

By: Representative Read

To: Appropriations A; State
Affairs

HOUSE BILL NO. 1355

1 AN ACT TO AMEND SECTION 25-9-147, MISSISSIPPI CODE OF 1972,
 2 TO REQUIRE THE STATE PERSONNEL BOARD TO WORK WITH THE LEGISLATIVE
 3 BUDGET OFFICE TO DEVELOP SALARY FUNDING LEVELS FOR EACH STATE
 4 AGENCY UNDER THE PURVIEW OF THE STATE PERSONNEL BOARD; TO PROVIDE
 5 THAT THE LEGISLATIVE BUDGET OFFICE SHALL PROVIDE A RECONCILIATION
 6 OF SALARY FUNDING LEVELS FOR EACH FISCAL YEAR TO THE STATE
 7 PERSONNEL BOARD WITHIN 30 DAYS AFTER THE DATE OF SINE DIE
 8 ADJOURNMENT OF THE REGULAR LEGISLATIVE SESSION; AND FOR RELATED
 9 PURPOSES.

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

11 **SECTION 1.** Section 25-9-147, Mississippi Code of 1972, is
 12 amended as follows:

13 25-9-147. (1) The State Personnel Board shall review on an
 14 annual basis the variable compensation plan adopted by the
 15 Legislature at the regular session of 1981 and subsequently
 16 implemented by the State Personnel Board. Each state department
 17 or agency subject to the variable compensation plan shall prepare
 18 an annual written report under the direction of the head of that
 19 department or agency outlining the impact which the plan has had
 20 on that department or agency during the preceding fiscal year.
 21 Such department or agency report shall be submitted to the State



22 Personnel Board and shall become a part of the board's annual
23 review of the variable compensation plan. After conducting its
24 annual review of the plan and studying the report of each
25 department or agency, the State Personnel Board shall prepare a
26 written legislative report, to be submitted to the members of the
27 Mississippi Legislature prior to January 1 of each year. This
28 written report shall accurately reflect the effect of the variable
29 compensation plan on the various departments or agencies subject
30 to the plan. * * * The plan shall be named the "Colonel Guy
31 Groff/Neville Kenning Variable Compensation Plan."

32 (2) (a) The State Personnel Board shall work with the
33 Legislative Budget Office to develop salary funding levels for
34 each state agency under the purview of the State Personnel Board.
35 The salary funding level will be developed for each fiscal year
36 with information provided by the State Personnel Board and the
37 state agency. The Legislative Budget Office shall provide a
38 reconciliation of salary funding levels for each fiscal year to
39 the State Personnel Board within thirty (30) days after the date
40 of sine die adjournment of the regular legislative session. The
41 State Personnel Board will then provide the salary funding levels
42 to all agencies under their purview.

43 (b) The agency shall ensure that all personal services
44 actions and payroll will not exceed the salary funding levels
45 provided by the State Personnel Board. The State Personnel Board



46 shall monitor the impact of personal services actions to ensure
47 their projected cost will not exceed the salary funding levels.

48 (c) If an agency determines that the funding level is
49 insufficient, the agency shall contact the State Personnel Board,
50 the Legislative Budget Office and the State Fiscal Officer. The
51 State Personnel Board shall have the authority to approve or deny
52 any requests for revision of the salary funding levels, the State
53 Fiscal Officer shall certify that funds are available for that
54 purpose. The State Personnel Board shall provide notification of
55 the approval or denial, and justification for the approval or
56 denial shall be sent to the Chairmen of House and Senate
57 Appropriations and the Legislative Budget Office.

58 **SECTION 2.** This act shall take effect and be in force from
59 and after its passage.

