

By: Senator(s) Hopson, Polk, Turner-Ford,
Chism, DeLano, Norwood

To: Appropriations

SENATE BILL NO. 3039

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI BOARD OF REGISTERED PROFESSIONAL
3 GEOLOGISTS FOR 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 hereby appropriated out of any money in the State
7 Treasury to the credit of the Mississippi Board of Registered
8 Professional Geologists for the purpose of defraying the expenses
9 of the board, for the fiscal year beginning July 1, 2022, and
10 ending June 30, 2023.....\$ 135,055.00.

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

13 AUTHORIZED POSITIONS:

14	Permanent:	Full Time.....	1
15		Part Time.....	0
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.** It is the intention of the Legislature that
58 whenever two (2) or more bids are received by this agency for the
59 purchase of commodities or equipment, and whenever all things
60 stated in such received bids are equal with respect to price,
61 quality and service, the Mississippi Industries for the Blind
62 shall be given preference. A similar preference shall be given to
63 the Mississippi Industries for the Blind whenever purchases are
64 made without competitive bids.

65 **SECTION 4.** It is the intention of the Legislature that the
66 funds herein appropriated shall be expended in compliance with
67 Section 27-104-25, Mississippi Code of 1972, that no state agency



68 shall incur obligations or indebtedness in excess of their
69 appropriation and that the responsible officers, either personally
70 or upon their official bonds, shall be held responsible for
71 actions contrary to this provision.

72 **SECTION 5.** The money herein appropriated shall be paid by
73 the State Treasurer out of any money in the State Treasury to the
74 credit of the proper fund or funds as set forth in this act, upon
75 warrants issued by the State Fiscal Officer; and the State Fiscal
76 Officer shall issue his warrants upon requisitions signed by the
77 proper person, officer or officers in the manner provided by law.

78 **SECTION 6.** This act shall take effect and be in force from
79 and after July 1, 2022, and shall stand repealed from and after
80 June 30, 2022.

