Adopted COMMITTEE AMENDMENT NO 1 PROPOSED TO

House Bill No. 1609

BY: 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, 2005, and ending June 30, 2006		
10	\$ 642,694.00.		
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 \$ 354,604.00		
18	Travel and Subsistence		
19	Contractual Services		
20	Commodities		
21	Capital Outlay:		
22	Other Than Equipment		
23	Equipment		

24	Subsidies, Loa	ns and Grants	0.00	
25	Total	\$	642,694.00	
26	AUTHORIZED POSITIONS:			
27	Permanent:	Full Time		
28		Part Time0		
29	Time-Limited:	Full Time0		
30		Part Time0		
31	With the funds	s herein appropriated, it is the in	tention 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 2007 do not exceed Fiscal Year 2006			
35	funds appropriated for that purpose, unless programs or positions			
36	are added to the agency's Fiscal Year 2007 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 2006 appropriation for "Personal			
44	Services" when annualized, with the exception of escalated funds.			
45	If, at the time the	e agency takes any action to change	"Personal	
46	Services," the State Personnel Board determines that the agency			
47	has taken an action	which would cause the agency to e	xceed this	
48	projected annual cost or the Fiscal Year 2006 "Personal Services"			
49	appropriated level,	when annualized, then only those	actions which	
50	reduce the projecte	ed annual cost and/or the appropria	tion	
51	requirement will be	e processed by the State Personnel	Board until	
52	such time as the re	equirements of this provision are m	et.	
53	Any transfers	or escalations shall be made in ac	cordance with	
54	the terms, condition	ons and procedures established by l	aw or	
55	allowable under the	terms set forth within this act	The State	

- 56 Personnel Board shall not escalate positions without written
- 57 approval from the Department of Finance and Administration. The
- 58 Department of Finance and Administration shall not provide written
- 59 approval to escalate any funds for salaries and/or positions
- 60 without proof of availability of new or additional funds above the
- 61 appropriated level.
- No general funds authorized to be expended herein shall be
- 63 used to replace federal funds and/or other special funds which are
- 64 being used for salaries authorized under the provisions of this
- 65 act and which are withdrawn and no longer available.
- 66 **SECTION 3.** If not needed for other purposes, the State
- 67 Treasurer shall invest any part of or all monies herein approved
- 68 and any surplus funds of the State Board of Cosmetology for a
- 69 period of ninety (90) days or more at the highest rate of interest
- 70 obtainable and credit such to this respective fund. Monies shall
- 71 be invested by the Treasurer in any short-term bonds, notes or
- 72 other direct obligations of the United States of America or the
- 73 State of Mississippi or any county or municipality of this state,
- 74 which county or municipal bonds have been approved by a reputable
- 75 bond attorney or have been validated by a decree of the court, or
- 76 in savings accounts or certificates of deposit of a state or
- 77 national bank in the State of Mississippi, or in federally insured
- 78 savings and loan associations in the State of Mississippi; and in
- 79 any event, the bonds, notes or obligations in which such funds are
- 80 invested shall mature or be redeemable prior to the time the funds
- 81 so invested will be needed for the purposes herein provided.
- 82 **SECTION 4.** It is the intent of this legislation to provide
- 83 the funds for the board to meet when necessary, but under no
- 84 circumstances shall it meet more than sixty-two (62) days a year.
- 85 **SECTION 5.** It is the intention of the Legislature that the
- 86 State Board of Cosmetology shall maintain complete accounting and
- 87 personnel records related to the expenditure of all funds

- 88 appropriated under this act and that such records shall be in the
- 89 same format and level of detail as maintained for Fiscal Year
- 90 2005. It is further the intention of the Legislature that the
- 91 agency's budget request for Fiscal Year 2007 shall be submitted to
- 92 the Joint Legislative Budget Committee in a format and level of
- 93 detail comparable to the format and level of detail provided
- 94 during the Fiscal Year 2006 budget request process.
- 95 **SECTION 6.** The money herein appropriated shall be paid by
- 96 the State Treasurer out of any money in the State Treasury to the
- 97 credit of the proper fund or funds as set forth in this act, upon
- 98 warrants issued by the State Fiscal Officer; and the State Fiscal
- 99 Officer shall issue his warrants upon requisitions signed by the
- 100 proper person, officer or officers, in the manner provided by law.
- 101 **SECTION 7.** This act shall take effect and be in force from
- 102 and after July 1, 2005.