

## Senate Amendments to House Bill No. 1736

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

5       **SECTION 1.** The following sum, or so much thereof as may be  
6 necessary, is authorized and approved for expenditure out of any  
7 funds which are received by or otherwise become available to the  
8 Tombigbee River Valley Water Management District, for the purpose  
9 of paying bond maturities, accrued interest, maintenance expenses,  
10 project development costs, and any other authorized expenses of  
11 the water management district, for the fiscal year beginning  
12 July 1, 2025, and ending June 30, 2026.....\$       9,089,507.00.

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

15       AUTHORIZED HEADCOUNT:

16       Permanent:                   17

17       Time-Limited:               0

18       With the funds herein appropriated, it shall be the agency's  
19 responsibility to make certain that funds required for Personal  
20 Services for Fiscal Year 2027 do not exceed Fiscal Year 2026 funds  
21 appropriated for that purpose unless programs or positions are

22 added to the agency's Fiscal Year 2026 budget by the Mississippi  
23 Legislature. The Legislature shall determine the agency's  
24 personal services appropriation, which the State Personnel Board  
25 shall publish. The agency's personal services appropriation may  
26 consist of restricted funds for approved vacancies for Fiscal Year  
27 2026 that may be utilized to fill vacant Fiscal Year 2025  
28 headcount. It shall be the agency's responsibility to ensure that  
29 the funds provided for vacancies are used to increase headcount  
30 and not for promotions, title changes, in-range salary adjustments  
31 or any other mechanism for increasing salaries for current  
32 employees. It is the Legislature's intention that no employee  
33 salary falls below the minimum salary established by the  
34 Mississippi State Personnel Board.

35       Additionally, the State Personnel Board shall determine and  
36 publish the projected annualized payroll costs based on current  
37 employees. It shall be the responsibility of the agency head to  
38 ensure that actual personnel expenditures for Fiscal Year 2026 do  
39 not exceed the data provided by the Legislative Budget Office. If  
40 the agency's Fiscal Year 2026 projected cost exceeds the  
41 annualized costs, no salary actions shall be processed by the  
42 State Personnel Board except for new hires determined to be  
43 essential for the agency.

44       Any transfers or escalations shall be made in accordance with  
45 the terms, conditions, and procedures established by law or  
46 allowable under the terms set forth within this act. The State  
47 Personnel Board shall not escalate positions without written

approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

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

None of the funds herein appropriated shall be used in violation of the Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

**SECTION 3.** It is the intention of the Legislature that the Tombigbee River Valley Water Management District shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2025. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2027 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2026 budget request process.

**SECTION 4.** It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the

74 purchase of commodities or equipment, and whenever all things  
75 stated in such received bids are equal with respect to price,  
76 quality and service, the Mississippi Industries for the Blind  
77 shall be given preference. A similar preference shall be given to  
78 the Mississippi Industries for the Blind whenever purchases are  
79 made without competitive bids.

80       **SECTION 5.** All monies in possession of the district in  
81 excess of necessary operating funds shall be deposited with a bank  
82 or banks selected by the board of directors of the district.  
83 These funds shall be deposited in such bank or banks and in such  
84 manner that interest earned shall be at least equal to interest  
85 earnings on state funds deposited by the State Treasury.

86       **SECTION 6.** It is the intention of the Legislature that the  
87 funds herein appropriated shall be expended in compliance with  
88 Section 27-104-25, Mississippi Code of 1972, that no state agency  
89 shall incur obligations or indebtedness in excess of their  
90 appropriation and that the responsible officers, either personally  
91 or upon their official bonds, shall be held responsible for  
92 actions contrary to this provision.

93       **SECTION 7.** The money herein approved for expenditure shall  
94 be disbursed upon bank checks signed by the proper person, officer  
95 or officers, in the manner provided by law.

96       **SECTION 8.** This act shall take effect and be in force from  
97 and after July 1, 2025.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE  
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE TOMBIGBEE RIVER VALLEY  
3 WATER MANAGEMENT DISTRICT FOR THE FISCAL YEAR 2026.

SS26\HB1736A.1J

Amanda White  
Secretary of the Senate