

**\*\*\*Adopted\*\*\*  
AMENDMENT No. 1 PROPOSED TO**

**House Bill NO. 1765**

**By Senator(s) Committee**

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

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.....		<u>0.00</u>

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 semi-annual 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.