HOUSE BILL NO. 1773
(As Sent to Governor)

AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
MISSISSIPPI STATE BOARD OF NURSING HOME ADMINISTRATORS FOR THE
FISCAL YEAR 2003.

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

SECTION 1. The following sum, or so much thereof as may be
necessary, is hereby appropriated out of any money in the State
Treasury to the credit of the Mississippi State Board of Nursing
Home Administrators for the purpose of defraying the expenses of
the board for the fiscal year beginning July 1, 2002, and ending
June 30, 2003 ............................... $ 138,077.00.

SECTION 2. With the funds appropriated under the provisions
of Section 1, the following positions are authorized:

AUTHORIZED POSITIONS:

Permanent: Full Time............ 2
Part Time............ 0
Time-Limited: Full Time............ 0
Part Time............ 0

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

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

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

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

SECTION 3. It is the intention of the Legislature that the Mississippi State Board of Nursing Home Administrators deposit all revenue generated into a special fund in the State Treasury to the credit of the Mississippi State Board of Nursing Home Administrators and that all interest earned or deposited to the fund shall remain in the fund and not be paid into the State General Fund of Mississippi.
SECTION 4. The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.

SECTION 5. This act shall take effect and be in force from and after July 1, 2002.