By: Representatives Mims, Read, Barton, To: Appropriations D; Cockerham, Faulkner, Hood, McKnight, Rushing, Appropriations A Watson

HOUSE BILL NO. 1814

1 2 3	AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE OFFICE OF CAPITAL POST-CONVICTION COUNSEL OF THE STATE OF MISSISSIPPI FOR THE FISCAL YEAR 2025.
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, 2024, and ending June 30, 2025
10	\$ 2,017,733.00.
11	SECTION 2. The following sum, or so much thereof as may be
12	necessary, is hereby appropriated out of any money in the State
13	Treasury to the credit of the Office of Capital Post-Conviction
14	Counsel, for the purpose of defraying the expenses of the Office
15	of Capital Post-Conviction Counsel of the State of Mississippi for
16	the fiscal year beginning July 1, 2024, and ending June 30, 2025
17	\$ 0.00.

18	SECTION 3.	Of	the	funds	appropriated	under	the	provisions	of

- 19 this act, the following positions are authorized:
- 20 AUTHORIZED HEADCOUNT:
- 21 Permanent: 9
- 22 Time-Limited: 0
- 23 Any transfers or escalations shall be made in accordance with
- 24 the terms, conditions, and procedures established by law.
- No general funds authorized to be expended herein shall be
- 26 used to replace federal funds and/or other special funds which are
- 27 being used for salaries authorized under the provisions of this
- 28 act and which are withdrawn and no longer available.
- 29 **SECTION 4.** It is the intention of the Legislature that the
- 30 Office of Capital Post-Conviction Counsel shall maintain complete
- 31 accounting and personnel records related to the expenditure of all
- 32 funds appropriated under this act and that such records shall be
- 33 in the same format and level of detail as maintained for Fiscal
- 34 Year 2024. It is further the intention of the Legislature that
- 35 the agency's budget request for Fiscal Year 2026 shall be
- 36 submitted to the Joint Legislative Budget Committee in a format
- 37 and level of detail comparable to the format and level of detail
- 38 provided during the Fiscal Year 2025 budget request process.
- 39 **SECTION 5.** It is the intention of the Legislature that the
- 40 funds herein appropriated shall be expended in compliance with
- 41 Section 27-104-25, Mississippi Code of 1972, that no state agency
- 42 shall incur obligations or indebtedness in excess of their

- 43 appropriation and that the responsible officers, either personally
- 44 or upon their official bonds, shall be held responsible for
- 45 actions contrary to this provision.
- 46 **SECTION 6.** The money herein appropriated shall be paid by
- 47 the State Treasurer out of any money in the State Treasury to the
- 48 credit of the proper fund or funds as set forth in this act, upon
- 49 warrants issued by the State Fiscal Officer; and the State Fiscal
- 50 Officer shall issue his warrants upon requisitions signed by the
- 51 proper person, officer or officers, in the manner provided by law.
- 52 **SECTION 7.** This act shall take effect and be in force from
- and after July 1, 2024, and shall stand repealed June 30, 2024.

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