

By: Representatives Read, Martinson,
Broomfield, Brown, Davis, Denny, Huddleston,
Middleton, Miles, Weathersby

To: Appropriations

HOUSE BILL NO. 1664
(As Sent to Governor)

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 2008.

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 hereby authorized and approved for expenditure out
7 of any funds which are received by or otherwise become available
8 to the Tombigbee River Valley Water Management District, for the
9 purpose of paying bond maturities, accrued interest, maintenance
10 expenses, project development costs, and any other authorized
11 expenses of the water management district, for the fiscal year
12 beginning July 1, 2007, and ending June 30, 2008.....
13 \$ 4,290,851.00.

14 **SECTION 2.** Of the funds appropriated under the provisions of
15 Section 1, not more than the amounts set forth below shall be
16 expended for the respective major objects or purposes of
17 expenditure:

18 MAJOR OBJECTS OF EXPENDITURE:

19 Personal Services:

20 Salaries, Wages and Fringe Benefits.. \$ 925,951.00
21 Travel and Subsistence..... 70,000.00
22 Contractual Services..... 600,000.00
23 Commodities..... 250,000.00

24 Capital Outlay:

25 Other Than Equipment..... 1,983,000.00
26 Equipment..... 346,300.00
27 Vehicles..... 60,000.00

28	Wireless Communication Devices.....	400.00
29	Subsidies, Loans and Grants.....	<u>55,200.00</u>
30	Total.....	\$ 4,290,851.00

31 AUTHORIZED POSITIONS:

32	Permanent: Full Time.....	18
33	Part Time.....	0
34	Time-Limited: Full Time.....	0
35	Part Time.....	0

36 Funds are provided herein to adjust the Variable Compensation
37 Plan to ensure that all full-time employees receive a pay increase
38 equal to the realignment component of the Variable Compensation
39 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever
40 is greater, to be awarded on July 1, 2007.

41 With the funds herein appropriated, it is the intention of
42 the Legislature that it shall be the agency's responsibility to
43 make certain that funds required to be appropriated for "Personal
44 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
45 funds appropriated for that purpose, unless programs or positions
46 are added to the agency's Fiscal Year 2008 budget by the
47 Mississippi Legislature. Based on data provided by the
48 Legislative Budget Office, the State Personnel Board shall
49 determine and publish the projected annual cost to fully fund all
50 appropriated positions in compliance with the provisions of this
51 act. It shall be the responsibility of the agency head to insure
52 that no single personnel action increases this projected annual
53 cost and/or the Fiscal Year 2008 appropriations for "Personal
54 Services" when annualized, with the exception of escalated funds
55 and educational benchmarks. If, at the time the agency takes any
56 action to change "Personal Services", the State Personnel Board
57 determines that the agency has taken an action which would cause
58 the agency to exceed this projected annual cost or the Fiscal Year
59 2008 "Personal Services" appropriated level, when annualized, then
60 only those actions which reduce the projected annual cost and/or

61 the appropriation requirement will be processed by the State
62 Personnel Board until such time as the requirements of this
63 provision are met. On January 1, 2008, the State Personnel Board
64 will make adjustments to the structure side of the compliance
65 report based on data provided by the Legislative Budget Office in
66 order for agencies to award educational benchmarks.

67 Any transfers or escalations shall be made in accordance with
68 the terms, conditions and procedures established by law or
69 allowable under the terms set forth within this act. The State
70 Personnel Board shall not escalate positions without written
71 approval from the Department of Finance and Administration. The
72 Department of Finance and Administration shall not provide written
73 approval to escalate any funds for salaries and/or positions
74 without proof of availability of new or additional funds above the
75 appropriated level.

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

80 **SECTION 3.** It is the intention of the Legislature that the
81 Tombigbee River Valley Water Management District shall maintain
82 complete accounting and personnel records related to the
83 expenditure of all funds appropriated under this act and that such
84 records shall be in the same format and level of detail as
85 maintained for Fiscal Year 2007. It is further the intention of
86 the Legislature that the agency's budget request for Fiscal Year
87 2009 shall be submitted to the Joint Legislative Budget Committee
88 in a format and level of detail comparable to the format and level
89 of detail provided during the Fiscal Year 2008 budget request
90 process.

91 **SECTION 4.** It is the intention of the Legislature that
92 whenever two (2) or more bids are received by this agency for the
93 purchase of commodities or equipment, and whenever all things

94 stated in such received bids are equal with respect to price,
95 quality and service, the Mississippi Industries for the Blind
96 shall be given preference. A similar preference shall be given to
97 the Mississippi Industries for the Blind whenever purchases are
98 made without competitive bids.

99 **SECTION 5.** All monies in possession of the district in
100 excess of necessary operating funds shall be deposited with a bank
101 or banks selected by the board of directors of the district.
102 These funds shall be deposited in such bank or banks and in such
103 manner that interest earned shall be at least equal to interest
104 earnings on state funds deposited by the State Treasury.

105 **SECTION 6.** The money herein approved for expenditure shall
106 be disbursed upon bank checks signed by the proper person, officer
107 or officers, in the manner provided by law.

108 **SECTION 7.** This act shall take effect and be in force from
109 and after July 1, 2007.