

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

To: Appropriations

HOUSE BILL NO. 1578

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE STATE BOARD OF
3 COSMETOLOGY FOR THE FISCAL YEAR 2007.

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

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, 2006, and ending June 30, 2007.....

10 \$ 733,818.00.

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.. \$ 407,844.00

18 Travel and Subsistence..... 116,674.00

19 Contractual Services..... 182,730.00

20 Commodities..... 15,471.00

21 Capital Outlay:

22 Other Than Equipment..... 0.00

23 Equipment..... 11,099.00

24 Subsidies, Loans and Grants..... 0.00

25 Total..... \$ 733,818.00

26 AUTHORIZED POSITIONS:

27 Permanent: Full Time..... 12

28	Part Time.....	0
29	Time-Limited: Full Time.....	0
30	Part Time.....	0

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

36 With the funds herein appropriated, it is the intention of
37 the Legislature that it shall be the agency's responsibility to
38 make certain that funds required to be appropriated for "Personal
39 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
40 funds appropriated for that purpose, unless programs or positions
41 are added to the agency's Fiscal Year 2008 budget by the
42 Mississippi Legislature. Based on data provided by the
43 Legislative Budget Office, the State Personnel Board shall
44 determine and publish the projected annual cost to fully fund all
45 appropriated positions in compliance with the provisions of this
46 act. It shall be the responsibility of the agency head to insure
47 that no single personnel action increases this projected annual
48 cost and/or the Fiscal Year 2007 appropriation for "Personal
49 Services" when annualized, with the exception of escalated funds.
50 If, at the time the agency takes any action to change "Personal
51 Services," the State Personnel Board determines that the agency
52 has taken an action which would cause the agency to exceed this
53 projected annual cost or the Fiscal Year 2007 "Personal Services"
54 appropriated level, when annualized, then only those actions which
55 reduce the projected annual cost and/or the appropriation
56 requirement will be processed by the State Personnel Board until
57 such time as the requirements of this provision are met.

58 Any transfers or escalations shall be made in accordance with
59 the terms, conditions and procedures established by law or
60 allowable under the terms set forth within this act. The State

61 Personnel Board shall not escalate positions without written
62 approval from the Department of Finance and Administration. The
63 Department of Finance and Administration shall not provide written
64 approval to escalate any funds for salaries and/or positions
65 without proof of availability of new or additional funds above the
66 appropriated level.

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

71 **SECTION 3.** If not needed for other purposes, the State
72 Treasurer shall invest any part of or all monies herein approved
73 and any surplus funds of the State Board of Cosmetology for a
74 period of ninety (90) days or more at the highest rate of interest
75 obtainable and credit such to this respective fund. Monies shall
76 be invested by the Treasurer in any short-term bonds, notes or
77 other direct obligations of the United States of America or the
78 State of Mississippi or any county or municipality of this state,
79 which county or municipal bonds have been approved by a reputable
80 bond attorney or have been validated by a decree of the court, or
81 in savings accounts or certificates of deposit of a state or
82 national bank in the State of Mississippi, or in federally insured
83 savings and loan associations in the State of Mississippi; and in
84 any event, the bonds, notes or obligations in which such funds are
85 invested shall mature or be redeemable prior to the time the funds
86 so invested will be needed for the purposes herein provided.

87 **SECTION 4.** It is the intent of this legislation to provide
88 the funds for the board to meet when necessary, but under no
89 circumstances shall it meet more than sixty-two (62) days a year.

90 **SECTION 5.** It is the intention of the Legislature that the
91 State Board of Cosmetology shall maintain complete accounting and
92 personnel records related to the expenditure of all funds
93 appropriated under this act and that such records shall be in the

94 same format and level of detail as maintained for Fiscal Year
95 2006. It is further the intention of the Legislature that the
96 agency's budget request for Fiscal Year 2008 shall be submitted to
97 the Joint Legislative Budget Committee in a format and level of
98 detail comparable to the format and level of detail provided
99 during the Fiscal Year 2007 budget request process.

100 **SECTION 6.** It is the intention of the Legislature that
101 whenever two (2) or more bids are received by this agency for the
102 purchase of commodities or equipment, and whenever all things
103 stated in such received bids are equal with respect to price,
104 quality and service, the Mississippi Industries for the Blind
105 shall be given preference. A similar preference shall be given to
106 the Mississippi Industries for the Blind whenever purchases are
107 made without competitive bids.

108 **SECTION 7.** The money herein appropriated shall be paid by
109 the State Treasurer out of any money in the State Treasury to the
110 credit of the proper fund or funds as set forth in this act, upon
111 warrants issued by the State Fiscal Officer; and the State Fiscal
112 Officer shall issue his warrants upon requisitions signed by the
113 proper person, officer or officers, in the manner provided by law.

114 **SECTION 8.** This act shall take effect and be in force from
115 and after July 1, 2006.