

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1740

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

SECTION 1. The following sum, or so much thereof as may be
necessary, is appropriated out of any money in the State Treasury
to the credit of the State Board of Cosmetology and Barbering, for
the purpose of defraying the expenses of the board for the fiscal
year beginning July 1, 2025, and ending June 30, 2026.....

.....\$ 1,459,164.00.

SECTION 2. Of the funds approved for expenditure under the
provisions of Section 1, the following positions are authorized:

AUTHORIZED HEADCOUNT:

Permanent: 17



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 2027 do not exceed Fiscal Year 2026 funds
19 appropriated for that purpose unless programs or positions are
20 added to the agency's Fiscal Year 2026 budget by the Mississippi
21 Legislature. The Legislature shall determine the agency's
22 personal services appropriation, which the State Personnel Board
23 shall publish. The agency's personal services appropriation may
24 consist of restricted funds for approved vacancies for Fiscal Year
25 2026 that may be utilized to fill vacant Fiscal Year 2025
26 headcount. It shall be the agency's responsibility to ensure that
27 the funds provided for vacancies are used to increase headcount
28 and not for promotions, title changes, in-range salary adjustments
29 or any other mechanism for increasing salaries for current
30 employees. It is the Legislature's intention that no employee
31 salary falls below the minimum salary established by the
32 Mississippi State Personnel Board.

33 Additionally, the State Personnel Board shall determine and
34 publish the projected annualized payroll costs based on current
35 employees. It shall be the responsibility of the agency head to
36 ensure that actual personnel expenditures for Fiscal Year 2026 do
37 not exceed the data provided by the Legislative Budget Office. If
38 the agency's Fiscal Year 2026 projected cost exceeds the
39 annualized costs, no salary actions shall be processed by the



State Personnel Board except for new hires determined to be essential for the agency.

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

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

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

SECTION 3. The State Board of Cosmetology and Barbering shall not be authorized to expend any funds appropriated by this act after October 1, 2019, unless the board has adopted and implemented each of the following policies, which shall be conditions upon the receipt and expenditure of those funds:



64 (a) A policy that the board will not issue any licenses
65 for the practice of wigology and will issue licenses and
66 certifications only as provided under the cosmetology or barbering
67 licensure law; and

68 (b) A policy that allows any person who holds a wig
69 specialist license issued by the board before July 1, 2014, to
70 continue his or her practice as it existed before July 1, 2014,
71 and allows any person who holds a wig salon license issued by the
72 board before July 1, 2014, to continue operating a wig salon under
73 the statutory requirements as they existed before July 1, 2014,
74 and provides that any such person will be eligible to receive a
75 certificate of registration issued by the board.

76 **SECTION 4.** In compliance with the "Mississippi Performance
77 Budget and Strategic Planning Act of 1994," it is the intent of
78 the Legislature that the funds provided herein shall be utilized
79 in the most efficient and effective manner possible to achieve the
80 intended mission of this agency. Based on the funding authorized,
81 this agency shall make every effort to attain the targeted
82 performance measures provided below:

| | | |
|----|--|---------------|
| 83 | | FY2026 |
| 84 | <u>Performance Measures</u> | <u>Target</u> |
| 85 | Examination & Licensure | |
| 86 | Number of Barber Examinations | 1,008 |
| 87 | Average Cost per Barber & Instructor License | 65.00 |
| 88 | Number of Cosmetology Examinations | 3,120 |



| | | |
|-----|--|--------|
| 89 | Cost Per Cosmetology Licensing Examination | 190.00 |
| 90 | Number of School Permits | 75 |
| 91 | Cost Per School License | 300.00 |
| 92 | Number of Working Days Between | |
| 93 | Examination & Distribution of Results | 7 |
| 94 | Percentage of Candidates that Passed the | |
| 95 | Exam | 78.00 |
| 96 | Average Number of Workdays to Issue License | 14.00 |
| 97 | Average Number of Workdays to Issue Permit | 14.00 |
| 98 | Regulation | |
| 99 | Number of Inspections Conducted (Annually) | 6,000 |
| 100 | Number of Formal Complaints Received | |
| 101 | (Annually) | 15 |
| 102 | Number of Disciplinary Actions Taken | 30 |
| 103 | Average Number of Days to Resolve Valid | |
| 104 | Complaints | 90.00 |
| 105 | Percentage of Documented Complaints | |
| 106 | Resolved Within Six Months | 100.00 |
| 107 | Percentage of Deficiencies Noted During | |
| 108 | Inspections are Addressed Within the | |
| 109 | Allotted Timeframe | 85.00 |
| 110 | A reporting of the degree to which the performance targets | |
| 111 | set above have been or are being achieved shall be provided in the | |
| 112 | agency's budget request submitted to the Joint Legislative Budget | |
| 113 | Committee for Fiscal Year 2027. | |



114 **SECTION 5.** It is the intention of this legislation to
115 provide the funds for the board to meet when necessary, but under
116 no circumstances shall it meet more than sixty-two (62) days a
117 year.

118 **SECTION 6.** It is the intention of the Legislature that the
119 State Board of Cosmetology and Barbering shall maintain complete
120 accounting and personnel records related to the expenditure of all
121 funds appropriated under this act and that such records shall be
122 in the same format and level of detail as maintained for Fiscal
123 Year 2025. It is further the intention of the Legislature that
124 the agency's budget request for Fiscal Year 2027 shall be
125 submitted to the Joint Legislative Budget Committee in a format
126 and level of detail comparable to the format and level of detail
127 provided during the Fiscal Year 2026 budget request process.

128 **SECTION 7.** It is the intention of the Legislature that
129 whenever two (2) or more bids are received by this agency for the
130 purchase of commodities or equipment, and whenever all things
131 stated in such received bids are equal with respect to price,
132 quality and service, the Mississippi Industries for the Blind
133 shall be given preference. A similar preference shall be given to
134 the Mississippi Industries for the Blind whenever purchases are
135 made without competitive bids.

136 **SECTION 8.** It is the intention of the Legislature that the
137 funds herein appropriated shall be expended in compliance with
138 Section 27-104-25, Mississippi Code of 1972, that no state agency



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

SECTION 9. The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.

SECTION 10. This act shall take effect and be in force from and after July 1, 2025, and shall stand repealed from and after June 30, 2025.

Further, amend by striking the title in its entirety and inserting in lieu thereof the following:

AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE STATE BOARD OF COSMETOLOGY AND BARBERING FOR THE FISCAL YEAR 2026.

