

26 Legislative Budget Office, the State Personnel Board shall
27 determine and publish the projected annual cost to fully fund all
28 appropriated positions in compliance with the provisions of this
29 act. It shall be the responsibility of the agency head to insure
30 that no single personnel action increases this projected annual
31 cost and/or the Fiscal Year 2006 appropriation for "Personal
32 Services" when annualized, with the exception of escalated funds.
33 If, at the time the agency takes any action to change "Personal
34 Services," the State Personnel Board determines that the agency
35 has taken an action which would cause the agency to exceed this
36 projected annual cost or the Fiscal Year 2006 "Personal Services"
37 appropriated level, when annualized, then only those actions which
38 reduce the projected annual cost and/or the appropriation
39 requirement will be processed by the State Personnel Board until
40 such time as the requirements of this provision are met.

41 Any transfers or escalations shall be made in accordance with
42 the terms, conditions and procedures established by law or
43 allowable under the terms set forth within this act. The State
44 Personnel Board shall not escalate positions without written
45 approval from the Department of Finance and Administration. The
46 Department of Finance and Administration shall not provide written
47 approval to escalate any funds for salaries and/or positions
48 without proof of availability of new or additional funds above the
49 appropriated level.

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53 act and which are withdrawn and no longer available.

54 The agency shall not take any action to promote or otherwise
55 award salary increases through reallocation, reclassification,
56 realignment, education benchmark, career ladder, or any other

57 means to increase salaries of employees or positions, except for
58 the award of teacher pay increases.

59 **SECTION 3.** The money herein appropriated shall be paid by
60 the State Treasurer out of any money in the State Treasury to the
61 credit of the proper fund or funds as set forth in this act, upon
62 warrants issued by the State Fiscal Officer; and the State Fiscal
63 Officer shall issue his warrants upon requisitions signed by the
64 proper person, officer or officers in the manner provided by law.

65 **SECTION 4.** This act shall take effect and be in force from
66 and after July 1, 2005.

CONFEREES FOR THE SENATE

X (SIGNED)
Jack Gordon

X (SIGNED)
Tommy A. Gollott

X (SIGNED)
Dean Kirby

CONFEREES FOR THE HOUSE

X (SIGNED)
Johnny W. Stringer

X (SIGNED)
John Read

X (SIGNED)
Lee Jarrell Davis