

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

To: Appropriations

HOUSE BILL NO. 1599

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE  
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE  
3 MISSISSIPPI BOARD OF NURSING FOR THE FISCAL YEAR 2024.

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 special fund in  
7 the State Treasury to the credit of the Mississippi Board of  
8 Nursing, for the purpose of defraying the expenses of the board  
9 for the fiscal year beginning July 1, 2023, and ending

10 June 30, 2024.....\$ 5,015,671.00.

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

13 AUTHORIZED HEADCOUNT:

14 Permanent: 41

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 2025 do not exceed Fiscal Year 2024 funds



19 appropriated for that purpose unless programs or positions are  
20 added to the agency's Fiscal Year 2024 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 2024 do not exceed the data provided by the  
28 Legislative Budget Office. If the agency's Fiscal Year 2024  
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.** Of the funds provided for herein, One Million  
56 Five Hundred Sixty Thousand Dollars (\$1,560,000.00) shall be  
57 provided for the Office of Nursing Workforce (ONW). In accordance  
58 with Section 73-15-18(1), Mississippi Code of 1972, the  
59 Mississippi Board of Nursing is designated as the state agency  
60 responsible for the administration and supervision of the Nursing  
61 Workforce Program as an educational curriculum. The mission of  
62 the Office of Nursing Workforce is to carry out the scope of  
63 service and leadership tasks required of the profession by  
64 promoting a strong educational infrastructure between nursing  
65 practice and nursing education.

66 **SECTION 4.** Of the funds provided under the provisions of  
67 this act, an amount not to exceed One Hundred Five Thousand



68 Dollars (\$105,000.00) may be allocated to the Mississippi Board of  
69 Pharmacy to defray the expenses of the Mississippi Prescription  
70 Monitoring Program.

71 **SECTION 5.** It is the intention of the Legislature that the  
72 funds are appropriated here in accordance with a signed Memorandum  
73 of Understanding with the Mississippi Department of Health to  
74 assist with the implementation of the Medical Cannabis Act for  
75 registering and monitoring compliance with the rules and  
76 regulations of the Act.

77 **SECTION 6.** It is the intention of the Legislature that the  
78 Mississippi Board of Nursing 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 2023. It is further the intention of the Legislature that the  
83 agency's budget request for Fiscal Year 2025 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 2024 budget request process.

87 **SECTION 7.** 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 8.** 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 9.** 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 10.** This act shall take effect and be in force from  
109 and after July 1, 2023, and shall stand repealed June 30, 2023.

