

By: Representatives Frierson, Huddleston  
(15th), Arnold, Brown, Cockerham, Denny,  
Holland, Ladner, Monsour, Myers, Read,  
Staples, Sullivan, Watson

To: Appropriations

## HOUSE BILL NO. 1625

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 2017.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** The following sum, or so much thereof as may be  
7 necessary, is appropriated out of any money in the State Treasury  
8 to the credit of the Mississippi State Board of Physical Therapy,  
9 for the purpose of defraying the expenses of the Mississippi State  
10 Board of Physical Therapy for the fiscal year beginning  
11 July 1, 2016, and ending June 30, 2017.....  
12 .....\$ 293,406.00.

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 With the funds herein appropriated, it shall be the agency's  
21 responsibility to make certain that funds required to be  
22 appropriated for "Personal Services" for Fiscal Year 2018 do not  
23 exceed Fiscal Year 2017 funds appropriated for that purpose,  
24 unless programs or positions are added to the agency's Fiscal Year  
25 2017 budget by the Mississippi Legislature. Based on data  
26 provided by the Legislative Budget Office, the State Personnel  
27 Board shall determine and publish the projected annual cost to  
28 fully fund all appropriated positions in compliance with the  
29 provisions of this act. It shall be the responsibility of the  
30 agency head to ensure that no single personnel action increases  
31 this projected annual cost and/or the Fiscal Year 2017  
32 appropriations for "Personal Services" when annualized, with the  
33 exception of escalated funds and the award of benchmarks. If, at  
34 the time the agency takes any action to change "Personal  
35 Services," the State Personnel Board determines that the agency  
36 has taken an action which would cause the agency to exceed this  
37 projected annual cost or the Fiscal Year 2017 "Personal Services"  
38 appropriated level, when annualized, then only those actions which  
39 reduce the projected annual cost and/or the appropriation  
40 requirement will be processed by the State Personnel Board until  
41 such time as the requirements of this provision are met.

42 Any transfers or escalations shall be made in accordance with  
43 the terms, conditions and procedures established by law or  
44 allowable under the terms set forth within this act. The State



Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

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

None of the funds herein appropriated shall be used in violation of Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

**SECTION 3.** It is the intention of the Legislature that the Mississippi State Board of Physical Therapy shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2016. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2018 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2017 budget request process.



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

78           **SECTION 5.** It is the intention of the Legislature that the  
79 funds herein appropriated shall be expended in compliance with  
80 Section 27-104-25, Mississippi Code of 1972, that no state agency  
81 shall incur obligations or indebtedness in excess of their  
82 appropriation and that the responsible officers, either personally  
83 or upon their official bonds, shall be held responsible for  
84 actions contrary to this provision.

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

91           **SECTION 7.** This act shall take effect and be in force from  
92 and after July 1, 2016; and shall stand repealed from and after  
93 June 30, 2016.

