

By: Senator(s) Burton

To: Appropriations

SENATE BILL NO. 2677

1 AN ACT TO AMEND SECTIONS 27-103-153 AND 27-103-155,
2 MISSISSIPPI CODE OF 1972, TO ESTABLISH A TASK FORCE OF LEGISLATIVE
3 AND EXECUTIVE BRANCH REPRESENTATIVES TO DEVELOP RECOMMENDATIONS
4 NECESSARY TO IMPLEMENT THE "MISSISSIPPI PERFORMANCE BUDGET AND
5 STRATEGIC PLANNING ACT OF 1994," TO DIRECT THE TASK FORCE TO
6 ESTABLISH GUIDELINES FOR THE LEVEL OF TRAINING FOR LEGISLATIVE AND
7 EXECUTIVE BRANCH PERSONNEL TO UTILIZE PERFORMANCE-BASED BUDGETING
8 AS A MANAGEMENT FUNCTION, AND TO REQUIRE APPROPRIATION BILLS TO
9 INCLUDE PERFORMANCE TARGETS AND EVALUATIONS BEGINNING WITH THE
10 2008 REGULAR SESSION; AND FOR RELATED PURPOSES.

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

12 SECTION 1. Section 27-103-153, Mississippi Code of 1972, is
13 amended as follows:

14 27-103-153. (1) There is hereby established a task force of
15 legislative and executive branch representatives to develop and
16 make necessary recommendations relating to the implementation of
17 the Mississippi Performance Budget and Strategic Planning Act of
18 1994. The task force shall consist of the following: the
19 Chairman of the Senate Appropriations Committee; the Chairman of
20 the House Appropriations Committee; the Chairman of the Senate
21 Finance Committee; the Chairman of the House Ways and Means
22 Committee; the Executive Director of the Legislative Budget
23 Office; the Executive Director of the Department of Finance and
24 Administration; the Executive Director of the State Personnel
25 Board; the budget and finance directors of the following state
26 agencies designated by the executive director of each agency: the
27 Mississippi Department of Transportation, the Division of
28 Medicaid, the State Department of Education, the Department of
29 Human Services, the Department of Corrections, the Board of
30 Trustees of State Institutions of Higher Learning, the State
31 Department of Rehabilitation Services, the Department of Wildlife,

32 Fisheries and Parks, the Department of Employment Security, the
33 Mississippi Tax Commission, the Department of Environmental
34 Quality, the State Department of Health, the State Department of
35 Mental Health and the Office of Governor. The task force shall
36 meet upon the call of the Director of the Legislative Budget
37 Office not later than July 1, 2007, and shall organize by
38 selecting a chairman. The task force shall have subsequent
39 meetings upon the call of the chairman. Necessary clerical and
40 administrative support shall be provided by the Legislative Budget
41 Office. The task force shall have the responsibility to develop a
42 report to the 2008 Regular Session of the Legislature and the
43 Governor with any necessary recommended legislation to implement
44 performance-based budgeting as required under Sections 27-103-151
45 through 27-103-155, and shall specifically address the following:
46 (a) outline directives for increasing the level of training of
47 personnel to conduct performance-based budgeting; (b) establish
48 education guidelines for committees of the Legislature and
49 agencies to utilize performance-based data; (c) clarify the
50 purpose of performance-based budgeting; (d) specify the sanctions
51 to be applied to agencies who do not meet performance goals; (e)
52 review and make recommendations on current methods of outcome
53 measurement, evaluation and establishment of performance measures;
54 and (f) clarify the use of performance-based budgeting by state
55 agencies as a management function. The task force may hold
56 hearings and seek expert testimony from other states which have
57 implemented performance-based budgeting. The task force shall
58 develop and make its report to the Governor and the 2008 Regular
59 Session of the Legislature no later than January 1, 2008, and upon
60 making its report, the task force shall be dissolved.

61 (2) Beginning with the 2008 Regular Session, the
62 appropriation bills enacted to provide funding for each state
63 agency or institution shall include performance targets for each
64 performance measure established for each program within each such

65 agency. Said performance targets shall be established annually by
66 the Legislature and shall be based upon the funding level
67 authorized for each agency within its appropriation bill. The
68 Department of Finance and Administration shall provide accounting
69 system services to each agency to allow both program expenditures
70 and performance measurement data to be maintained and reported in
71 such form and in such detail as may be required by the Joint
72 Legislative Budget Committee.

73 **SECTION 2.** Section 27-103-155, Mississippi Code of 1972, is
74 amended as follows:

75 27-103-155. Beginning with the 2008 Regular Session, the
76 Legislature shall make available funds for the employment of such
77 persons as may be required to conduct an evaluation of the actual
78 performance accomplishments of each agency and its programs in
79 comparison to the targeted performance levels established within
80 the appropriation bill for each agency and its programs. The
81 results of such evaluations shall be prepared in such form and in
82 such detail as may be required by the Joint Legislative Budget
83 Committee. Beginning with the 2008 Regular Session, the
84 Legislative Budget Office and the Department of Finance and
85 Administration shall review the five-year strategic plans
86 submitted by each agency as an addendum to its budget request and
87 shall make copies of said plans available to the Legislature for
88 review and consideration.

89 **SECTION 3.** This act shall take effect and be in force from
90 and after July 1, 2007.