

By: Representatives Read, Martinson,  
Broomfield, Brown, Davis, Denny, Middleton,  
Miles, Weathersby, Scott

To: Appropriations

HOUSE BILL NO. 1723  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE  
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE  
3 BOARD OF EXAMINERS FOR SOCIAL WORKERS AND MARRIAGE AND FAMILY  
4 THERAPISTS FOR THE FISCAL YEAR 2005.

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

6 **SECTION 1.** The following sum, or so much of it as may be  
7 necessary, is appropriated out of any money in the special fund in  
8 the State Treasury to the credit of the Board of Examiners for  
9 Social Workers and Marriage and Family Therapists for the purpose  
10 of defraying the expenses of the board for the fiscal year  
11 beginning July 1, 2004, and ending June 30, 2005.....  
12 ..... \$ 315,379.00.

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

17 MAJOR OBJECTS OF EXPENDITURE:

18	Personal Services:		
19	Salaries, Wages and Fringe Benefits..	\$	166,565.00
20	Travel and Subsistence.....		15,000.00
21	Contractual Services.....		109,014.00
22	Commodities.....		19,800.00
23	Capital Outlay:		
24	Other Than Equipment.....		0.00
25	Equipment.....		5,000.00
26	Subsidies, Loans and Grants.....		0.00
27	Total.....	\$	315,379.00

28 AUTHORIZED POSITIONS:

29	Permanent:	Full Time.....	5
30		Part Time.....	0
31	Time-Limited:	Full Time.....	0
32		Part Time.....	0

33 With the funds herein appropriated, it is the intention of  
34 the Legislature that it shall be the agency's responsibility to  
35 make certain that funds required to be appropriated for "Personal  
36 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005  
37 funds appropriated for that purpose, unless programs or positions  
38 are added to the agency's Fiscal Year 2006 budget by the  
39 Mississippi Legislature. Based on data provided by the  
40 Legislative Budget Office, the State Personnel Board shall  
41 determine and publish the projected annual cost to fully fund all  
42 appropriated positions in compliance with the provisions of this  
43 act. It shall be the responsibility of the agency head to insure  
44 that no single personnel action increases this projected annual  
45 cost and/or the Fiscal Year 2005 appropriation for "Personal  
46 Services" when annualized, with the exception of escalated funds.  
47 If, at the time the agency takes any action to change "Personal  
48 Services," the State Personnel Board determines that the agency  
49 has taken an action which would cause the agency to exceed this  
50 projected annual cost or the Fiscal Year 2005 "Personal Services"  
51 appropriated level, when annualized, then only those actions which  
52 reduce the projected annual cost and/or the appropriation  
53 requirement will be processed by the State Personnel Board until  
54 such time as the requirements of this provision are met.

55 Any transfers or escalations shall be made in accordance with  
56 the terms, conditions and procedures established by law or  
57 allowable under the terms set forth within this act. The State  
58 Personnel Board shall not escalate positions without written  
59 approval from the Department of Finance and Administration. The  
60 Department of Finance and Administration shall not provide written  
61 approval to escalate any funds for salaries and/or positions

62 without proof of availability of new or additional funds above the  
63 appropriated level.

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

68 **SECTION 3.** It is the intention of the Legislature that the  
69 Board of Examiners for Social Workers and Marriage and Family  
70 Therapists shall maintain complete accounting and personnel  
71 records related to the expenditure of all funds appropriated under  
72 this act and that such records shall be in the same format and  
73 level of detail as maintained for Fiscal Year 2004. It is further  
74 the intention of the Legislature that the agency's budget request  
75 for Fiscal Year 2006 shall be submitted to the Joint Legislative  
76 Budget Committee in a format and level of detail comparable to the  
77 format and level of detail provided during the Fiscal Year 2005  
78 budget request process.

79 **SECTION 4.** The money herein appropriated shall be paid by  
80 the State Treasurer out of any money in the State Treasury to the  
81 credit of the proper fund or funds as set forth in this act, upon  
82 warrants issued by the State Fiscal Officer; and the State Fiscal  
83 Officer shall issue his warrants upon requisitions signed by the  
84 proper person, officer or officers, in the manner provided by law.

85 **SECTION 5.** This act shall take effect and be in force from  
86 and after July 1, 2004.