

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

To: Appropriations

HOUSE BILL NO. 1668  
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE  
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE STATE BOARD OF BARBER  
3 EXAMINERS FOR THE FISCAL YEAR 2008.

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 Barber Examiners, for  
8 the purpose of defraying the expenses of the board for the fiscal  
9 year beginning July 1, 2007, and ending June 30, 2008.....  
10 ..... \$ 240,529.00.

11 **SECTION 2.** With the funds approved for expenditure under  
12 Section 1, the following positions are authorized:

13 AUTHORIZED POSITIONS:

14	Permanent:	Full Time.....	2
15		Part Time.....	4
16	Time-Limited:	Full Time.....	0
17		Part Time.....	0

18 Funds are provided herein to adjust the Variable Compensation  
19 Plan to ensure that all full-time employees receive a pay increase  
20 equal to the realignment component of the Variable Compensation  
21 Plan or One Thousand Five Hundred Dollars (\$1,500.00), whichever  
22 is greater, to be awarded on July 1, 2007.

23 With the funds herein appropriated, it is the intention of  
24 the Legislature that it shall be the agency's responsibility to  
25 make certain that funds required to be appropriated for "Personal  
26 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008  
27 funds appropriated for that purpose, unless programs or positions

28 are added to the agency's Fiscal Year 2008 budget by the  
29 Mississippi Legislature. Based on data provided by the  
30 Legislative Budget Office, the State Personnel Board shall  
31 determine and publish the projected annual cost to fully fund all  
32 appropriated positions in compliance with the provisions of this  
33 act. It shall be the responsibility of the agency head to insure  
34 that no single personnel action increases this projected annual  
35 cost and/or the Fiscal Year 2008 appropriations for "Personal  
36 Services" when annualized, with the exception of escalated funds  
37 and educational benchmarks. If, at the time the agency takes any  
38 action to change "Personal Services", the State Personnel Board  
39 determines that the agency has taken an action which would cause  
40 the agency to exceed this projected annual cost or the Fiscal Year  
41 2008 "Personal Services" appropriated level, when annualized, then  
42 only those actions which reduce the projected annual cost and/or  
43 the appropriation requirement will be processed by the State  
44 Personnel Board until such time as the requirements of this  
45 provision are met. On January 1, 2008, the State Personnel Board  
46 will make adjustments to the structure side of the compliance  
47 report based on data provided by the Legislative Budget Office in  
48 order for agencies to award educational benchmarks.

49 Any transfers or escalations shall be made in accordance with  
50 the terms, conditions and procedures established by law or  
51 allowable under the terms set forth within this act. The State  
52 Personnel Board shall not escalate positions without written  
53 approval from the Department of Finance and Administration. The  
54 Department of Finance and Administration shall not provide written  
55 approval to escalate any funds for salaries and/or positions  
56 without proof of availability of new or additional funds above the  
57 appropriated level.

58 No general funds authorized to be expended herein shall be  
59 used to replace federal funds and/or other special funds which are

60 being used for salaries authorized under the provisions of this  
61 act and which are withdrawn and no longer available.

62         **SECTION 3.** It is the intention of the Legislature that the  
63 State Board of Barber Examiners shall maintain complete accounting  
64 and personnel records related to the expenditure of all funds  
65 appropriated under this act and that such records shall be in the  
66 same format and level of detail as maintained for Fiscal Year  
67 2007. It is further the intention of the Legislature that the  
68 agency's budget request for Fiscal Year 2009 shall be submitted to  
69 the Joint Legislative Budget Committee in a format and level of  
70 detail comparable to the format and level of detail provided  
71 during the Fiscal Year 2008 budget request 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.

86         **SECTION 6.** This act shall take effect and be in force from  
87 and after July 1, 2007.