

By: Representatives Brown, Watson

To: Appropriations

HOUSE BILL NO. 2

1 AN ACT TO AUTHORIZE THE STATE FISCAL OFFICER TO WAIVE CERTAIN
2 PERSONNEL PROVISIONS IN FISCAL YEAR 2006 APPROPRIATION ACTS; AND
3 FOR RELATED PURPOSES.

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

5 SECTION 1. (1) It is the intention of the Legislature that
6 state agencies be granted flexibility to administer their
7 authorized personnel in the most efficient and effective manner to
8 insure the agencies' statutory missions are not compromised as
9 they meet all additional requirements necessitated by the
10 unforeseen circumstances caused by Hurricane Katrina that are
11 necessary to insure that the safety, health and welfare of all
12 residents of the state are properly met.

13 (2) Due to the unforeseen circumstances caused by Hurricane
14 Katrina, the State Fiscal Officer is authorized to waive any
15 provisions in acts of the Legislature appropriating funds for
16 fiscal year 2006 that prohibit agencies from taking action to
17 promote or otherwise award salary increases through reallocation,
18 reclassification, realignment, education benchmark, career ladder,
19 or any other means to increase salaries of employees or positions
20 unless specifically exempted by the following conditions: the
21 award of teacher pay increases, the advancement of a trainee/cadet
22 to the next level of a bona fide career ladder, the award of an
23 educational benchmark for the attainment of Certified Public
24 Accountant License or higher level professional certification as
25 determined by the State Personnel Board, the immediate replacement
26 of a departing employee with an individual from within state
27 service or a new hire at a salary level equivalent to that of the

28 departing employee, and the emergency appointment of nurses,
29 pharmacists or other health care professionals at a salary to be
30 determined by the State Personnel Board, unless otherwise
31 authorized in the agency's appropriation bill.

32 **SECTION 2.** This act shall take effect and be in force from
33 and after its passage.