

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. 1653: 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, 2007, and ending June 30, 2008.....
12 \$ 250,248.00.

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.....	3
17	Part Time.....	0
18 Time-Limited:	Full Time.....	0
19	Part Time.....	0

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 One Thousand Five Hundred Dollars (\$1,500.00), whichever
24 is greater, to be awarded on July 1, 2007.

25 With the funds herein appropriated, it is the intention of
26 the Legislature that it shall be the agency's responsibility to
27 make certain that funds required to be appropriated for "Personal

28 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
29 funds appropriated for that purpose, unless programs or positions
30 are added to the agency's Fiscal Year 2008 budget by the
31 Mississippi Legislature. Based on data provided by the
32 Legislative Budget Office, the State Personnel Board shall
33 determine and publish the projected annual cost to fully fund all
34 appropriated positions in compliance with the provisions of this
35 act. It shall be the responsibility of the agency head to insure
36 that no single personnel action increases this projected annual
37 cost and/or the Fiscal Year 2008 appropriations for "Personal
38 Services" when annualized, with the exception of escalated funds
39 and educational benchmarks. If, at the time the agency takes any
40 action to change "Personal Services", the State Personnel Board
41 determines that the agency has taken an action which would cause
42 the agency to exceed this projected annual cost or the Fiscal Year
43 2008 "Personal Services" appropriated level, when annualized, then
44 only those actions which reduce the projected annual cost and/or
45 the appropriation requirement will be processed by the State
46 Personnel Board until such time as the requirements of this
47 provision are met. On January 1, 2008, the State Personnel Board
48 will make adjustments to the structure side of the compliance
49 report based on data provided by the Legislative Budget Office in
50 order for agencies to award educational benchmarks.

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

75 **SECTION 4.** It is the intention of the Legislature that
76 whenever two (2) or more bids are received by this agency for the
77 purchase of commodities or equipment, and whenever all things
78 stated in such received bids are equal with respect to price,
79 quality and service, the Mississippi Industries for the Blind
80 shall be given preference. A similar preference shall be given to
81 the Mississippi Industries for the Blind whenever purchases are
82 made without competitive bids.

83 **SECTION 5.** The money herein appropriated shall be paid by
84 the State Treasurer out of any money in the State Treasury to the
85 credit of the proper fund or funds as set forth in this act, upon
86 warrants issued by the State Fiscal Officer; and the State Fiscal
87 Officer shall issue his warrants upon requisitions signed by the
88 proper person, officer or officers, in the manner provided by law.

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

Further, amend by striking the title in its entirety and inserting in lieu thereof the following:

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 STATE BOARD OF PHYSICAL THERAPY FOR THE FISCAL YEAR
4 2008.

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Read

X (SIGNED)
Huddleston

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Gollott

X (SIGNED)
Thames