

By: Representatives Read, Eakes, Broomfield,
Brown, Coleman (29th), Denny, Ellzey, Flaggs,
Gadd, Martinson, Mitchell

To: Appropriations

HOUSE BILL NO. 1765
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE STATE BOARD OF
3 COSMETOLOGY FOR THE FISCAL YEAR 2003.

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 appropriated out of any money in the State
7 Treasury to the credit of the State Board of Cosmetology, for the
8 purpose of defraying the expenses of the board for the fiscal year
9 beginning July 1, 2002, and ending June 30, 2003.....
10 \$ 718,429.00.

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

15 MAJOR OBJECTS OF EXPENDITURE:

16 Personal Services:

17 Salaries, Wages and Fringe Benefits.. \$ 397,305.00
18 Travel and Subsistence..... 115,588.00
19 Contractual Services..... 181,967.00
20 Commodities..... 23,569.00

21 Capital Outlay:

22 Other Than Equipment..... 0.00
23 Equipment..... 0.00
24 Subsidies, Loans and Grants..... 0.00
25 Total..... \$ 718,429.00

26 AUTHORIZED POSITIONS:

27 Permanent: Full Time..... 13



28	Part Time.....	0
29	Time-Limited: Full Time.....	0
30	Part Time.....	0

31 Funds are provided herein to adjust the Variable Compensation
32 Plan to ensure that all full-time employees receive a pay increase
33 equal to fifty percent (50%) of the realignment component of the
34 Variable Compensation Plan or Six Hundred Dollars (\$600.00),
35 whichever is greater, beginning on January 1, 2003.

36 With the funds herein appropriated, it is the intention of
37 the Legislature that it shall be the agency's responsibility to
38 make certain that funds required to be appropriated for "Personal
39 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
40 funds appropriated for that purpose, unless programs, positions or
41 pay increases are added to the agency's budget by the Mississippi
42 Legislature. Based on data provided by the Legislative Budget
43 Office, the State Personnel Board shall, on July 1, 2002, publish
44 separate annual projection reports, based on July 1, 2002, data,
45 for the period of July 1, 2002, through December 31, 2002, and
46 January 1, 2003, through June 30, 2003, that project the annual
47 cost to fully fund all appropriated positions in compliance with
48 the provisions of this act. It shall be the responsibility of the
49 agency head to ensure that no single personnel action increases
50 this projected cost and/or the Fiscal Year 2003 appropriation for
51 "Personal Services," as annualized on a semiannual basis in
52 accordance with the provisions of this act. If, at the end of any
53 calendar month, the State Personnel Board determines that the
54 agency has taken action(s) which would cause the agency to exceed
55 this projected annual cost or the Fiscal Year 2003 "Personal
56 Services" appropriated level, when annualized in compliance with
57 the provisions of this act, then only those actions which reduce
58 the projected annual cost and/or the appropriation requirement
59 will be processed by the State Personnel Board until such time as
60 the requirements of this provision are met.



61 Any transfers or escalations shall be made in accordance with
62 the terms, conditions and procedures established by law.

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

67 **SECTION 3.** If not needed for other purposes, the State
68 Treasurer shall invest any part of or all monies herein approved
69 and any surplus funds of the State Board of Cosmetology for a
70 period of ninety (90) days or more at the highest rate of interest
71 obtainable and credit such to this respective fund. Monies shall
72 be invested by the Treasurer in any short-term bonds, notes or
73 other direct obligations of the United States of America or the
74 State of Mississippi or any county or municipality of this state,
75 which county or municipal bonds have been approved by a reputable
76 bond attorney or have been validated by a decree of the court, or
77 in savings accounts or certificates of deposit of a state or
78 national bank in the State of Mississippi, or in federally insured
79 savings and loan associations in the State of Mississippi; and in
80 any event, the bonds, notes or obligations in which such funds are
81 invested shall mature or be redeemable prior to the time the funds
82 so invested will be needed for the purposes herein provided.

83 **SECTION 4.** It is the intent of this legislation to provide
84 the funds for the board to meet when necessary, but under no
85 circumstances shall it meet more than sixty-two (62) days a year.

86 **SECTION 5.** The money herein appropriated shall be paid by
87 the State Treasurer out of any money in the State Treasury to the
88 credit of the proper fund or funds as set forth in this act, upon
89 warrants issued by the State Fiscal Officer; and the State Fiscal
90 Officer shall issue his warrants upon requisitions signed by the
91 proper person, officer or officers, in the manner provided by law.

92 **SECTION 6.** This act shall take effect and be in force from
93 and after July 1, 2002.

