

By: Senator(s) Clarke, Hopson, Branning,
Jackson (11th), Jackson (32nd), Younger

To: Appropriations

SENATE BILL NO. 2974

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE MISSISSIPPI STATE BOARD
3 OF EXAMINERS FOR LICENSED PROFESSIONAL COUNSELORS FOR FISCAL YEAR
4 2019.

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 hereby appropriated out of any money in the State
8 Treasury to the credit of the Mississippi State Board of Examiners
9 for Licensed Professional Counselors, for the purpose of defraying
10 the expenses of the board for the fiscal year beginning
11 July 1, 2018, and ending June 30, 2019.....\$ 146,170.00.

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

14 AUTHORIZED POSITIONS:

15	Permanent:	Full Time.....	1
16		Part Time.....	0
17	Time-Limited:	Full Time.....	0
18		Part Time.....	0



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22 act and which are withdrawn and no longer available.

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

27 **SECTION 3.** It is the intention of the Legislature that the
28 Mississippi State Board of Examiners for Licensed Professional
29 Counselors shall maintain complete accounting and personnel
30 records related to the expenditure of all funds appropriated under
31 this act and that such records shall be in the same format and
32 level of detail as maintained for Fiscal Year 2018. It is further
33 the intention of the Legislature that the agency's budget request
34 for Fiscal Year 2020 shall be submitted to the Joint Legislative
35 Budget Committee in a format and level of detail comparable to the
36 format and level of detail provided during the Fiscal Year 2019
37 budget request process.

38 **SECTION 4.** It is the intention of the Legislature that
39 whenever two (2) or more bids are received by this agency for the
40 purchase of commodities or equipment, and whenever all things
41 stated in such received bids are equal with respect to price,
42 quality and service, the Mississippi Industries for the Blind
43 shall be given preference. A similar preference shall be given to



44 the Mississippi Industries for the Blind whenever purchases are
45 made without competitive bids.

46 **SECTION 5.** It is the intention of the Legislature that this
47 agency shall have the authority to expend funds from any source
48 that may become available to the agency in accordance with the
49 rules and regulations of the Department of Finance and
50 Administration in a manner consistent with the escalation of
51 federal funds for the purpose of funding any increase in health
52 insurance costs for Fiscal Year 2019, or for the purpose of
53 funding additional fees, costs or assessments received by the
54 agency from the Department of Information Technology Services or
55 the Department of Finance and Administration for Fiscal Year 2019
56 that may be incurred by the agency as a result of legislation
57 passed during the 2018 Regular Session of the Legislature and
58 approved by the Governor. The agency is authorized to escalate
59 other special funds for the limited purposes provided in this
60 section in an amount not to exceed Thirteen Thousand Five Hundred
61 Fifty-six Dollars (\$13,556.00).

62 **SECTION 6.** It is the intention of the Legislature that the
63 funds herein appropriated shall be expended in compliance with
64 Section 27-104-25, Mississippi Code of 1972, that no state agency
65 shall incur obligations or indebtedness in excess of their
66 appropriation and that the responsible officers, either personally
67 or upon their official bonds, shall be held responsible for
68 actions contrary to this provision.



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

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

