

By: Representatives Brown, Warren, Banks,
Eaton, Flaggs, Gadd, Gibbs, Hamilton (109th),
Holland, Middleton, Read, Stevens

To: Appropriations

HOUSE BILL NO. 1577

1 AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF
2 REHABILITATION SERVICES FOR FISCAL YEAR 2007.

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

4 **SECTION 1.** The following sum, or so much thereof as may be
5 necessary, is hereby appropriated out of any money in the State
6 General Fund not otherwise appropriated, to the Department of
7 Rehabilitation Services for the fiscal year beginning
8 July 1, 2006, and ending June 30, 2007..... \$ 8,769,898.00.

9 **SECTION 2.** The following sum, or so much thereof as may be
10 necessary, is hereby appropriated out of any money in any special
11 fund in the State Treasury to the credit of the Department of
12 Rehabilitation Services which is comprised of special source funds
13 collected by or otherwise available to the department for the
14 support of the various offices of the department, for the purpose
15 of defraying the expenses of the department for the fiscal year
16 beginning July 1, 2006, and ending June 30, 2007.....
17 \$ 122,328,071.00.

18 **SECTION 3.** Of the funds appropriated under the provisions of
19 Section 2, Five Million Seventy-one Thousand One Hundred Eighteen
20 Dollars (\$5,071,118.00) shall be derived from the Health Care
21 Expendable Fund created in Section 43-13-407, Mississippi Code of
22 1972. The above funds shall be allocated as follows:

23 Fully match all available federal
24 funds.....\$3,832,591.00
25 Independent Living Program which
26 includes the State Attendant
27 Care Program.....\$1,177,498.00

28 Deaf and hard of hearing.....\$ 61,029.00

29 **SECTION 4.** Of the funds appropriated under the provisions of
30 Sections 1, 2 and 3, not more than the amounts set forth below
31 shall be expended for the respective major objects or purposes of
32 expenditure:

33 **OFFICE OF VOCATIONAL REHABILITATION**

34 MAJOR OBJECTS OF EXPENDITURE:

35 Personal Services:

36	Salaries, Wages and Fringe Benefits.. \$	18,738,873.00
37	Travel and Subsistence.....	634,000.00
38	Contractual Services.....	3,703,624.00
39	Commodities.....	276,592.00
40	Capital Outlay:	
41	Other Than Equipment.....	0.00
42	Equipment.....	352,426.00
43	Subsidies, Loans and Grants.....	<u>21,903,350.00</u>
44	Total..... \$	45,608,865.00

45 FUNDING:

46	General Funds..... \$	5,586,393.00
47	Special Funds.....	<u>40,022,472.00</u>
48	Total..... \$	45,608,865.00

49 AUTHORIZED POSITIONS:

50	Permanent: Full Time.....	393
51	Part Time.....	7
52	Time-Limited: Full Time.....	77
53	Part Time.....	2

54 **OFFICE OF DISABILITY DETERMINATION SERVICES**

55 MAJOR OBJECTS OF EXPENDITURE:

56 Personal Services:

57	Salaries, Wages and Fringe Benefits.. \$	11,093,996.00
58	Travel and Subsistence.....	185,000.00
59	Contractual Services.....	7,987,360.00
60	Commodities.....	523,390.00

61	Capital Outlay:		
62	Other Than Equipment.....		0.00
63	Equipment.....		810,000.00
64	Subsidies, Loans and Grants.....		<u>10,788,445.00</u>
65	Total.....	\$	31,388,191.00

66 FUNDING:

67	General Funds.....	\$	0.00
68	Special Funds.....		<u>31,388,191.00</u>
69	Total.....	\$	31,388,191.00

70 AUTHORIZED POSITIONS:

71	Permanent: Full Time.....	210
72	Part Time.....	20
73	Time-Limited: Full Time.....	54
74	Part Time.....	0

75 **OFFICE OF VOCATIONAL REHABILITATION FOR THE BLIND**

76 MAJOR OBJECTS OF EXPENDITURE:

77 Personal Services:

78	Salaries, Wages and Fringe Benefits..	\$	3,344,551.00
79	Travel and Subsistence.....		131,514.00
80	Contractual Services.....		803,130.00
81	Commodities.....		71,449.00

82 Capital Outlay:

83	Other Than Equipment.....		12,000.00
84	Equipment.....		178,827.00
85	Subsidies, Loans and Grants.....		<u>7,092,740.00</u>
86	Total.....	\$	11,634,211.00

87 FUNDING:

88	General Funds.....	\$	1,155,965.00
89	Special Funds.....		<u>10,478,246.00</u>
90	Total.....	\$	11,634,211.00

91 AUTHORIZED POSITIONS:

92	Permanent: Full Time.....	74
93	Part Time.....	0

94 Time-Limited: Full Time..... 3
 95 Part Time..... 1

96 The Office of Vocational Rehabilitation for the Blind shall
 97 remain accredited by using not more than Five Hundred Dollars
 98 (\$500.00) of the funds appropriated along with matching funds for
 99 payment of fees to an accreditation agency recommended by the
 100 Rehabilitation Services Administration.

101 **OFFICE OF SUPPORT SERVICES**

102 MAJOR OBJECTS OF EXPENDITURE:

103 Personal Services:

104	Salaries, Wages and Fringe Benefits.. \$	1,344,275.00
105	Travel and Subsistence.....	79,727.00
106	Contractual Services.....	368,199.00
107	Commodities.....	43,760.00
108	Capital Outlay:	
109	Other Than Equipment.....	0.00
110	Equipment.....	16,057.00
111	Subsidies, Loans and Grants.....	<u>73,000.00</u>
112	Total..... \$	1,925,018.00

113 FUNDING:

114	General Funds..... \$	0.00
115	Special Funds.....	<u>1,925,018.00</u>
116	Total..... \$	1,925,018.00

117 AUTHORIZED POSITIONS:

118	Permanent: Full Time.....	20
119	Part Time.....	0
120	Time-Limited: Full Time.....	0
121	Part Time.....	0

122 **SPINAL CORD AND HEAD INJURY PROGRAM**

123 MAJOR OBJECTS OF EXPENDITURE:

124 Personal Services:

125	Salaries, Wages and Fringe Benefits.. \$	103,660.00
126	Travel and Subsistence.....	29,021.00

127	Contractual Services.....	71,828.00
128	Commodities.....	10,840.00
129	Capital Outlay:	
130	Other Than Equipment.....	0.00
131	Equipment.....	5,800.00
132	Subsidies, Loans and Grants.....	<u>13,286,749.00</u>
133	Total..... \$	13,507,898.00

134 FUNDING:

135	General Funds..... \$	0.00
136	Special Funds.....	<u>13,507,898.00</u>
137	Total..... \$	13,507,898.00

138 AUTHORIZED POSITIONS:

139	Permanent: Full Time.....	3
140	Part Time.....	0
141	Time-Limited: Full Time.....	0
142	Part Time.....	0

143 **SPECIAL DISABILITY PROGRAM**

144 MAJOR OBJECTS OF EXPENDITURE:

145	Personal Services:	
146	Salaries, Wages and Fringe Benefits.. \$	1,301,243.00
147	Travel and Subsistence.....	79,000.00
148	Contractual Services.....	248,308.00
149	Commodities.....	23,000.00
150	Capital Outlay:	
151	Other Than Equipment.....	0.00
152	Equipment.....	20,000.00
153	Subsidies, Loans and Grants.....	<u>25,362,235.00</u>
154	Total..... \$	27,033,786.00

155 FUNDING:

156	General Funds..... \$	2,027,540.00
157	Special Funds.....	<u>25,006,246.00</u>
158	Total..... \$	27,033,786.00

159 AUTHORIZED POSITIONS:

160	Permanent:	Full Time.....	31
161		Part Time.....	0
162	Time-Limited:	Full Time.....	8
163		Part Time.....	0

164 For the fiscal year beginning on July 1, 2006, funds are
165 provided herein to adjust the annual compensation of each employee
166 who has been employed for twelve (12) months or longer by an
167 amount equal to One Thousand Dollars (\$1,000.00), effective on
168 July 1, 2006.

169 With the funds herein appropriated, it is the intention of
170 the Legislature that it shall be the agency's responsibility to
171 make certain that funds required to be appropriated for "Personal
172 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
173 funds appropriated for that purpose, unless programs or positions
174 are added to the agency's Fiscal Year 2008 budget by the
175 Mississippi Legislature. Based on data provided by the
176 Legislative Budget Office, the State Personnel Board shall
177 determine and publish the projected annual cost to fully fund all
178 appropriated positions in compliance with the provisions of this
179 act. It shall be the responsibility of the agency head to insure
180 that no single personnel action increases this projected annual
181 cost and/or the Fiscal Year 2007 appropriation for "Personal
182 Services" when annualized, with the exception of escalated funds.
183 If, at the time the agency takes any action to change "Personal
184 Services," the State Personnel Board determines that the agency
185 has taken an action which would cause the agency to exceed this
186 projected annual cost or the Fiscal Year 2007 "Personal Services"
187 appropriated level, when annualized, then only those actions which
188 reduce the projected annual cost and/or the appropriation
189 requirement will be processed by the State Personnel Board until
190 such time as the requirements of this provision are met.

191 Any transfers or escalations shall be made in accordance with
192 the terms, conditions and procedures established by law or

193 allowable under the terms set forth within this act. The State
194 Personnel Board shall not escalate positions without written
195 approval from the Department of Finance and Administration. The
196 Department of Finance and Administration shall not provide written
197 approval to escalate any funds for salaries and/or positions
198 without proof of availability of new or additional funds above the
199 appropriated level.

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

204 It is the intention of the Legislature that the Executive
205 Director of the Department of Rehabilitation Services may transfer
206 between the various offices authorized herein both funds and
207 positions not to exceed twenty-five percent (25%) of the receiving
208 office in addition to any other transfers or escalations made in
209 accordance with Section 27-104-17(3), Mississippi Code of 1972,
210 Annotated. The Executive Director of the Department of
211 Rehabilitation Services shall submit written justification for the
212 transfer to the Legislative Budget Office and the Department of
213 Finance and Administration on or before the fifteenth of the month
214 prior to the effective date of the transfer. It is further the
215 intention of the Legislature that any transfers made under the
216 provisions of this paragraph shall be of an emergency nature and
217 that in no case shall the transfers be made which substantially
218 alter the legislative intent for the various offices as set forth
219 in the original appropriations made under this act.

220 **SECTION 5.** In addition to all other sums herein
221 appropriated, the following sum, or so much thereof as may be
222 necessary, is hereby appropriated out of any funds which are
223 received by or otherwise become available to the Mississippi
224 Department of Rehabilitation Services to provide funding for

225 construction grants and establishment grants for the fiscal year
226 beginning July 1, 2006, and ending June 30, 2007.....
227 \$ 4,000,000.00.

228 **SECTION 6.** It is the intention of the Legislature that the
229 Department of Rehabilitation Services shall maintain complete
230 accounting and personnel records related to the expenditure of all
231 funds appropriated under this act and that such records shall be
232 in the same format and level of detail as maintained for Fiscal
233 Year 2006. It is further the intention of the Legislature that
234 the agency's budget request for Fiscal Year 2008 shall be
235 submitted to the Joint Legislative Budget Committee in a format
236 and level of detail comparable to the format and level of detail
237 provided during the Fiscal Year 2007 budget request process.

238 **SECTION 7.** It shall be unlawful for any officer, employee or
239 other person whatsoever to use or permit or authorize the use of
240 any automobile or any other motor vehicle owned by the State of
241 Mississippi or any department, agency or institution thereof for
242 any purpose other than upon the official business of the State of
243 Mississippi or any agency, department or institution thereof.

244 It is the intent of the Legislature that motor vehicles
245 authorized to be owned and operated by this agency shall comply
246 with Sections 25-1-77 through 25-1-93, Mississippi Code of 1972.

247 **SECTION 8.** Of the funds in Sections 1, 2 and 3, the
248 Mississippi Department of Rehabilitation Services through the
249 Office of Vocational Rehabilitation for the Blind is authorized to
250 expend an amount not to exceed One Hundred Thousand Dollars
251 (\$100,000.00) for the National Federation for the Blind (NFB) News
252 line service to allow blind and visually impaired persons to
253 access newspapers through toll-free telephone calls.

254 **SECTION 9.** It is the intention of the Legislature that
255 whenever two (2) or more bids are received by this agency for the
256 purchase of commodities or equipment, and whenever all things
257 stated in such received bids are equal with respect to price,

258 quality and service, the Mississippi Industries for the Blind
259 shall be given preference. A similar preference shall be given to
260 the Mississippi Industries for the Blind whenever purchases are
261 made without competitive bids.

262 **SECTION 10.** The money herein appropriated shall be paid by
263 the State Treasurer out of any money in the State Treasury to the
264 credit of the proper fund or funds as set forth in this act, upon
265 warrants issued by the State Fiscal Officer; and the State Fiscal
266 Officer shall issue his warrants upon requisitions signed by the
267 proper person, officer or officers, in the manner provided by law.

268 **SECTION 11.** This act shall take effect and be in force from
269 and after July 1, 2006.