officer shall notify the \* \* \* board of trustees or  
173 executive head of such violation and, upon continued failure or  
174 refusal to comply with the provisions of this section, \* \* \* the  
175 State Fiscal Officer may require \* \* \* the board of trustees or  
176 executive head of such state agency to furnish competent and  
177 adequate personnel to carry out the provisions of this section,  
178 who shall be responsible to the State Fiscal Officer for the  
179 performance of such function with respect to such state agency.  
180 For failure or refusal to comply with the provisions of this  
181 section or the directions of the State Fiscal Officer, any such  
182 employee may be deprived of the power to perform such functions on  
183 behalf of the Fiscal Management Division.

184 (7) Every state agency, through the proper officials or  
185 employee, shall make such periodic or special reports on forms  
186 prescribed by the Chief of the Fiscal Management Division as may  
187 be required or necessary to maintain the set of control accounts  
188 required. If any officer or employee of any state agency whose  
189 duty it is to do so shall refuse or fail to make such periodic or  
190 special reports in such form and in such detail and within such  
191 time as the Fiscal Management Division may require in the exercise  
192 of this authority, the State Fiscal Officer shall prepare or cause  
193 to be prepared and submitted such reports and the expense thereof





194 shall be personally borne by \* \* \* the officer or employee, and he  
195 or she shall be responsible on his or her official bond for the  
196 payment of the expense. \* \* \* A negligently prepared report shall  
197 be considered as a refusal or failure under the provisions of this  
198 section.

199 (8) From and after July 1, 2016, the expenses of this agency  
200 shall be defrayed by appropriation from the State General Fund,  
201 and all user charges and fees authorized under this section shall  
202 be deposited into the State General Fund as authorized by law.

203 (9) From and after July 1, 2016, no state agency shall  
204 charge another state agency a fee, assessment, rent or other  
205 charge for services or resources received by authority of this  
206 section.

207 **SECTION 2.** This act shall take effect and be in force from  
208 and after July 1, 2024.

