

By: Representatives Read, Huddleston (15th), Arnold, Baria, Barton, Boyd, Brown, Cockerham, Denny, Holland, Ladner, Myers, Staples, Sullivan, Turner, Watson To: Appropriations

HOUSE BILL NO. 1568

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 2019.

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 appropriated out of any money in the State Treasury
7 to the credit of the State Board of Barber Examiners, for the
8 purpose of defraying the expenses of the board for the fiscal year
9 beginning July 1, 2018, and ending June 30, 2019.....
10\$ 280,935.00.

11 SECTION 2. Of the funds appropriated under the provisions of
12 Section 1, the following positions are authorized:

13 AUTHORIZED POSITIONS:

Table with 3 columns: Position Type, Description, and Count. Rows include Permanent Full Time (3), Permanent Part Time (4), Time-Limited Full Time (0), and Time-Limited Part Time (0).



18 With the funds herein appropriated, it shall be the agency's
19 responsibility to make certain that funds required to be
20 appropriated for "Personal Services" for Fiscal Year 2020 do not
21 exceed Fiscal Year 2019 funds appropriated for that purpose,
22 unless programs or positions are added to the agency's Fiscal Year
23 2019 budget by the Mississippi Legislature. Based on data
24 provided by the Legislative Budget Office, the State Personnel
25 Board shall determine and publish the projected annual cost to
26 fully fund all appropriated positions in compliance with the
27 provisions of this act. It shall be the responsibility of the
28 agency head to ensure that no single personnel action increases
29 this projected annual cost and/or the Fiscal Year 2019
30 appropriations for "Personal Services" when annualized, with the
31 exception of escalated funds and the award of benchmarks. If, at
32 the time the agency takes any action to change "Personal
33 Services," the State Personnel Board determines that the agency
34 has taken an action which would cause the agency to exceed this
35 projected annual cost or the Fiscal Year 2019 "Personal Services"
36 appropriated level, when annualized, then only those actions which
37 reduce the projected annual cost and/or the appropriation
38 requirement will be processed by the State Personnel Board until
39 such time as the requirements of this provision are met.

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



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

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

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

57 **SECTION 3.** In compliance with the "Mississippi Performance
58 Budget and Strategic Planning Act of 1994," it is the intent of
59 the Legislature that the funds provided herein shall be utilized
60 in the most efficient and effective manner possible to achieve the
61 intended mission of this agency. Based on the funding authorized,
62 this agency shall make every effort to attain the targeted
63 performance measures provided below:

64		FY2019
65	<u>Performance Measures</u>	<u>Target</u>
66	Examination	
67	Number of Examinations Given	380



68 Licensure & Regulation

69 Average Time of Processing In-State

70 Licenses (Number of Days) 1

71 Average Time of Processing Out-of-State

72 Licenses (Number of Days) 5

73 Number of Licenses Renewed Online 0

74 A reporting of the degree to which the performance targets
75 set above have been or are being achieved shall be provided in the
76 agency's budget request submitted to the Joint Legislative Budget
77 Committee for Fiscal Year 2020.

78 **SECTION 4.** It is the intention of the Legislature that the
79 State Board of Barber Examiners shall maintain complete accounting
80 and personnel records related to the expenditure of all funds
81 appropriated under this act and that such records shall be in the
82 same format and level of detail as maintained for Fiscal Year
83 2018. It is further the intention of the Legislature that the
84 agency's budget request for Fiscal Year 2020 shall be submitted to
85 the Joint Legislative Budget Committee in a format and level of
86 detail comparable to the format and level of detail provided
87 during the Fiscal Year 2019 budget request process.

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



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

96 **SECTION 6.** It is the intention of the Legislature that the
97 funds herein appropriated shall be expended in compliance with
98 Section 27-104-25, Mississippi Code of 1972, that no state agency
99 shall incur obligations or indebtedness in excess of their
100 appropriation and that the responsible officers, either personally
101 or upon their official bonds, shall be held responsible for
102 actions contrary to this provision.

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

109 **SECTION 8.** It is the intention of the Legislature that this
110 agency shall have the authority to expend funds from any source
111 that may become available to the agency in accordance with the
112 rules and regulations of the Department of Finance and
113 Administration in a manner consistent with the escalation of
114 federal funds for the purpose of funding any increase in health
115 insurance costs for Fiscal Year 2019, or for the purpose of
116 funding additional fees, costs or assessments received by the
117 agency from the Department of Information Technology Services or



118 the Department of Finance and Administration for Fiscal Year 2019
119 that may be incurred by the agency as a result of legislation
120 passed during the 2018 Regular Session of the Legislature and
121 approved by the Governor. The agency is authorized to escalate
122 other special funds for the limited purposes provided in this
123 section in an amount not to exceed Eight Thousand Forty Dollars
124 (\$8,040.00).

125 **SECTION 9.** This act shall take effect and be in force from
126 and after July 1, 2018.

