

22 unless programs or positions are added to the agency's Fiscal Year
23 2021 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 2021
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 2021 "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52 act and which are withdrawn and no longer available.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:

	FY2021
<u>Performance Measures</u>	<u>Target</u>
64 Examination	
65 Examinations Given (Number of)	390
66 Licensure & Regulation	
67 Average Time of Processing in State	
68 Licenses (Number of Days)	1
69 Average Time of Processing Out of State	
70 Licenses (Number of Days)	3

73 A reporting of the degree to which the performance targets
74 set above have been or are being achieved shall be provided in the
75 agency's budget request submitted to the Joint Legislative Budget
76 Committee for Fiscal Year 2022.

77 **SECTION 4.** It is the intention of the Legislature that the
78 State Board of Barber Examiners shall maintain complete accounting
79 and personnel records related to the expenditure of all funds
80 appropriated under this act and that such records shall be in the
81 same format and level of detail as maintained for Fiscal Year
82 2020. It is further the intention of the Legislature that the
83 agency's budget request for Fiscal Year 2022 shall be submitted to
84 the Joint Legislative Budget Committee in a format and level of
85 detail comparable to the format and level of detail provided
86 during the Fiscal Year 2021 budget request process.

87 **SECTION 5.** It is the intention of the Legislature that
88 whenever two (2) or more bids are received by this agency for the
89 purchase of commodities or equipment, and whenever all things
90 stated in such received bids are equal with respect to price,
91 quality and service, the Mississippi Industries for the Blind
92 shall be given preference. A similar preference shall be given to
93 the Mississippi Industries for the Blind whenever purchases are
94 made without competitive bids.

95 **SECTION 6.** It is the intention of the Legislature that the
96 funds herein appropriated shall be expended in compliance with
97 Section 27-104-25, Mississippi Code of 1972, that no state agency
98 shall incur obligations or indebtedness in excess of their

99 appropriation and that the responsible officers, either personally
100 or upon their official bonds, shall be held responsible for
101 actions contrary to this provision.

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

108 **SECTION 8.** This act shall take effect and be in force from
109 and after July 1, 2020, and shall stand repealed June 30, 2020.

SS05\HB1689A.J

Eugene S. Clarke
Secretary of the Senate