

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

To: Appropriations

HOUSE BILL NO. 1584

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
3 MISSISSIPPI BOARD OF NURSING 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 special
7 fund in the State Treasury to the credit of the Mississippi Board
8 of Nursing, for the purpose of defraying the expenses of the board
9 for the fiscal year beginning July 1, 2006, and ending

10 June 30, 2007..... \$ 2,023,383.00.

11 **SECTION 2.** Of the funds appropriated under the provisions of
12 Section 1, not more than the amounts set forth below shall be
13 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.. \$ 1,416,883.00

18 Travel and Subsistence..... 42,000.00

19 Contractual Services..... 404,500.00

20 Commodities..... 60,000.00

21 Capital Outlay:

22 Other Than Equipment..... 0.00

23 Equipment..... 0.00

24 Subsidies, Loans and Grants..... 100,000.00

25 Total..... \$ 2,023,383.00

26 AUTHORIZED POSITIONS:

27 Permanent: Full Time..... 30

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.** It is the intention of the Legislature that the
72 Mississippi Board of Nursing shall maintain complete accounting
73 and personnel records related to the expenditure of all funds
74 appropriated under this act and that such records shall be in the
75 same format and level of detail as maintained for Fiscal Year
76 2006. It is further the intention of the Legislature that the
77 agency's budget request for Fiscal Year 2008 shall be submitted to
78 the Joint Legislative Budget Committee in a format and level of
79 detail comparable to the format and level of detail provided
80 during the Fiscal Year 2007 budget request process.

81 **SECTION 4.** It is the intention of the Legislature that the
82 Executive Director of the Mississippi Board of Nursing may
83 authorize increases in major objects of expenditure in total
84 amounts not to exceed twenty-five percent (25%) of the
85 appropriated amount of each major object of expenditure, provided
86 that other major objects of expenditure are decreased by a
87 corresponding dollar amount. However, no transfers shall be
88 authorized which increase the major object of expenditure
89 "Salaries, Wages and Fringe Benefits."

90 **SECTION 5.** It is the intention of the Legislature that
91 whenever two (2) or more bids are received by this agency for the
92 purchase of commodities or equipment, and whenever all things
93 stated in such received bids are equal with respect to price,

94 quality and service, the Mississippi Industries for the Blind
95 shall be given preference. A similar preference shall be given to
96 the Mississippi Industries for the Blind whenever purchases are
97 made without competitive bids.

98 **SECTION 6.** The money herein appropriated shall be paid by
99 the State Treasurer out of any money in the State Treasury to the
100 credit of the proper fund or funds as set forth in this act, upon
101 warrants issued by the State Fiscal Officer; and the State Fiscal
102 Officer shall issue his warrants upon requisitions signed by the
103 proper person, officer or officers, in the manner provided by law.

104 **SECTION 7.** This act shall take effect and be in force from
105 and after July 1, 2006.