REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER AND MADAM PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1581: Appropriation; Physical Therapy Board.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the Senate recede from its Amendment No. 1.
- 2. That the House and Senate adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

6	SECTION 1. The following sum, or so much thereof as may be
7	necessary, is hereby appropriated out of any money in the State
8	Treasury to the credit of the Mississippi State Board of Physical
9	Therapy, for the purpose of defraying the expenses of the
10	Mississippi State Board of Physical Therapy for the fiscal year
11	beginning July 1, 2006, and ending June 30, 2007
12	\$ 237,603.00.
13	SECTION 2. With the funds appropriated under the provisions
14	of Section 1, the following positions are authorized:
15	AUTHORIZED POSITIONS:
16	Permanent: Full Time 2
17	Part Time 1
18	Time-Limited: Full Time
19	Part Time0
20	Funds are provided herein to adjust the Variable Compensation
21	Plan to ensure that all full-time employees receive a pay increase
22	equal to the realignment component of the Variable Compensation
23	Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,
24	with not more than one-half $(1/2)$ to be awarded on July 1, 2006,
25	with the remainder to be awarded on January 1, 2007.
26	With the funds herein appropriated, it is the intention of
27	the Legislature that it shall be the agency's responsibility to
	06/HR05/HB1581CR.1J * HR05/OHB1581CR.1J* (H)AP (S)AP PAGE 1 (RM)

- 28 make certain that funds required to be appropriated for "Personal
- 29 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
- 30 funds appropriated for that purpose, unless programs or positions
- 31 are added to the agency's Fiscal Year 2008 budget by the
- 32 Mississippi Legislature. Based on data provided by the
- 33 Legislative Budget Office, the State Personnel Board shall
- 34 determine and publish the projected annual cost to fully fund all
- 35 appropriated positions in compliance with the provisions of this
- 36 act. It shall be the responsibility of the agency head to insure
- 37 that no single personnel action increases this projected annual
- 38 cost and/or the Fiscal Year 2007 appropriation for "Personal
- 39 Services" when annualized, with the exception of escalated funds.
- 40 If, at the time the agency takes any action to change "Personal
- 41 Services, " the State Personnel Board determines that the agency
- 42 has taken an action which would cause the agency to exceed this
- 43 projected annual cost or the Fiscal Year 2007 "Personal Services"
- 44 appropriated level, when annualized, then only those actions which
- 45 reduce the projected annual cost and/or the appropriation
- 46 requirement will be processed by the State Personnel Board until
- 47 such time as the requirements of this provision are met.
- Any transfers or escalations shall be made in accordance with
- 49 the terms, conditions and procedures established by law or
- 50 allowable under the terms set forth within this act. The State
- 51 Personnel Board shall not escalate positions without written
- 52 approval from the Department of Finance and Administration. The
- 53 Department of Finance and Administration shall not provide written
- 54 approval to escalate any funds for salaries and/or positions
- 55 without proof of availability of new or additional funds above the
- 56 appropriated level.
- No general funds authorized to be expended herein shall be
- 58 used to replace federal funds and/or other special funds which are

- 59 being used for salaries authorized under the provisions of this
- 60 act and which are withdrawn and no longer available.
- 61 **SECTION 3.** It is the intention of the Legislature that the
- 62 Mississippi State Board of Physical Therapy shall maintain
- 63 complete accounting and personnel records related to the
- 64 expenditure of all funds appropriated under this act and that such
- 65 records shall be in the same format and level of detail as
- 66 maintained for Fiscal Year 2006. It is further the intention of
- 67 the Legislature that the agency's budget request for Fiscal Year
- 68 2008 shall be submitted to the Joint Legislative Budget Committee
- 69 in a format and level of detail comparable to the format and level
- 70 of detail provided during the Fiscal Year 2007 budget request
- 71 process.
- 72 **SECTION 4.** It is the intention of the Legislature that
- 73 whenever two (2) or more bids are received by this agency for the
- 74 purchase of commodities or equipment, and whenever all things
- 75 stated in such received bids are equal with respect to price,
- 76 quality and service, the Mississippi Industries for the Blind
- 77 shall be given preference. A similar preference shall be given to
- 78 the Mississippi Industries for the Blind whenever purchases are
- 79 made without competitive bids.
- 80 **SECTION 5.** The money herein appropriated shall be paid by
- 81 the State Treasurer out of any money in the State Treasury to the
- 82 credit of the proper fund or funds as set forth in this act, upon
- 83 warrants issued by the State Fiscal Officer; and the State Fiscal
- 84 Officer shall issue his warrants upon requisitions signed by the

85 proper person, officer or officers, in the manner provided by law.

SECTION 6. This act shall take effect and be in force from 86

87 and after July 1, 2006.

> CONFEREES FOR THE HOUSE CONFEREES FOR THE SENATE

X (SIGNED) X (SIGNED) Stringer Gordon

X (SIGNED) X (SIGNED) Read Gollott

X (SIGNED) X (SIGNED) Huddleston Kirby