

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

House Bill NO. 1512

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, 2003, and ending June 30, 2004.....
10 \$ 736,199.00.

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.. \$	401,805.00
18 Travel and Subsistence.....	120,088.00
19 Contractual Services.....	191,008.00
20 Commodities.....	18,898.00
21 Capital Outlay:	
22 Other Than Equipment.....	0.00
23 Equipment.....	4,400.00
24 Subsidies, Loans and Grants.....	<u>0.00</u>

25 Total..... \$ 736,199.00

26 AUTHORIZED POSITIONS:

27	Permanent:	Full Time.....	12
28		Part Time.....	0
29	Time-Limited:	Full Time.....	0
30		Part Time.....	0

31 With the funds herein appropriated, it is the intention of
32 the Legislature that it shall be the agency's responsibility to
33 make certain that funds required to be appropriated for "Personal
34 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004
35 funds appropriated for that purpose, unless programs or positions
36 are added to the agency's Fiscal Year 2005 budget by the
37 Mississippi Legislature. Based on data provided by the
38 Legislative Budget Office, the State Personnel Board shall
39 determine and publish the projected annual cost to fully fund all
40 appropriated positions in compliance with the provisions of this
41 act. It shall be the responsibility of the agency head to insure
42 that no single personnel action increases this projected annual
43 cost and/or the Fiscal Year 2004 appropriation for "Personal
44 Services" when annualized. If, at the end of any calendar month,
45 the State Personnel Board determines that the agency has taken
46 action(s) which would cause the agency to exceed this projected
47 annual cost or the Fiscal Year 2004 "Personal Services"
48 appropriated level, when annualized, then only those actions which
49 reduce the projected annual cost and/or the appropriation
50 requirement will be processed by the State Personnel Board until
51 such time as the requirements of this provision are met.

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

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57 act and which are withdrawn and no longer available.

58 **SECTION 3.** If not needed for other purposes, the State
59 Treasurer shall invest any part of or all monies herein approved

60 and any surplus funds of the State Board of Cosmetology for a
61 period of ninety (90) days or more at the highest rate of interest
62 obtainable and credit such to this respective fund. Monies shall
63 be invested by the Treasurer in any short-term bonds, notes or
64 other direct obligations of the United States of America or the
65 State of Mississippi or any county or municipality of this state,
66 which county or municipal bonds have been approved by a reputable
67 bond attorney or have been validated by a decree of the court, or
68 in savings accounts or certificates of deposit of a state or
69 national bank in the State of Mississippi, or in federally insured
70 savings and loan associations in the State of Mississippi; and in
71 any event, the bonds, notes or obligations in which such funds are
72 invested shall mature or be redeemable prior to the time the funds
73 so invested will be needed for the purposes herein provided.

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

77 **SECTION 5.** Of the funds provided under the provisions of
78 this act, Five Thousand Eight Hundred Ninety-seven Dollars
79 (\$5,897.00) may be used to reallocate or reclassify existing
80 positions of this agency.

81 **SECTION 6.** Funds are provided herein to adjust the Variable
82 Compensation Plan to ensure that the Executive Director shall
83 receive, beginning on July 1, 2003, a pay increase of Five
84 Thousand Eight Hundred Forty-six Dollars (\$5,846.00).

85 **SECTION 7.** The money herein appropriated shall be paid by
86 the State Treasurer out of any money in the State Treasury to the
87 credit of the proper fund or funds as set forth in this act, upon
88 warrants issued by the State Fiscal Officer; and the State Fiscal
89 Officer shall issue his warrants upon requisitions signed by the
90 proper person, officer or officers, in the manner provided by law.

91 **SECTION 8.** This act shall take effect and be in force from
92 and after July 1, 2003.