

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

HOUSE BILL NO. 1577

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE  
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE  
3 BOARD OF EXAMINERS FOR SOCIAL WORKERS AND MARRIAGE AND FAMILY  
4 THERAPISTS FOR THE FISCAL YEAR 2019.

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

6 **SECTION 1.** The following sum, or so much of it as may be  
7 necessary, is appropriated out of any money in the special fund in  
8 the State Treasury to the credit of the Board of Examiners for  
9 Social Workers and Marriage and Family Therapists for the purpose  
10 of defraying the expenses of the board for the fiscal year  
11 beginning July 1, 2018, and ending June 30, 2019.....  
12 .....\$ 233,894.00.

13 **SECTION 2.** Of the funds appropriated under the provisions of  
14 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 2020 do not  
23 exceed Fiscal Year 2019 funds appropriated for that purpose,  
24 unless programs or positions are added to the agency's Fiscal Year  
25 2019 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 2019  
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 2019 "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



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

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54 act and which are withdrawn and no longer available.

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

59 **SECTION 3.** It is the intention of the Legislature that the  
60 Board of Examiners for Social Workers and Marriage and Family  
61 Therapists shall maintain complete accounting and personnel  
62 records related to the expenditure of all funds appropriated under  
63 this act and that such records shall be in the same format and  
64 level of detail as maintained for Fiscal Year 2018. It is further  
65 the intention of the Legislature that the agency's budget request  
66 for Fiscal Year 2020 shall be submitted to the Joint Legislative  
67 Budget Committee in a format and level of detail comparable to the  
68 format and level of detail provided during the Fiscal Year 2019  
69 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.** It is the intention of the Legislature that this  
92 agency shall have the authority to expend funds from any source  
93 that may become available to the agency in accordance with the  
94 rules and regulations of the Department of Finance and



95 Administration in a manner consistent with the escalation of  
96 federal funds for the purpose of funding any increase in health  
97 insurance costs for Fiscal Year 2019, or for the purpose of  
98 funding additional fees, costs or assessments received by the  
99 agency from the Department of Information Technology Services or  
100 the Department of Finance and Administration for Fiscal Year 2019  
101 that may be incurred by the agency as a result of legislation  
102 passed during the 2018 Regular Session of the Legislature and  
103 approved by the Governor. The agency is authorized to escalate  
104 other special funds for the limited purposes provided in this  
105 section in an amount not to exceed Five Thousand Four Hundred  
106 Eighty-five Dollars (\$5,485.00).

107         **SECTION 8.** This act shall take effect and be in force from  
108 and after July 1, 2018.

