

By: Representatives Read, Oliver, Bounds,
Busby, Cockerham, Hale, Haney, Hines,
Huddleston, Jackson, Ladner, Turner, Watson,
Young

To: Appropriations

HOUSE BILL NO. 1583

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 2023.

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, 2022, and ending June 30, 2023.....
10 \$ 295,401.00.

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

13 AUTHORIZED POSITIONS:

| | | | |
|----|---------------|-----------------|---|
| 14 | Permanent: | Full Time | 3 |
| 15 | | Part Time | 3 |
| 16 | Time-Limited: | Full Time | 0 |
| 17 | | Part Time | 0 |



18 With the funds herein appropriated, it shall be the agency's
19 responsibility to make certain that funds required for "Personal
20 Services" for Fiscal Year 2024 do not exceed Fiscal Year 2023
21 funds appropriated for that purpose unless programs or positions
22 are added to the agency's Fiscal Year 2023 budget by the
23 Mississippi Legislature. The Legislature shall determine the
24 agency's personal services appropriation, which shall be published
25 by the State Personnel Board. Additionally, the State Personnel
26 Board shall determine and publish the projected annualized payroll
27 costs based on current employees. It shall be the responsibility
28 of the agency head to ensure that actual personnel expenditures
29 for Fiscal Year 2023 do not exceed the data provided by the
30 Legislative Budget Office. If the agency's Fiscal Year 2023
31 projected cost exceeds the annualized costs, no salary actions
32 shall be processed by the State Personnel Board with the exception
33 of new hires that are determined to be essential for the agency.

34 Any transfers or escalations shall be made in accordance with
35 the terms, conditions and procedures established by law or
36 allowable under the terms set forth within this act. The State
37 Personnel Board shall not escalate positions without written
38 approval from the Department of Finance and Administration. The
39 Department of Finance and Administration shall not provide written
40 approval to escalate any funds for salaries and/or positions
41 without proof of availability of new or additional funds above the
42 appropriated level.



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

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

51 Funds have been appropriated herein for the purpose of
52 funding Project SEC2 minimum salaries for all employees covered
53 under the Colonel Guy Groff/Neville Kenning Variable Compensation
54 Plan. It shall be the agency's responsibility to ensure that the
55 funds are used to increase all employees' salaries up to the
56 minimum level as determined by the State Personnel Board.

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 | | FY2023 |
| 65 | <u>Performance Measures</u> | <u>Target</u> |
| 66 | Examination | |
| 67 | Number of Examinations Given | 420 |



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) 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 2024.

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 2022. It is further the intention of the Legislature that the
83 agency's budget request for Fiscal Year 2024 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 2023 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, 2022, and shall stand repealed June 30, 2022.

