

58	Equipment	3,736,399.00
59	Subsidies, Loans and Grants.....	<u>9,942,522.00</u>
60	Total.....	\$ 20,583,259.00

61 FUNDING:

62	General Funds	\$ 2,798,757.00
63	Special Funds	<u>17,784,502.00</u>
64	Total.....	\$ 20,583,259.00

65 AUTHORIZED POSITIONS:

66	Permanent: Full Time	77
67	Part Time	0
68	Time-Limited: Full Time	21
69	Part Time	0

70 **ELLISVILLE STATE SCHOOL AND FARM**

71 MAJOR OBJECTS OF EXPENDITURE:

72 Personal Services:

73	Salaries, Wages and Fringe Benefits ..	\$ 51,229,758.00
74	Travel and Subsistence.....	126,000.00
75	Contractual Services	4,653,109.00
76	Commodities.....	5,252,965.00
77	Capital Outlay:	
78	Other Than Equipment	400,000.00
79	Equipment	0.00
80	Subsidies, Loans and Grants.....	<u>21,163,804.00</u>

81	Total.....	\$ 82,825,636.00
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82 FUNDING:

83	General Funds	\$ 15,617,922.00
84	Special Funds	<u>67,207,714.00</u>
85	Total.....	\$ 82,825,636.00

86 AUTHORIZED POSITIONS:

87	Permanent: Full Time	1,602
88	Part Time	31
89	Time-Limited: Full Time	52

90 Part Time 0

91 EAST MISSISSIPPI STATE HOSPITAL

92 MAJOR OBJECTS OF EXPENDITURE:

93 Personal Services:

94 Salaries, Wages and Fringe Benefits .. \$ 37,196,929.00

95 Travel and Subsistence..... 40,000.00

96 Contractual Services 2,905,285.00

97 Commodities..... 5,802,970.00

98 Capital Outlay:

99 Other Than Equipment 25,000.00

100 Equipment 0.00

101 Subsidies, Loans and Grants..... 2,900,000.00

102 Total..... \$ 48,870,184.00

103 FUNDING:

104 General Funds \$ 29,108,567.00

105 Special Funds 19,761,617.00

106 Total..... \$ 48,870,184.00

107 AUTHORIZED POSITIONS:

108 Permanent: Full Time 1,189

109 Part Time 4

110 Time-Limited: Full Time 102

111 Part Time 23

112 HUDSPETH REGIONAL CENTER

113 MAJOR OBJECTS OF EXPENDITURE:

114 Personal Services:

115 Salaries, Wages and Fringe Benefits .. \$ 30,273,629.00

116 Travel and Subsistence..... 122,500.00

117 Contractual Services 4,109,425.00

118 Commodities..... 3,191,800.00

119 Capital Outlay:

120 Other Than Equipment 150,000.00

121 Equipment 0.00

122	Subsidies, Loans and Grants.....		<u>12,221,212.00</u>
123	Total.....	\$	50,068,566.00
124	FUNDING:		
125	General Funds.....	\$	7,160,681.00
126	Special Funds.....		<u>42,907,885.00</u>
127	Total.....	\$	50,068,566.00
128	AUTHORIZED POSITIONS:		
129	Permanent: Full Time		924
130	Part Time		28
131	Time-Limited: Full Time		42
132	Part Time		0
133	MISSISSIPPI STATE HOSPITAL		
134	MAJOR OBJECTS OF EXPENDITURE:		
135	Personal Services:		
136	Salaries, Wages and Fringe Benefits ..	\$	86,765,127.00
137	Travel and Subsistence.....		80,989.00
138	Contractual Services		12,439,946.00
139	Commodities.....		9,603,836.00
140	Capital Outlay:		
141	Other Than Equipment		106,859.00
142	Equipment		0.00
143	Subsidies, Loans and Grants.....		<u>6,084,975.00</u>
144	Total.....	\$	115,081,732.00
145	FUNDING:		
146	General Funds.....	\$	69,155,824.00
147	Special Funds.....		<u>45,925,908.00</u>
148	Total.....	\$	115,081,732.00
149	AUTHORIZED POSITIONS:		
150	Permanent: Full Time		2,636
151	Part Time		10
152	Time-Limited: Full Time		203
153	Part Time		0

154	NORTH MISSISSIPPI REGIONAL CENTER	
155	MAJOR OBJECTS OF EXPENDITURE:	
156	Personal Services:	
157	Salaries, Wages and Fringe Benefits .. \$	35,197,192.00
158	Travel and Subsistence.....	112,000.00
159	Contractual Services	4,563,119.00
160	Commodities.....	5,426,000.00
161	Capital Outlay:	
162	Other Than Equipment	65,000.00
163	Equipment	0.00
164	Subsidies, Loans and Grants.....	<u>15,089,568.00</u>
165	Total..... \$	60,452,879.00
166	FUNDING:	
167	General Funds	\$ 9,158,569.00
168	Special Funds	<u>51,294,310.00</u>
169	Total..... \$	60,452,879.00
170	AUTHORIZED POSITIONS:	
171	Permanent: Full Time	953
172	Part Time	11
173	Time-Limited: Full Time	158
174	Part Time	12
175	SOUTH MISSISSIPPI REGIONAL CENTER	
176	MAJOR OBJECTS OF EXPENDITURE:	
177	Personal Services:	
178	Salaries, Wages and Fringe Benefits .. \$	22,659,306.00
179	Travel and Subsistence.....	77,000.00
180	Contractual Services	3,311,421.00
181	Commodities.....	2,361,505.00
182	Capital Outlay:	
183	Other Than Equipment	100,000.00
184	Equipment	0.00
185	Subsidies, Loans and Grants.....	<u>8,026,629.00</u>

186	Total	\$	36,535,861.00
187	FUNDING:		
188	General Funds	\$	6,750,059.00
189	Special Funds		<u>29,785,802.00</u>
190	Total	\$	36,535,861.00

191	AUTHORIZED POSITIONS:		
192	Permanent: Full Time		582
193	Part Time		8
194	Time-Limited: Full Time		97
195	Part Time		3

BOSWELL REGIONAL CENTER

197	MAJOR OBJECTS OF EXPENDITURE:		
198	Personal Services:		
199	Salaries, Wages and Fringe Benefits ..	\$	19,711,017.00
200	Travel and Subsistence.....		45,000.00
201	Contractual Services		3,021,807.00
202	Commodities.....		2,248,170.00
203	Capital Outlay:		
204	Other Than Equipment		250,000.00
205	Equipment		0.00
206	Subsidies, Loans and Grants.....		<u>5,943,813.00</u>
207	Total	\$	31,219,807.00

208	FUNDING:		
209	General Funds	\$	8,438,259.00
210	Special Funds		<u>22,781,548.00</u>
211	Total	\$	31,219,807.00

212	AUTHORIZED POSITIONS:		
213	Permanent: Full Time		495
214	Part Time		3
215	Time-Limited: Full Time		110
216	Part Time		2

NORTH MISSISSIPPI STATE HOSPITAL

218	MAJOR OBJECTS OF EXPENDITURE:	
219	Personal Services:	
220	Salaries, Wages and Fringe Benefits .. \$	8,605,170.00
221	Travel and Subsistence.....	30,000.00
222	Contractual Services	1,151,840.00
223	Commodities.....	1,124,780.00
224	Capital Outlay:	
225	Other Than Equipment	30,000.00
226	Equipment	0.00
227	Subsidies, Loans and Grants.....	<u>0.00</u>
228	Total..... \$	10,941,790.00

229	FUNDING:	
230	General Funds	\$ 6,666,383.00
231	Special Funds	<u>4,275,407.00</u>
232	Total..... \$	10,941,790.00

233	AUTHORIZED POSITIONS:	
234	Permanent: Full Time	210
235	Part Time	0
236	Time-Limited: Full Time	3
237	Part Time	0

SOUTH MISSISSIPPI STATE HOSPITAL

239	MAJOR OBJECTS OF EXPENDITURE:	
240	Personal Services:	
241	Salaries, Wages and Fringe Benefits .. \$	6,136,698.00
242	Travel and Subsistence.....	14,500.00
243	Contractual Services	1,003,569.00
244	Commodities.....	804,650.00
245	Capital Outlay:	
246	Other Than Equipment	30,000.00
247	Equipment	0.00
248	Subsidies, Loans and Grants.....	<u>10,000.00</u>
249	Total..... \$	7,999,417.00

250 FUNDING:

251 General Funds \$ 4,511,774.00

252 Special Funds 3,487,643.00

253 Total \$ 7,999,417.00

254 AUTHORIZED POSITIONS:

255 Permanent: Full Time 166

256 Part Time 0

257 Time-Limited: Full Time 1

258 Part Time 0

259 **CENTRAL MISSISSIPPI RESIDENTIAL CENTER**

260 MAJOR OBJECTS OF EXPENDITURE:

261 Personal Services:

262 Salaries, Wages and Fringe Benefits .. \$ 5,815,621.00

263 Travel and Subsistence..... 19,000.00

264 Contractual Services 712,100.00

265 Commodities..... 741,690.00

266 Capital Outlay:

267 Other Than Equipment 475,000.00

268 Equipment 0.00

269 Subsidies, Loans and Grants..... 2,000.00

270 Total \$ 7,765,411.00

271 FUNDING:

272 General Funds \$ 4,236,573.00

273 Special Funds 3,528,838.00

274 Total \$ 7,765,411.00

275 AUTHORIZED POSITIONS:

276 Permanent: Full Time 148

277 Part Time 0

278 Time-Limited: Full Time 11

279 Part Time 0

280 **BROOKHAVEN JUVENILE REHABILITATION FACILITY**

281 MAJOR OBJECTS OF EXPENDITURE:

282	Personal Services:		
283	Salaries, Wages and Fringe Benefits .. \$		3,870,883.00
284	Travel and Subsistence.....		7,300.00
285	Contractual Services		462,139.00
286	Commodities.....		302,955.00
287	Capital Outlay:		
288	Other Than Equipment		7,000.00
289	Equipment		0.00
290	Subsidies, Loans and Grants.....		<u>6,000.00</u>
291	Total..... \$		4,656,277.00

292	FUNDING:		
293	General Funds	\$	4,400,101.00
294	Special Funds		<u>256,176.00</u>
295	Total..... \$		4,656,277.00

296	AUTHORIZED POSITIONS:		
297	Permanent: Full Time	111	
298	Part Time	0	
299	Time-Limited: Full Time	9	
300	Part Time	0	

SPECIALIZED TREATMENT FACILITY

302	MAJOR OBJECTS OF EXPENDITURE:		
303	Personal Services:		
304	Salaries, Wages and Fringe Benefits .. \$		2,325,201.00
305	Travel and Subsistence.....		11,700.00
306	Contractual Services		293,380.00
307	Commodities.....		200,000.00
308	Capital Outlay:		
309	Other Than Equipment		30,000.00
310	Equipment		0.00
311	Subsidies, Loans and Grants.....		<u>5,500.00</u>
312	Total..... \$		2,865,781.00

313 FUNDING:

314	General Funds	\$	682,187.00
315	Special Funds		<u>2,183,594.00</u>
316	Total	\$	2,865,781.00

317 AUTHORIZED POSITIONS:

318	Permanent:	Full Time	72
319		Part Time	0
320	Time-Limited:	Full Time	0
321		Part Time	0

322 **SERVICE BUDGET**

323 MAJOR OBJECTS OF EXPENDITURE:

324 Personal Services:

325	Salaries, Wages and Fringe Benefits ..	\$	0.00
326	Travel and Subsistence.....		0.00
327	Contractual Services		1,147,251.00
328	Commodities.....		0.00
329	Capital Outlay:		
330	Other Than Equipment		0.00
331	Equipment		0.00
332	Subsidies, Loans and Grants.....		<u>50,609,862.00</u>
333	Total	\$	51,757,113.00

334 FUNDING:

335	General Funds	\$	13,056,766.00
336	Special Funds		<u>38,700,347.00</u>
337	Total	\$	51,757,113.00

338 AUTHORIZED POSITIONS:

339	Permanent:	Full Time	0
340		Part Time	0
341	Time-Limited:	Full Time	0
342		Part Time	0

343 **DIVISION OF ALCOHOL AND DRUG ABUSE**

344 MAJOR OBJECTS OF EXPENDITURE:

345 Personal Services:

346	Salaries, Wages and Fringe Benefits .. \$	317,822.00
347	Travel and Subsistence.....	23,100.00
348	Contractual Services	45,600.00
349	Commodities.....	8,700.00
350	Capital Outlay:	
351	Other Than Equipment	0.00
352	Equipment	0.00
353	Subsidies, Loans and Grants.....	<u>4,060,042.00</u>
354	Total..... \$	4,455,264.00

355 FUNDING:

356	General Funds	\$ 0.00
357	Special Funds	<u>4,455,264.00</u>
358	Total..... \$	4,455,264.00

359 AUTHORIZED POSITIONS:

360	Permanent: Full Time	6
361	Part Time	0
362	Time-Limited: Full Time	0
363	Part Time	0

364 With the funds herein appropriated, it is the intention of
365 the Legislature that it shall be the agency's responsibility to
366 make certain that funds required to be appropriated for "Personal
367 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
368 funds appropriated for that purpose, unless programs or positions
369 are added to the agency's Fiscal Year 2007 budget by the
370 Mississippi Legislature. Based on data provided by the
371 Legislative Budget Office, the State Personnel Board shall
372 determine and publish the projected annual cost to fully fund all
373 appropriated positions in compliance with the provisions of this
374 act. It shall be the responsibility of the agency head to insure
375 that no single personnel action increases this projected annual
376 cost and/or the Fiscal Year 2006 appropriation for "Personal
377 Services" when annualized, with the exception of escalated funds.

378 If, at the time the agency takes any action to change "Personal
379 Services," the State Personnel Board determines that the agency
380 has taken an action which would cause the agency to exceed this
381 projected annual cost or the Fiscal Year 2006 "Personal Services"
382 appropriated level, when annualized, then only those actions which
383 reduce the projected annual cost and/or the appropriation
384 requirement will be processed by the State Personnel Board until
385 such time as the requirements of this provision are met.

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

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

399 The agency shall not take any action to promote or otherwise
400 award salary increases through reallocation, reclassification,
401 realignment, education benchmark, career ladder, or any other
402 means to increase salaries of employees or positions, except for
403 the award of teacher pay increases.

404 **SECTION 5.** In compliance with the "Mississippi Performance
405 Budget and Strategic Planning Act of 1994," it is the intent of
406 the Legislature that the funds provided herein shall be utilized
407 in the most efficient and effective manner possible to achieve the
408 intended mission of this agency. Based on the funding authorized,

409 this agency shall make every effort to attain the targeted
 410 performance measures provided below:

411	FY06
412 <u>Performance Measures</u>	<u>Target</u>
413 Services Management	
414 State Institutions Operated (Number of)	12
415 Units Monitored, etc (Number of)	1,125
416 Grants Administered (Number of)	479
417 Mental Health Services	
418 Group Homes - Alternative Living (Beds)	258
419 Halfway Houses (Beds)	35
420 Psychotropic Drugs Purchased (Prescriptions)	20,000
421 Mental Retardation Services	
422 Community Living Clients (Clients)	2,200
423 Work Activity & Employment Related (Clients)	1,000
424 Children & Youth Services	
425 Group Homes (Beds)	72
426 Chemical Dependency (Beds)	20
427 3% Alcohol Tax-alcohol/drug Prg	
428 Residential Treatment Beds (Beds)	684
429 Out-Patient Admissions (Number of)	8,100
430 Mi - Institutional Care	
431 Patient & Resident Days (Number of)	672,500
432 Operating Cost per Patient & Resident Day (\$)	241
433 Mi - Pre/post Inst Care	
434 Clients Served (Number of)	12,037
435 Mi - Support Services	
436 Support as a Percent of Total Budget (%)	6
437 Mr - Institutional Care	
438 Patient & Resident Days (Number of)	518,573
439 Operating Cost per Patient & Resident Day (\$)	235
440 Independent Living Skills (Client Days)	5,016

441	Mr - Group Homes	
442	ICF/MR Patient & Resident Days (Number of)	227,422
443	Non ICF/MR Patient & Resident Days (Number of)	192,566
444	Mr - Community Programs	
445	Home&Com Based Waiver Clients (Number of)	2,000
446	Non Home&Com Based Waiver Clients (Number of)	500
447	Units of Service Delivered (Number of)	950,000
448	Mr - Support Services	
449	Support as a Percent of Total Budget (%)	5.50
450	Mi - Crisis Intervention Ctr	
451	Patient & Resident Days (Number of)	8,400
452	Mi - Residential Apartments	
453	Patient & Resident Days (Number of)	2,000
454	Mi - Residential Homes	
455	Patient & Resident Days (Number of)	2,000
456	Mi - Footprints Adult Day Svcs	
457	Clients Served (Number of)	20

458 A reporting of the degree to which the performance targets
459 set above have been or are being achieved shall be provided in the
460 agency's budget request submitted to the Joint Legislative Budget
461 Committee for Fiscal Year 2007.

462 **SECTION 6.** Of the funds appropriated under the provisions of
463 Section 1, authorized for expenditure in Sections 2 and 3, and
464 allocated in Section 4 to the "Central Office," funds are included
465 for an Alzheimer's education and training program.

466 **SECTION 7.** Of the funds appropriated under the provisions of
467 Section 1, authorized for expenditure under the provisions of
468 Sections 2 and 3, and allocated under the provisions of Section 4,
469 funds in the amount of Two Hundred Thousand Dollars (\$200,000.00)
470 may be expended for the support of a pilot project to provide
471 authority for East Mississippi State Hospital and Mississippi
472 State Hospital to contract with local hospitals located in

473 counties with a population of less than fifty thousand (50,000) to
474 provide emergency inpatient care to individuals committed by the
475 Chancery Court to East Mississippi State Hospital or Mississippi
476 State Hospital for treatment of mental illness if, at the time
477 that such commitment is made, a bed is not available for admission
478 to East Mississippi State Hospital or Mississippi State Hospital.
479 East Mississippi State Hospital and Mississippi State Hospital
480 shall have the authority to contract with local hospitals located
481 in counties with a population of less than fifty thousand (50,000)
482 for inpatient emergency care for a period not to exceed seven (7)
483 days at a rate not to exceed One Hundred and Fifty Dollars
484 (\$150.00) per day with East Mississippi State Hospital or
485 Mississippi State Hospital providing One Hundred Dollars (\$100.00)
486 and the local government providing Fifty Dollars (\$50.00) per day
487 for such care. Payment for such physician fees shall be made at
488 the Medicaid rate of reimbursement and paid by East Mississippi
489 State Hospital or Mississippi State Hospital. Funds provided for
490 the initiation of this pilot project shall not be expended for
491 inpatient hospital care unless there is participation in the
492 reimbursement for such care by the local government as required by
493 the provisions of this section.

494 **SECTION 8.** It is the intention of the Legislature that the
495 Executive Director of the Department of Mental Health shall have
496 authority to transfer cash from one special fund treasury fund to
497 another special fund treasury fund under the control of the
498 Department of Mental Health. The purpose of this authority is to
499 more efficiently use available cash reserves. It is further the
500 intention of the Legislature that the Executive Director of the
501 Department of Mental Health shall submit written justification for
502 the transfer to the Legislative Budget Office and the Department
503 of Finance and Administration on or before the fifteenth (15th) of
504 the month prior to the effective date of the transfer.

505 **SECTION 9.** The Executive Director of the Department of
506 Mental Health and the directors of each separate facility operated
507 by the Department of Mental Health are hereby authorized to
508 transfer spending authority from any major objects to any other
509 major objects, excluding the Salaries, Wages and Fringe Benefits
510 category, in any amounts deemed necessary for the efficient
511 management and operation of their budgets, provided that the total
512 spending authority remains unchanged after such transfers and the
513 total of such transfers into any major object do not exceed
514 twenty-five percent (25%) of the original appropriated amount for
515 that major object plus any escalations of spending authority that
516 have occurred during any given fiscal year.

517 **SECTION 10.** It is the intention of the Legislature that the
518 Department of Mental Health shall have the authority to receive,
519 budget, and expend funds from any source, including beginning cash
520 in excess of beginning cash when spending authority was initially
521 appropriated, that may become available to the department in
522 accordance with the rules and regulations of the Department of
523 Finance and Administration in a manner consistent with the
524 escalation of federal funds.

525 **SECTION 11.** The Department of Mental Health and its
526 facilities shall have the authority, within funding and spending
527 authority appropriated under the provisions of Section 1,
528 authorized for expenditure in Sections 2 and 3, and allocated
529 under the provisions of Section 4 of this act, to transfer funds
530 to the Division of Medicaid in payment of Medicaid match and
531 designate that the funds thus transferred shall be applied to
532 Medicaid match obligations arising in the subsequent fiscal year.

533 **SECTION 12.** Any person within the Department of Mental
534 Health who must work on a statutory holiday or any holiday
535 proclaimed by the Governor, may at the discretion of the Director
536 of the Institution and the Executive Director of the Department of

537 Mental Health and within available personnel funds, be paid "call
538 back pay" in lieu of "compensatory time credit."

539 **SECTION 13.** Of the funds appropriated to the "Service
540 Budget" in the category "Subsidies, Loans and Grants," funds are
541 included for the support of community mental health services for
542 Fiscal Year 2006.

543 Provided, however, that none of the funds appropriated for
544 the support of community mental health services shall be made
545 available to any Regional Mental Health/Retardation Center which
546 does not receive from each of its participating counties a dollar
547 amount equivalent to what the proceeds of a three-fourths (3/4)
548 mill tax on all taxable property in the county in Fiscal Year 1982
549 would have been or the amount of funds contributed to the center
550 by the county in Fiscal Year 1984, whichever shall be greater. By
551 means of performance contracts, the Department of Mental Health
552 shall disburse the funds appropriated in this section for services
553 for the mentally ill, mentally retarded and alcohol/drug abusers.
554 The State Board of Mental Health and the Department of Mental
555 Health shall be responsible for selecting the types of services
556 which shall be provided with the funds appropriated in this
557 section, for developing and monitoring performance contracts and
558 for holding contractors accountable for utilization of funds.

559 **SECTION 14.** Funds presently included or any funds received
560 in the future for timber funds at Ellisville State School and East
561 Mississippi State Hospital are hereby authorized for transfer to
562 the regular operating budgets of the respective facilities. Each
563 facility shall receive such funds as "Special" funds, and such
564 funds shall be available for use in payment of any and all
565 expenses of each facility, paid by the State Treasurer upon
566 warrants issued by the State Fiscal Officer; and the State Fiscal
567 Officer shall issue his warrants upon requisitions signed by the
568 proper person, officer or officers in the manner provided by law.

569 **SECTION 15.** The Department of Mental Health and its
570 facilities shall have the express legal authority, within funding
571 and spending authority appropriated under the provisions of
572 Section 1, authorized for expenditure under the provisions of
573 Sections 2 and 3, and allocated under the provisions of Section 4
574 of this act, to purchase land for use by residential facilities
575 operated by the Department, either directly or by means of
576 transferring funds to the Bureau of Building, Grounds and Real
577 Property Management, and to transfer such funds to Bureau of
578 Building, Grounds, and Real Property Management for the purposes
579 of constructing and equipping group homes for persons with mental
580 illness, mental retardation, and/or substance abuse; constructing
581 and equipping such other buildings as may be required for
582 treatment of persons with mental illness, mental retardation,
583 and/or substance abuse; repair and renovate existing buildings;
584 and to construct, repair and/or renovate employee housing. Any
585 intermediate care facilities for the mentally retarded (ICF/MR)
586 constructed with funds authorized in this section shall be
587 authorized to participate in Medicaid funding available for such
588 services.

589 **SECTION 16.** Of the General Funds appropriated to the
590 "Service Budget" in the category of "Subsidies, Loans and Grants,"
591 the sum required may be expended to fund the Home and Community
592 Based Waiver Option for community mental retardation services as
593 authorized under Section 43-13-117(29) of the Mississippi Code of
594 1972 (Annotated).

595 **SECTION 17.** With the funds herein appropriated, the
596 Department of Mental Health is authorized to provide home and
597 community based treatment and institutional treatment to not more
598 than ten (10) persons at any given time who, on or after reaching
599 their twenty-first birthday (age 21), suffered a severe brain
600 injury and whose condition as a result of that brain injury would

601 have resulted in their classification as developmentally disabled
602 if such injury had occurred prior to their twenty-first birthday.

603 **SECTION 18.** The following sum, or so much thereof as may be
604 necessary, is hereby reappropriated out of any money in the
605 special fund in the State Treasury to the credit of the Department
606 of Mental Health Funds 3372, 3373, 3374, 3375, 3376, 3377, 3382,
607 3384, 3385, 3386, 3387, 3388 and 3391 for the fiscal year
608 beginning July 1, 2005, and ending June 30, 2006
609\$ 10,000,000.00

610 Notwithstanding the amount reappropriated under the
611 provisions of this section, in no event shall the amount expended
612 exceed the unexpended balance as of June 30, 2005, or change the
613 purpose for which the funds were originally authorized.

614 **SECTION 19.** None of the funds appropriated herein may be
615 used to pay for alternative residential placement or
616 hospitalization for mental health, mental retardation, or
617 substance treatment of a person committed to the Department of
618 Mental Health under Sections 41-21-61 et seq., 41-21-107, 41-31-1
619 et seq., 43-21-315 and 43-21-611, Mississippi Code of 1972.

620 **SECTION 20.** Of the funds appropriated under the provisions
621 of Section 1, authorized for expenditure in Sections 2 and 3, and
622 allocated in Section 4 to Mississippi State Hospital, funds not to
623 exceed Two Hundred Fifty Thousand Dollars (\$250,000.00) may be
624 expended for preplanning costs associated with a project or
625 projects to renovate buildings on the campus of Mississippi State
626 Hospital to meet standards of the Joint Commission on
627 Accreditation of Healthcare Organizations.

628 **SECTION 21.** None of the funds appropriated for the support
629 of community mental health, mental retardation, or substance abuse
630 services shall be made available to any service provider which,
631 upon determination of the Executive Director of the Department of
632 Mental Health, has an outstanding monetary obligation owed to the

633 Department of Mental Health or to the Division of Medicaid,
634 pursuant to an audit or programmatic review performed by the
635 Department of Mental Health, that has not been resolved, including
636 those audits or programmatic reviews that occurred prior to
637 July 1, 2005.

638 **SECTION 22.** From the funds provided herein, the Department
639 shall have the authority to adjust salaries of academic teachers
640 and speech pathologists to be commensurate to the teacher's salary
641 scale as provided in the Mississippi Teacher Opportunity Program
642 for the 2005-2006 school year, as outlined in Section 37-19-7,
643 Mississippi Code of 1972, effective July 1, 2004.

644 **SECTION 23.** No program or entity certified by the Department
645 of Mental Health which also receives state source, federal source,
646 or Medicaid funding directly from the Department of Mental Health
647 or by virtue of state source funds appropriated to the Department
648 of Mental Health for Medicaid match for provision of mental
649 health, mental retardation, or substance abuse services shall pay
650 to any person employed by that program or entity a salary or
651 compensation, directly or indirectly, in excess of the salary
652 provided for a similar position under the classification system of
653 the State Personnel Board for a person with similar credentials,
654 educational level, and directly related years of experience in the
655 position. Any person whose current salary already exceeds the
656 allowable amount as determined under this section shall be allowed
657 to retain his or her current salary, but no increases shall be
658 granted until such time as the allowable maximum salary under the
659 classification system of the State Personnel Board exceeds the
660 current salary paid to that person. Those programs and entities
661 may adopt a system of compensation that includes additional
662 compensation for Educational Benchmarks as allowed under the State
663 Personnel Board system. Further, the Department of Mental Health
664 and the State Personnel Board shall collaborate in determining

665 similarity of positions in those programs or entities affected by
666 this section to positions within the classification system of the
667 State Personnel Board in any manner they deem appropriate to
668 efficiently implement the provisions of this section. Staff
669 of the State Personnel Board and the Department of Mental Health
670 shall be the final authority in the determination of corresponding
671 job titles and pay grades. Failure to comply with the provisions
672 of this section shall be cause to reduce or terminate funding
673 received from the Department of Mental Health.

674 **SECTION 24.** Special funds appropriated in the Service Budget
675 of the Department of Mental Health shall include an allocation of
676 Three Million Five Hundred Ninety-nine Thousand Three Hundred
677 Sixty-seven Dollars (\$3,599,367.00) from Title XX Social Services
678 Block Grant funding received by the State of Mississippi, unless
679 the total Title XX Social Services Block Grant award received by
680 the State of Mississippi is reduced or increased by the federal
681 government from what was received in federal fiscal year ending
682 September 30, 2005. In cases where the total grant received by
683 the State of Mississippi is reduced or increased, the percentage
684 of the grant allocated to the Department of Mental Health shall be
685 the same as was allocated for the federal year ending
686 September 30, 2005.

687 **SECTION 25.** The Executive Director of the Department of
688 Mental Health is hereby authorized to transfer and receive into
689 the Central Office accounts of the Department of Mental Health
690 certain funds which originated from the various Department of
691 Mental Health facilities as transfers to the Department of Finance
692 and Administration - Bureau of Building and Real Property
693 Management for building/renovation/repair for certain projects
694 that have not been obligated by the Bureau of Building and Real
695 Property Management for the purpose for which the funds were
696 transferred. Said funds are currently held in a Department of

697 Finance and Administration account and may be held in Fund 3391.
698 The Executive Director is further provided authority to transfer
699 those funds from the Central Office to any other Department of
700 Mental Health facility in any amount at his discretion.

701 **SECTION 26.** Of the funds appropriated under the provisions
702 of Section 2, Fourteen Million Five Hundred Thirty-two Thousand
703 Four Hundred Seventy-one Dollars (\$14,532,471.00) shall be derived
704 from the Budget Contingency Fund created in Section 27-103-301,
705 Mississippi Code of 1972.

706 **SECTION 27.** The money herein appropriated shall be paid by
707 the State Treasurer out of any money in the State Treasury to the
708 credit of the proper fund or funds as set forth in this act, upon
709 warrants issued by the State Fiscal Officer; and the State Fiscal
710 Officer shall issue his warrants upon requisitions signed by the
711 proper person, officer or officers in the manner provided by law.

712 **SECTION 28.** This act shall take effect and be in force from
713 and after July 1, 2005.

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Burton

X (SIGNED)
Thames

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Warren

X (SIGNED)
Hamilton (109th)