

By: Representatives Read, Eakes, Broomfield,
Brown, Coleman (29th), Denny, Ellzey, Flaggs,
Gadd, Martinson, Mitchell

To: Appropriations

HOUSE BILL NO. 1764
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI AUCTIONEERS COMMISSION FOR THE
3 FISCAL YEAR 2003.

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 Auctioneers Commission
8 for the purpose of defraying the expenses of the commission, for
9 the fiscal year beginning July 1, 2002, and ending June 30, 2003.

10 \$ 93,207.00.

11 **SECTION 2.** With the funds appropriated under the provisions
12 of Section 1, 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 Funds are provided herein to adjust the Variable Compensation
19 Plan to ensure that all full-time employees receive a pay increase
20 equal to fifty percent (50%) of the realignment component of the
21 Variable Compensation Plan or Six Hundred Dollars (\$600.00),
22 whichever is greater, beginning on January 1, 2003.

23 With the funds herein appropriated, it is the intention of
24 the Legislature that it shall be the agency's responsibility to
25 make certain that funds required to be appropriated for "Personal
26 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
27 funds appropriated for that purpose, unless programs, positions or



28 pay increases are added to the agency's budget by the Mississippi
29 Legislature. Based on data provided by the Legislative Budget
30 Office, the State Personnel Board shall, on July 1, 2002, publish
31 separate annual projection reports, based on July 1, 2002, data,
32 for the period of July 1, 2002, through December 31, 2002, and
33 January 1, 2003, through June 30, 2003, that project the annual
34 cost to fully fund all appropriated positions in compliance with
35 the provisions of this act. It shall be the responsibility of the
36 agency head to ensure that no single personnel action increases
37 this projected cost and/or the Fiscal Year 2003 appropriation for
38 "Personal Services," as annualized on a semiannual basis in
39 accordance with the provisions of this act. If, at the end of any
40 calendar month, the State Personnel Board determines that the
41 agency has taken action(s) which would cause the agency to exceed
42 this projected annual cost or the Fiscal Year 2003 "Personal
43 Services" appropriated level, when annualized in compliance with
44 the provisions of this act, then only those actions which reduce
45 the projected annual cost and/or the appropriation requirement
46 will be processed by the State Personnel Board until such time as
47 the requirements of this provision are met.

48 Any transfers or escalations shall be made in accordance with
49 the terms, conditions and procedures established by law.

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

54 Of the above funds, none may be expended by this act to
55 provide for any regulatory authority over livestock auctioneers
56 conducting sales for an individual of his own property.

57 **SECTION 3.** The money herein appropriated shall be paid by
58 the State Treasurer out of any money in the State Treasury to the
59 credit of the proper fund or funds as set forth in this act, upon
60 warrants issued by the State Fiscal Officer; and the State Fiscal



61 Officer shall issue his warrants upon requisitions signed by the
62 proper person, officer or officers, in the manner provided by law.

63 **SECTION 4.** This act shall take effect and be in force from
64 and after July 1, 2002.

