

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

To: Appropriations

HOUSE BILL NO. 1583  
(As Sent to Governor)

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 .....\$ 316,890.00.

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

13 AUTHORIZED HEADCOUNT:

14 Permanent: 7

15 Time-Limited: 0

16 With the funds herein appropriated, it shall be the agency's  
17 responsibility to make certain that funds required for Personal  
18 Services for Fiscal Year 2024 do not exceed Fiscal Year 2023 funds



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

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

41 No general funds authorized to be expended herein shall be  
42 used to replace federal funds and/or other special funds which are



43 being used for salaries authorized under the provisions of this  
44 act and which are withdrawn and no longer available.

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

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

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

	FY2023
<u>Performance Measures</u>	<u>Target</u>
64 Examination	
65 Number of Examinations Given	420
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

71 A reporting of the degree to which the performance targets  
72 set above have been or are being achieved shall be provided in the  
73 agency's budget request submitted to the Joint Legislative Budget  
74 Committee for Fiscal Year 2024.

75 **SECTION 4.** It is the intention of the Legislature that the  
76 State Board of Barber Examiners shall maintain complete accounting  
77 and personnel records related to the expenditure of all funds  
78 appropriated under this act and that such records shall be in the  
79 same format and level of detail as maintained for Fiscal Year  
80 2022. It is further the intention of the Legislature that the  
81 agency's budget request for Fiscal Year 2024 shall be submitted to  
82 the Joint Legislative Budget Committee in a format and level of  
83 detail comparable to the format and level of detail provided  
84 during the Fiscal Year 2023 budget request process.

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



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

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

106           **SECTION 8.** This act shall take effect and be in force from  
107 and after July 1, 2022.

