MISSISSIPPI LEGISLATURE REGULAR SESSION 2021

By: Representative Read To: Appropriations

HOUSE BILL NO. 106
(As Sent to Governor)

AN ACT TO AMEND SECTION 14, CHAPTER 42, LAWS OF 2020, TO INCREASE THE AMOUNT IN THE FISCAL YEAR 2021 APPROPRIATION TO THE DEPARTMENT OF CORRECTIONS THAT IS AUTHORIZED FOR EXPENDITURE IN THE INMATE WELFARE FUND; TO AMEND SECTION 8, CHAPTER 92, LAWS OF 2020, TO EXTEND THE PERIOD FOR WHICH FUNDS IN THE FISCAL YEAR 2021 APPROPRIATION TO THE DEPARTMENT OF EMPLOYMENT SECURITY MAY BE USED TO PURCHASE ACCUMULATED COMPENSATORY TIME BY EMPLOYEES WHOSE ACTIVITIES ARE DEEMED ESSENTIAL TO AGENCY OPERATIONS FOR RESPONDING TO COVID-19; TO AMEND SECTION 35, CHAPTER 102, LAWS OF 2020, TO EXTEND THE PERIOD FOR WHICH FUNDS IN THE FISCAL YEAR 2021 APPROPRIATION TO THE STATE DEPARTMENT OF HEALTH MAY BE USED TO PURCHASE ACCUMULATED COMPENSATORY TIME BY EMPLOYEES WHOSE ACTIVITIES ARE DEEMED ESSENTIAL TO AGENCY OPERATIONS FOR RESPONDING TO COVID-19 AND TO INCREASE THE AMOUNT OF FUNDS THAT MAY BE USED FOR THAT PURPOSE; TO AMEND SECTION 18, CHAPTER 106, LAWS OF 2020, TO CLARIFY THE NAME OF A RECIPIENT OF PROJECT FUNDS FROM THE GULF COAST RESTORATION FUND IN THE FISCAL YEAR 2021 APPROPRIATION TO THE MISSISSIPPI DEVELOPMENT AUTHORITY AND TO CORRECT THE PURPOSE OF ONE OF THE PROJECTS; TO AMEND SECTION 28, CHAPTER 107, LAWS OF 2020, TO CLARIFY THE NAMES OF TWO RECIPIENTS OF PROJECT FUNDS FROM THE BP SETTLEMENT FUND IN THE FISCAL YEAR 2021 APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION; TO CREATE A SPECIAL FUND IN THE STATE TREASURY TO BE KNOWN AS THE STATE FIRE ACADEMY WORKFORCE PROGRAM FUND, WHICH SHALL CONSIST OF MONIES MADE AVAILABLE BY THE LEGISLATURE AND MONIES RECEIVED BY THE STATE FIRE ACADEMY FOR WORKFORCE PROGRAMS; TO AMEND SECTION 27-104-205, MISSISSIPPI CODE OF 1972, TO EXEMPT THE STATE FIRE ACADEMY WORKFORCE PROGRAM FUND FROM THE PROVISION REQUIRING THE STATE FIRE ACADEMY BE FUNDED BY APPROPRIATIONS FROM THE GENERAL FUND; AND FOR RELATED PURPOSES.

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

**SECTION 1.** Section 14, Chapter 42, Laws of 2020, is amended as follows:

Section 14. It is the intention of the Legislature that all funds held by the Inmate Welfare Fund be placed in a treasury fund effective July 1, 2020. Of the amounts appropriated in Section 2, an amount not exceeding * * * Six Million Dollars ($6,000,000.00) shall be available for expenditure in the Inmate Welfare Fund.

**SECTION 2.** Section 8, Chapter 92, Laws of 2020, is amended as follows:

Section 8. Of the funds appropriated in Section 1, Nine Hundred Thousand Dollars ($900,000.00) may be used to purchase accumulated compensatory time incurred before * * * June 30, 2021, by employees whose activities are deemed essential to agency operations for responding to COVID-19.

**SECTION 3.** Section 35, Chapter 102, Laws of 2020, is amended as follows:

Section 35. Of the funds appropriated in Section 2, * * * Three Million Two Hundred Forty Thousand Dollars ($3,240,000.00) may be used to purchase accumulated compensatory time incurred before * * * June 30, 2021, by employees * * * who are activated under emergency orders in response to the COVID-19 pandemic.

**SECTION 4.** Section 18, Chapter 106, Laws of 2020, is amended as follows:

Section 18. Of the funds appropriated under the provisions of Section 2, Fifty-nine Million Six Hundred Eighty-seven Thousand

Five Hundred Forty-five Dollars ($59,687,545.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Gulf Coast Restoration Fund, as created in Section 57-119-1, Mississippi Code of 1972. These funds are provided for projects as outlined in Section 57-119-9, Mississippi Code of 1972, for assistance to local units of government, nongovernmental organizations, institutions of higher learning, community colleges, ports, airports, public-private partnerships, private for-profit entities, private nonprofit entities and local economic development entities. These funds will be reappropriated each year until the project is completed.

Of the funds appropriated in this section the following sums are provided for projects recommended by the department:

(a) To assist the City of Gautier with the Gautier Town Center Development .....$3,500,000.00.

(b) To assist Power Dynamics Innovations, LLC with Equipment and Facility Upgrades .....$1,550,000.00.

(c) To assist the City of Bay St. Louis with the Old Town Police Department .....$1,000,000.00.

(d) To assist the City of Bay St. Louis with the Old Town Depot Revitalization District .....$1,500,000.00.

(e) To assist the City of Diamondhead with the Commercial District Transformation Project .....$1,500,000.00.

(f) To assist the Stone County School District with the Stone County High School Career and Technical Education Center .....$3,200,000.00.

(g) To assist the University of Southern Mississippi with the Ocean Enterprise Phase I .....$7,000,000.00.

(h) To assist the Walter Anderson Museum Creative Complex Phase I and begin Phase II .....$ 750,000.00.

(i) To assist the City of Ocean Springs and the OHOS Development LLC with a Public/Private Development .....$2,000,000.00.

(j) To assist the Gulfport School with a STEM Exploration Lab .....$ 100,000.00.

(k) To assist the City of Biloxi with downtown revitalization at the Saenger Theater .....$2,000,000.00.

(l) To assist Hancock County Port and Harbor Commission with the multiuser aero strip at Stennis Airport .....$2,500,000.00.

Of the funds appropriated in this section, the following sums are provided for projects that meet the criteria outlined in Section 57-119-9, Mississippi Code of 1972:

(a) To assist Harrison County with the Harrison County Law Enforcement Training Academy .....$3,000,000.00.

(b) To assist George Regional Health System with a multispecialty medical office complex .....$2,157,035.00.

(c) To assist George Regional Health System with a cafeteria expansion and renovation .....$1,080,510.00.

(d) To assist Mississippi State University with the Mississippi Cyber Center .....$3,500,000.00.

(e) To assist the Port of Pascagoula with the North Rail Connector .....$6,600,000.00.

(f) To assist Jackson County Economic Development Foundation with site development and related support of a defense supplier .....$1,400,000.00.

(g) To assist the Pascagoula Redevelopment Authority with the Innovation Center .....$1,000,000.00.

(h) To assist the Pascagoula Redevelopment Authority with the City Center .....$4,000,000.00.

(i) To assist the Institute for Marine Mammal Studies with Educational Classrooms and Dorms .....$3,000,000.00.

(j) To assist the City of Pass Christian with redevelopment and revitalization .....$ 750,000.00.

(k) To assist the City of Long Beach with development and revitalization .....$2,000,000.00.

(l) To assist the city of Long Beach with the Quarles House .....$2,000,000.00.

(m) To assist George County with a rail connection project:

(1) George County rail and highway improvements for Enviva project .....$1,600,000.00.

(2) Mississippi Export Railroad for the Enviva project.....$1,000,000.00.

**SECTION 5.** Section 28, Chapter 107, Laws of 2020, is amended as follows:

Section 28. Of the funds appropriated under the provisions of Section 2, Seventeen Million Two Hundred Forty-one Thousand Dollars ($17,241,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the State BP Settlement Fund, as created in Section 27-103-302.1, Mississippi Code of 1972. These funds are appropriated for such purposes as follows:

(a) To assist the Town of Walnut with improvements of city industrial park or recreational facilities .....$ 175,000.00.

(b) To assist the City of Lucedale with improvements to wastewater treatment plant .....$ 376,000.00.

(c) To assist the City of Flowood with Luckney Road improvements .....$1,000,000.00.

(d) To assist Lawrence County with construction and improvements to frontage road .....$ 250,000.00.

(e) To Create, Inc. for the benefit of the Windows of Amory .....$ 200,000.00.

(f) To Aberdeen Main Street to reimburse for improving Parkway Hotel Property .....$ 100,000.00.

(g) To assist Yazoo County with improvements

to Carter Road .....$ 750,000.00.

(h) To assist the City of Philadelphia with construction of Fallen Veteran's memorial .....$ 50,000.00.

(i) To assist the City of Baldwyn Veteran's Park with parking improvements .....$ 35,000.00.

(j) To assist Itawamba County with improvements of Houston Kirkfield community schoolhouse pavilion .....$ 25,000.00.

(k) To assist Marshall County for the purpose of providing funding for the preservation and restoration of the Isaac Chapel Rosenwald School located in Marshall County, Mississippi .....$ 100,000.00.

(l) To assist the Town of Crenshaw with improvements to Jones Street .....$ 300,000.00.

(m) To the Mississippi Department of Archives and History for the purpose of providing historical markers in Holmes County designating the birthplace of the Church of God in Christ .....$ 10,000.00.

(n) To the Mississippi Department of Archives and History for expenses related to reopening museums .....$ 100,000.00.

(o) To the Mississippi Department of Archives and History for expenses related to the Commission to Redesign the Mississippi State Flag .....$ 50,000.00.

(p) To the Mississippi Department of Archives

and History for exhibit commemorating 50th anniversary of Jackson State University shooting .....$ 10,000.00.

(q) To assist Lamar County with construction of live fire tower .....$ 300,000.00.

(r) To assist Claiborne County with Grand Gulf Road improvements .....$ 500,000.00.

(s) To assist Tippah County with *** * *** destruction of county-owned hospital .....$ 500,000.00.

(t) To assist the City of Pearl with construction of Pearl Richland intermodal connector .....$ 400,000.00.

(u) To assist Marshall County with construction of Chickasaw Trail industrial park emergency response center .....$ 400,000.00.

(v) To assist Pearl and Leaf Rivers Rails-To-Trails Recreational District with trail overlay or bridge repairs on the Longleaf Trace between Hattiesburg, Mississippi, and Prentiss, Mississippi .....$ 500,000.00.

(w) To assist the Town of Terry with construction of community emergency shelter .....$ 300,000.00.

(x) To assist the Town of Tishomingo with improvements and upgrades to town hall .....$ 50,000.00.

(y) To assist the Town of Hickory with

improvements to town square .....$ 35,000.00.

(z) To assist Rankin County for expansion of Sheriff Department's facility and shop .....$ 250,000.00.

(aa) To assist Walthall County with Courthouse repair and renovations .....$ 250,000.00.

(bb) To the Mississippi Symphony .....$ 25,000.00.

(cc) To assist the City of Horn Lake with road area improvements and bridge repair on Tulane Road .....$ 200,000.00.

(dd) To assist the Corinth-Alcorn County Recreation Commission in paying costs associated with repair and renovation of and upgrades, improvements and additions to recreation areas and facilities and field surfaces .....$ 500,000.00.

(ee) To assist the City of Bruce, Mississippi, in paying costs associated with water system and sewer system upgrades and improvements near school property in the City of Bruce .....$ 500,000.00.

(ff) To assist the City of Jackson, Mississippi, in paying costs associated with the purchase of a fire truck for the city fire department .....$ 225,000.00.

(gg) To assist the Town of Friars Point, Mississippi, in paying costs associated with constructing a community center and

related facilities .....$ 500,000.00.

(hh) To assist Kemper County, Mississippi, in paying costs associated with the purchase of a fire truck for the Preston Volunteer Fire Department .....$ 100,000.00.

(ii) To assist Winston County, Mississippi, in paying costs associated with the purchase of a fire truck for the Nanih Waiya Volunteer Fire Department .....$ 100,000.00.

(jj) To assist the Town of Raymond, Mississippi, in paying costs associated with repair and renovation of the Town of Raymond Police Department building and related facilities.....$ 150,000.00.

(kk) To assist the City of Hazlehurst, Mississippi, in paying costs associated with repairs, upgrades and improvements to Lake Hazle Dam .....$ 400,000.00.

(ll) To assist Grenada County, Mississippi, in paying costs associated with upgrades and improvements to water system infrastructure .....$ 500,000.00.

(mm) To assist in paying costs associated with repair and renovation of and upgrades and improvements to buildings and facilities at the Mississippi School for Mathematics and

Science in Columbus, Mississippi .....$ 200,000.00.

(nn) $300,000 to the Town of Hickory Flat, Mississippi, for the following purposes:

(1) Not more than $250,000.00 to assist in paying costs associated with the purchase of a fire truck for the town's fire department, and

(2) Not more than $50,000.00 to assist in paying costs associated with the purchase of equipment and other upgrades for the town's police department.

(oo) To assist the City of Hattiesburg, Mississippi, in paying the costs of construction, furnishing and equipping of an education center and related facilities at the Hattiesburg Zoo in Hattiesburg, Mississippi .....$ 500,000.00.

(pp) To assist Marion County, Mississippi, in paying costs associated with repairs, resurfacing, upgrades and improvements to roads and bridges in Marion County .....$ 500,000.00.

(qq) To assist the City of Winona, Mississippi, in paying costs associated with repairs and overlay of Montgomery Street in the City of Winona .....$ 500,000.00.

(rr) To assist in paying costs associated with the acquisition, storage and relocation of artifacts and the design, fabrication and

installation of permanent exhibits, including the development of all associated films and interactive components, for the Delta Blues Museum in Clarksdale, Mississippi .....$ 200,000.00.

(ss) To assist the City of Charleston, Mississippi, in paying costs associated with the replacement of water pipes and upgrades and improvements to the city's water system and related infrastructure .....$ 300,000.00.

(tt) To assist the City of Brandon, Mississippi, in paying costs associated with making improvements to and upgrades of sidewalks, streets, parking areas and water system infrastructure in the city's downtown area including, but not limited to, construction, repair, replacement and other improvements to and upgrades of sidewalks, streets, crosswalks, signage and water system infrastructure .....$ 500,000.00.

(uu) To assist the City of Ripley, Mississippi, in paying costs associated with repairs, resurfacing, upgrades and improvements to roads in the City of Ripley, water system improvements and sewer system improvements .....$ 300,000.00.

(vv) To assist *** * *** the City of Ripley, Mississippi, in paying costs associated with

construction of Veteran's Park in *** * ***

the City of Ripley's City Park.....$ 500,000.00.

(ww) To assist the Town of West, Mississippi, in paying costs associated with the acquisition of a generator and related equipment for the town's water system and related infrastructure.....$ 100,000.00.

(xx) To assist the Leake County Economic Development Association in paying costs associated with a workforce development study.....$ 50,000.00.

(yy) To assist in paying costs associated with the purposes described in Section 27-104-301(2)(mm).....$1,500,000.00.

(zz) To assist in paying costs associated with repair of and fencing for Bethesda Cemetery in the City of Senatobia, Mississippi, and any funds that are in excess of that needed to complete such project shall be used to assist in paying costs associated with repair of and fencing for Senatobia Memorial Cemetery.....$ 300,000.00.

(aaa) To assist the City of Clinton, Mississippi, in paying costs associated with expansion of and upgrades and improvements to the city's water system and sewer system infrastructure and/or repairs, resurfacing and other improvements and upgrades to roads and streets in the City of Clinton.....$1,000,000.00.

(bbb) To assist the Town of Flora, Mississippi, in paying costs associated with improvements to the town's water system and sewer system infrastructure .....$ 100,000.00.

(ccc) To assist the Perry John's Post 6 American Legion in Alcorn County .....$ 25,000.00.

(ddd) To assist Itawamba County with Houston Community Park .....$ 25,000.00.

(eee) To assist * * * Richard's Community Center in Pike County .....$ 25,000.00.

(fff) To assist the American Legion Post 81 in Tippah County .....$ 25,000.00.

(ggg) To assist the Veterans of Foreign Wars Post 4881 in Tippah County .....$ 25,000.00.

(hhh) To assist the City of Senatobia Fire Department .....$ 50,000.00.

**SECTION 6.** There is created in the State Treasury a special fund to be known as the State Fire Academy Workforce Program Fund. The fund shall consist of monies appropriated or otherwise made available by the Legislature and monies received by the State Fire Academy for workforce programs. The fund shall be expended by the State Fire Academy, upon appropriation by the Legislature, for such purposes as provided in the appropriation. Unexpended amounts remaining in the fund at the end of a fiscal year shall not lapse into the State General Fund, and any interest earned or

investment earnings on amounts in the fund shall be deposited to the credit of the fund.

**SECTION 7.** Section 27-104-205, Mississippi Code of 1972, is amended as follows:

27-104-205. (1) From and after July 1, 2016, the expenses of the following enumerated state agencies shall be defrayed by appropriation of the Legislature from the State General Fund: the State Fire Marshal, the State Fire Academy (not including the State Fire Academy Workforce Program Fund), the Office of Secretary of State (not including the Preneed Contracts Loss Recovery Fund), the Mississippi Public Service Commission, the Mississippi Department of Information Technology Services, (not including the Mississippi Department of Information Technology Services Revolving Fund), the State Personnel Board, the Mississippi Department of Insurance (not including the Municipal Fire Protection Fund, Section 83-1-37, the County Volunteer Fire Department Fund, Section 83-1-39, and the Mississippi Propane Education and Research Fund, Section 75-57-119), the Mississippi Law Enforcement Officers' Minimum Standards Board, the Mississippi Gaming Commission, the Mississippi Department of Revenue - License Tag, the Office of the State Public Defender, the Mississippi Workers' Compensation Commission (not including the Second Injury Trust Fund) and the Office of Attorney General. Beginning July 1, 2016, any fees, assessments or other revenues charged for the support of the above-named state agencies shall be deposited into

the State General Fund, and any special fund or depository established within the State Treasury for the deposit of such fees, assessments or revenues shall be abolished and the balance transferred to the State General Fund. Expenses heretofore drawn from such special funds or other depositories shall be drawn from the agencies General Fund Account.

(2) Beginning with the fiscal year ending June 30, 2016, the amount to be appropriated annually from the State General Fund for the support of each of the above-named state agencies shall not exceed the amount appropriated for such purpose in the preceding fiscal year, plus any increases in or additional fees, assessments or other charges authorized by act of the Legislature for the succeeding fiscal year.

(3) The provisions of this section shall not apply to any trust fund account that is maintained by any above-named agency.

(4) The provisions of this section shall not prohibit any of the above-named agencies from maintaining clearing accounts in approved depositories.

(5) The provisions of this section shall not apply to any trust fund accounts maintained by the Public Employees' Retirement System and protected under Section 272A of the Mississippi Constitution of 1890.

**SECTION 8.** This act shall take effect and be in force from and after its passage.