

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

To: Appropriations

HOUSE BILL NO. 1597
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
3 BOARD OF EXAMINERS FOR SOCIAL WORKERS AND MARRIAGE AND FAMILY
4 THERAPISTS FOR THE FISCAL YEAR 2024.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** The following sum, or so much of it as may be
7 necessary, is appropriated out of any money in the special fund in
8 the State Treasury to the credit of the Board of Examiners for
9 Social Workers and Marriage and Family Therapists for the purpose
10 of defraying the expenses of the board for the fiscal year
11 beginning July 1, 2023, and ending June 30, 2024.....
12\$ 269,688.00.

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

15 AUTHORIZED HEADCOUNT:

16 Permanent: 3
17 Time-Limited: 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 2025 do not exceed Fiscal Year 2024 funds
21 appropriated for that purpose unless programs or positions are
22 added to the agency's Fiscal Year 2024 budget by the Mississippi
23 Legislature. The Legislature shall determine the agency's
24 personal services appropriation, which the State Personnel Board
25 shall publish. The agency's personal services appropriation may
26 consist of restricted funds for approved vacancies for Fiscal Year
27 2024 that may not be utilized for active Fiscal Year 2023
28 Headcount. It shall be the agency's responsibility to ensure that
29 the funds provided for vacancies are used to increase headcount
30 and not for promotions, title changes, in-range salary adjustments
31 or any other mechanism for increasing salaries for current
32 employees. It is the Legislature's intention that no employee
33 salary falls below the minimum salary established by the
34 Mississippi State Personnel Board.

35 Additionally, the State Personnel Board shall determine and
36 publish the projected annualized payroll costs based on current
37 employees. It shall be the responsibility of the agency head to
38 ensure that actual personnel expenditures for Fiscal Year 2024 do
39 not exceed the data provided by the Legislative Budget Office. If
40 the agency's Fiscal Year 2024 projected cost exceeds the
41 annualized costs, no salary actions shall be processed by the
42 State Personnel Board except for new hires determined to be
43 essential for the agency.



44 Any transfers or escalations shall be made in accordance with
45 the terms, conditions, and procedures established by law or
46 allowable under the terms set forth within this act. The State
47 Personnel Board shall not escalate positions without written
48 approval from the Department of Finance and Administration. The
49 Department of Finance and Administration shall not provide written
50 approval to escalate any funds for salaries and/or positions
51 without proof of availability of new or additional funds above the
52 appropriated level.

53 No general funds authorized to be expended herein shall be
54 used to replace federal funds and/or other special funds used for
55 salaries authorized under the provisions of this act and which are
56 withdrawn and no longer available.

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

61 **SECTION 3.** It is the intention of the Legislature that the
62 Board of Examiners for Social Workers and Marriage and Family
63 Therapists shall maintain complete accounting and personnel
64 records related to the expenditure of all funds appropriated under
65 this act and that such records shall be in the same format and
66 level of detail as maintained for Fiscal Year 2023. It is further
67 the intention of the Legislature that the agency's budget request
68 for Fiscal Year 2025 shall be submitted to the Joint Legislative



69 Budget Committee in a format and level of detail comparable to the
70 format and level of detail provided during the Fiscal Year 2024
71 budget request process.

72 **SECTION 4.** It is the intention of the Legislature that
73 whenever two (2) or more bids are received by this agency for the
74 purchase of commodities or equipment, and whenever all things
75 stated in such received bids are equal with respect to price,
76 quality and service, the Mississippi Industries for the Blind
77 shall be given preference. A similar preference shall be given to
78 the Mississippi Industries for the Blind whenever purchases are
79 made without competitive bids.

80 **SECTION 5.** Of the funds appropriated under the provisions of
81 Section 1, Five Thousand Five Hundred Dollars (\$5,500.00) is
82 provided for the upgrade and maintenance of the Board's Licensing
83 and Regulatory System (LARS) to a CLOUD based system.

84 **SECTION 6.** It is the intention of the Legislature that the
85 funds herein appropriated shall be expended in compliance with
86 Section 27-104-25, Mississippi Code of 1972, that no state agency
87 shall incur obligations or indebtedness in excess of their
88 appropriation and that the responsible officers, either personally
89 or upon their official bonds, shall be held responsible for
90 actions contrary to this provision.

91 **SECTION 7.** The money herein appropriated shall be paid by
92 the State Treasurer out of any money in the State Treasury to the
93 credit of the proper fund or funds as set forth in this act, upon



94 warrants issued by the State Fiscal Officer; and the State Fiscal
95 Officer shall issue his warrants upon requisitions signed by the
96 proper person, officer or officers, in the manner provided by law.

97 **SECTION 8.** This act shall take effect and be in force from
98 and after July 1, 2023.

