

By: Senator(s) Gordon, Little, Jackson
(32nd), Harden, Hyde-Smith, Posey, Walls

To: Appropriations

SENATE BILL NO. 3139

1 AN ACT MAKING AN APPROPRIATION TO THE MISSISSIPPI BOARD OF
2 ANIMAL HEALTH FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
3 BOARD FOR 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 General Fund not otherwise appropriated, for the purpose of
8 defraying the expenses of the Mississippi Board of Animal Health
9 for the fiscal year beginning July 1, 2007, and ending
10 June 30, 2008..... \$ 1,314,345.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby authorized for expenditure out of any special
13 source funds which are collected by or otherwise become available
14 for the purpose of defraying the expenses of the Mississippi Board
15 of Animal Health, for the fiscal year beginning July 1, 2007, and
16 ending June 30, 2008..... \$ 637,052.00.

17 **SECTION 3.** Of the funds appropriated under the provisions of
18 Sections 1 and 2, the following positions are authorized:

19 AUTHORIZED POSITIONS:

20 Permanent: Full Time..... 22
21 Part Time..... 0
22 Time-Limited: Full Time..... 4
23 Part Time..... 0

24 Funds are provided herein to adjust the Variable Compensation
25 Plan to ensure that all full-time employees receive a pay increase
26 equal to the realignment component of the Variable Compensation

27 Plan or One Thousand Dollars (\$1,000.00), or Three Percent (3%)
28 whichever is greater, to be awarded on July 1, 2007.

29 With the funds herein appropriated, it is the intention of
30 the Legislature that it shall be the agency's responsibility to
31 make certain that funds required to be appropriated for "Personal
32 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
33 funds appropriated for that purpose, unless programs or positions
34 are added to the agency's Fiscal Year 2009 budget by the
35 Mississippi Legislature. Based on data provided by the
36 Legislative Budget Office, the State Personnel Board shall
37 determine and publish the projected annual cost to fully fund all
38 appropriated positions in compliance with the provisions of this
39 act. It shall be the responsibility of the agency head to insure
40 that no single personnel action increases this projected annual
41 cost and/or the Fiscal Year 2008 appropriation for "Personal
42 Services" when annualized, with the exception of escalated funds.
43 If, at the time the agency takes any action to change "Personal
44 Services," the State Personnel Board determines that the agency
45 has taken an action which would cause the agency to exceed this
46 projected annual cost or the Fiscal Year 2008 "Personal Services"
47 appropriated level, when annualized, then only those actions which
48 reduce the projected annual cost and/or the appropriation
49 requirement will be processed by the State Personnel Board until
50 such time as the requirements of this provision are met.

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

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

64 The agency shall not take any action to promote or otherwise
65 award salary increases through reallocation, reclassification,
66 realignment, education benchmark, career ladder, or any other
67 means to increase salaries of employees or positions unless
68 specifically exempted by the following conditions: the award of
69 teacher pay increases, the advancement of a trainee/cadet to the
70 next level of a bona fide career ladder, the award of an
71 educational benchmark for the attainment of Certified Public
72 Accountant License or higher level professional certification as
73 determined by the State Personnel Board, the immediate replacement
74 of a departing employee with an individual from within state
75 service or a new hire at a salary level equivalent to that of the
76 departing employee, and the emergency appointment of nurses,
77 pharmacists or other health care professionals at a salary to be
78 determined by the State Personnel Board, unless otherwise
79 authorized in this act.

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

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

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

97 **SECTION 6.** It is legislative intent to ensure beneficial
98 information reaches as many Mississippians as possible. Further,
99 it is legislative intent that the expenditure of public funds for
100 this purpose be accomplished in an efficient and effective manner.

101 Therefore, state agencies as standard procedure, will observe
102 the following criteria:

103 (1) Develop goals and desired result for a campaign.

104 (2) Evaluate effectiveness through respected advertising
105 standards, including market reach and cost effectiveness.

106 (3) Seek public service announcements, which would be aired
107 by media without cost.

108 (4) Itemize and justify professional assistance and related
109 expenses for creative and production costs outside of the actual
110 media expenditures.

111 (5) Utilize Mississippi owned media companies when feasible.

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

118 **SECTION 8.** This act shall take effect and be in force from
119 and after July 1, 2007.