

By: Senator(s) Hall, Burton, Ferris,
Dearing, Farris, Jackson, Moffatt, White
(5th), Jordan (24th), Frazier

To: Appropriations

SENATE BILL NO. 3135
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE AID OF THE PUBLIC
2 COMMUNITY AND JUNIOR COLLEGES OF THE STATE OF MISSISSIPPI FOR
3 FISCAL YEAR 2000.

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

5 SECTION 1. (1) The following sum, or so much thereof as may
6 be necessary, is hereby appropriated out of any money in the State
7 General Fund not otherwise appropriated, for the aid of the public
8 community and junior colleges for the fiscal year beginning
9 July 1, 1999, and ending June 30, 2000..... \$97,279,172.00.

10 (2) The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any money in the
12 Education Enhancement Fund, not otherwise appropriated, for the
13 aid of public community and junior colleges for the fiscal year
14 beginning July 1, 1999, and ending June 30, 2000.....
15 \$ 34,570,727.00.

16 (3) The money appropriated by this act shall be apportioned
17 as follows:

18 (a) The State Board for Community and Junior Colleges
19 shall distribute to each of the public community and junior
20 colleges, out of any money appropriated from the State General
21 Fund, the sum of Three Hundred Sixty-four Thousand Twenty-two
22 Dollars (\$364,022.00) and out of any money appropriated from the
23 Education Enhancement Fund, the sum of One Hundred Six Thousand
24 Six Hundred Ninety-seven Dollars (\$106,697.00).

25 (b) The remainder of the appropriation for public
26 community and junior colleges shall be distributed in twelve (12)

27 monthly installments beginning July 25, 1999, on the basis of the
28 number of full-time academic and technical public community and
29 junior college students actually enrolled and in attendance on the
30 last day of the sixth week of the fall semester or its equivalent
31 of the preceding year counting only those students who reside
32 within the State of Mississippi. Provided, however, that
33 technical students shall be weighted at 1.19 times that of
34 academic students.

35 The Director of the State Board for Community and Junior
36 Colleges shall visit each public community and junior college and
37 shall determine, on the basis of an audit of students, who shall
38 be counted in each college and shall certify the number to the
39 State Board for Community and Junior Colleges.

40 If, pending determination of the full-time academic
41 enrollment of students at the public community and junior colleges
42 entitled to participate in this appropriation, as provided for in
43 this subsection, the State Board for Community and Junior Colleges
44 shall find and determine that any such public or community junior
45 college does not have sufficient funds on hand for payment of the
46 necessary expenses of its operation for the period commencing
47 July 1, 1999, until distribution of the funds appropriated hereby,
48 then, in that event, the State Board for Community and Junior
49 Colleges is expressly authorized to make an advance to any such
50 public community or junior college or colleges not having
51 sufficient operating funds for such period from the funds
52 appropriated hereby; provided, however, that the amount of any
53 such advance to any one public community or junior college shall
54 not exceed thirty-three percent (33%) of the amount of state
55 appropriated funds received by such public community or junior
56 college during the preceding fiscal year; and provided, further,
57 that the amount of any such advance shall be deducted from the pro
58 rata part of the funds appropriated hereby accruing to said public
59 community or junior college when enrollment has been ascertained
60 and distribution of funds is made.

61 (4) No part of the amount herein appropriated shall be used
62 by the State Board for Community and Junior Colleges for
63 administrative or other purposes except in the manner and to the

64 extent authorized in the act making an appropriation for the
65 expenses of the State Board for Community and Junior Colleges.

66 SECTION 2. (1) The following sum, or so much thereof as may
67 be necessary, is hereby appropriated, out of any money in the
68 State General Fund not otherwise appropriated, for the support,
69 maintenance and equipping of vocational-technical departments in
70 the public community and junior colleges which meet the
71 requirements for vocational-technical education departments for
72 the fiscal year beginning July 1, 1999, and ending June 30,
73 2000..... \$ 2,884,516.00.

74 (2) The following sum, or so much thereof as may be
75 necessary, is hereby appropriated, out of any money in the
76 Education Enhancement Fund, not otherwise appropriated, for the
77 support, maintenance and equipping of vocational-technical
78 departments in the public community and junior colleges which meet
79 the requirements for vocational-technical education departments
80 for the fiscal year beginning July 1, 1999, and ending
81 June 30, 2000..... \$ 1,035,771.00.

82 (3) Such departments shall be open to students enrolled in
83 the institutions, and to other students who may qualify for such
84 courses, and to those meeting requirements for either civilian or
85 veteran rehabilitation, whether or not enrolled in such
86 institutions as regular students.

87 (4) Such funds shall be disbursed to such public community
88 and junior colleges on the basis of the full-time vocational
89 enrollment of each such public community and junior college as of
90 the last day of the sixth week of the fall semester or its
91 equivalent of the preceding year, counting only students who
92 reside within the State of Mississippi.

93 (5) No part of the funds hereby appropriated shall be spent
94 for building or for regular academic instruction.

95 (6) The funds disbursed under the provisions of this act
96 shall be accounted for through the State Board for Community and

97 Junior Colleges.

98 SECTION 3. (1) The following sum, or so much thereof as may
99 be necessary, is hereby appropriated, out of any money in the
100 State General Fund not otherwise appropriated, for the support of
101 part-time academic credit courses operated by public community and
102 junior colleges for the fiscal year beginning July 1, 1999, and
103 ending June 30, 2000..... \$ 13,792,124.00.

104 (2) The following sum, or so much thereof as may be
105 necessary, is hereby appropriated, out of any money in the
106 Education Enhancement Fund, not otherwise appropriated, for the
107 support of part-time academic credit courses operated by public
108 community and junior colleges for the fiscal year beginning
109 July 1, 1999, and ending June 30, 2000..... \$ 4,952,470.00.

110 (3) These funds shall be disbursed by the State Board for
111 Community and Junior Colleges to such public community and junior
112 colleges as may qualify on the basis of the prior year full-time
113 equivalency of part-time and summer academic students, counting
114 only students who reside within the State of Mississippi.

115 SECTION 4. (1) The following sum, or so much thereof as may
116 be necessary, is hereby appropriated out of any money in the State
117 General Fund, not otherwise appropriated, to the State Board for
118 Community and Junior Colleges for the purposes of paying for
119 nursing faculty supplement, in accordance with Section 37-129-1 et
120 seq., Mississippi Code of 1972, and aid to nursing education for
121 the fiscal year beginning July 1, 1999, and ending June 30, 2000
122 \$ 5,790,106.00.

123 (2) The following sum, or so much thereof as may be
124 necessary, is hereby appropriated, out of any money in the
125 Education Enhancement Fund, not otherwise appropriated, to the
126 State Board for Community and Junior Colleges for the purpose of
127 paying for nursing faculty supplement, in accordance with Section
128 37-129-1 et seq., Mississippi Code of 1972, and aid to nursing
129 education for the fiscal year beginning July 1, 1999, and ending

130 June 30, 2000..... \$ 2,079,109.00.

131 SECTION 5. The following public community and junior
132 colleges which qualify shall participate in the funds provided by
133 Sections 1, 2, 3 and 4 of this act:

134 Coahoma Community College, Copiah-Lincoln Community College,
135 East Central Community College, East Mississippi Community
136 College, Hinds Community College District, Holmes Community
137 College, Itawamba Community College, Jones County Junior College,
138 Meridian Community College, Mississippi Delta Community College,
139 Mississippi Gulf Coast Community College District, Northeast
140 Mississippi Community College, Northwest Mississippi Community
141 College, Pearl River Community College, and Southwest Mississippi
142 Community College.

143 SECTION 6. It is the intention of the Legislature that none
144 of the General Funds appropriated herein shall be expended for the
145 purpose of paying salaries, wages, and fringe benefits of any
146 public community and junior college employee who is serving as a
147 member of the State of Mississippi Legislature.

148 SECTION 7. The following sum, or so much thereof as may be
149 necessary, is hereby appropriated out of any money in the
150 Education Enhancement Fund not otherwise appropriated to the State
151 Board for Community and Junior Colleges for the purposes of hiring
152 nursing and allied health teachers, awarding interest free nursing
153 and allied health student loans and providing instructional
154 support for the Rural Health Corps for the fiscal year beginning
155 July 1, 1999, and ending June 30, 2000 \$ 1,200,000.00.

156 Of the funds appropriated in this section, One Million Two
157 Hundred Thousand Dollars (\$1,200,000.00) shall be derived from
158 Education Enhancement Funds deposited pursuant to Section
159 27-103-203(1), Mississippi Code of 1972.

160 The funds appropriated in this section shall be allocated as
161 follows:

162 (1) One-half (1/2) divided equally among the fifteen (15)

163 public community and junior colleges.

164 (2) One-half (1/2) divided upon the basis of the number of
165 full-time academic, technical and vocational public community and
166 junior college students actually enrolled and in attendance on the
167 last day of the sixth week of the fall semester or its equivalent
168 of the preceding year counting only those students who reside
169 within the State of Mississippi.

170 The public community and junior colleges shall prepare and
171 make available to the Legislature and the Legislative Budget
172 Office an accounting of expenditures and program accomplishments
173 of the Rural Health Corps Program for each of the individual
174 community and junior colleges in a format and manner prescribed by
175 the Legislative Budget Office.

176 SECTION 8. The following sum, or so much thereof as may be
177 necessary, is hereby appropriated out of any money in the State
178 General Fund not otherwise appropriated, for the aid of the public
179 community and junior colleges, to fund life and health insurance,
180 for all employees of the public community and junior colleges for
181 the fiscal year beginning July 1, 1999, and ending June 30, 2000.
182 \$ 9,836,976.00.

183 The funds allocated in this section shall only be used to
184 participate in the State and School Employees' Life and Health
185 Insurance Plan. Any funds appropriated in these sections which
186 are not expended during the fiscal year shall be carried forward
187 for the same purposes during the next succeeding fiscal year.

188 SECTION 9. The following sum, or so much thereof as may be
189 necessary, is hereby appropriated out of any money in the
190 Education Enhancement Fund not otherwise appropriated, for the
191 purpose of establishing and operating One-Stop Career Centers at
192 each of the public community and junior colleges for the fiscal
193 year beginning July 1, 1999, and ending June 30, 2000.....
194 \$ 4,500,000.00.

195 The funds appropriated in this section shall be derived from

196 the Education Enhancement Funds deposited pursuant to Section
197 27-103-203(1), Mississippi Code of 1972.

198 SECTION 10. The following sum, or so much thereof as may be
199 necessary, is hereby appropriated out of any money in the
200 Education Enhancement Fund not otherwise appropriated, to the
201 State Board for Community and Junior Colleges for the purpose of
202 defraying the cost of Sign Language Interpreter Training at the
203 public community and junior colleges for the fiscal year beginning
204 July 1, 1999, and ending June 30, 2000..... \$ 179,050.00.

205 The funds appropriated in this section shall be derived from
206 the Education Enhancement Funds deposited pursuant to Section
207 27-103-203(1), Mississippi Code of 1972.

208 SECTION 11. The following sum, or so much thereof as may be
209 necessary, is hereby appropriated out of any money in the State
210 General Fund not otherwise appropriated, to the State Board for
211 Community and Junior Colleges for the purpose of defraying the
212 cost of the Education Technology Program at the public community
213 and junior colleges for the fiscal year beginning July 1, 1999,
214 and ending June 30, 2000..... \$ 3,599,160.00.

215 SECTION 12. The following sum, or so much thereof as may be
216 necessary, is hereby appropriated out of any money in the
217 Education Enhancement Fund not otherwise appropriated, for the
218 purpose of defraying the cost of the Education Technology Program
219 at the public community and junior colleges for the fiscal year
220 beginning July 1, 1999, and ending June 30, 2000.....
221 \$ 1,500,000.00.

222 The funds appropriated in this section shall be derived from
223 the Education Enhancement Funds deposited pursuant to Section 27-
224 103-203(1), Mississippi Code of 1972.

225 SECTION 13. The following sum, or so much thereof as may be
226 necessary, is hereby appropriated out of any money in the
227 Education Enhancement Fund not otherwise appropriated, to the
228 State Board for Community and Junior Colleges for the purpose of

229 defraying the cost of servicing the debt on bonds issued for the
230 Education Technology Program at the community and junior colleges
231 for the fiscal year beginning July 1, 1999, and ending
232 June 30, 2000..... \$ 3,148,050.00.

233 The funds appropriated in this section shall be derived from
234 Education Enhancement Funds deposited pursuant to Section
235 27-103-203(1), Mississippi Code of 1972.

236 SECTION 14. The following sum, or so much thereof as may be
237 necessary, is hereby appropriated out of any money in the
238 Education Enhancement Fund not otherwise appropriated, to the
239 State Board for Community and Junior Colleges for the purpose of
240 making capital improvements to the grounds and facilities of the
241 community and junior colleges for the fiscal year beginning
242 July 1, 1999, and ending June 30, 2000..... \$ 1,500,000.00.

243 The funds appropriated in this section shall be derived from
244 Education Enhancement Funds deposited pursuant to Section
245 27-103-203(1), Mississippi Code of 1972.

246 The funds appropriated in this section shall be allocated as
247 follows:

248 (1) One-half (1/2) divided equally among the fifteen
249 (15) public community and junior colleges.

250 (2) One-half (1/2) divided upon the basis of the number of
251 full-time academic, technical and vocational public community and
252 junior college students actually enrolled and in attendance on the
253 last day of the sixth week of the fall semester or its equivalent
254 of the preceding year counting only those students who reside
255 within the State of Mississippi.

256 SECTION 15. Of the funds appropriated under the provisions
257 of this act, it is the intention of the Legislature that the
258 amount of Nine Million Fifty-six Thousand Five Hundred Forty-one
259 Dollars (\$9,056,541.00) shall be used to award salary increases
260 for faculty of the public community and junior colleges and the
261 amount of Seven Million One Hundred Fifteen Thousand Eight Hundred

262 Fifty-three Dollars (\$7,115,853.00) shall be used to award salary
263 increases for non-faculty staff.

264 SECTION 16. Of the funds appropriated in Sections 1 (2),
265 2 (2), 3 (2), and 4 (2), Twenty-eight Million Five Hundred Twenty-
266 three Thousand Three Hundred Seventy-three Dollars
267 (\$28,523,373.00) shall be derived from Education Enhancement Funds
268 deposited pursuant to Sections 27-65-75 and 27-67-31, Mississippi
269 Code of 1972 and Fourteen Million One Hundred Fourteen Thousand
270 Seven Hundred Four Dollars (\$14,114,704.00) shall be derived from
271 Education Enhancement Funds deposited pursuant to Section
272 27-103-203(1), Mississippi Code of 1972.

273 SECTION 17. Should revenues generated and deposited to the
274 Education Enhancement Fund pursuant to Section 27-103-203 (1),
275 Mississippi Code of 1972, and apportioned pursuant to Section
276 37-61-33 (6), Mississippi Code of 1972, fall below funds
277 appropriated herein from said source, the State Board for
278 Community and Junior Colleges shall notify the Department of
279 Finance and Administration as to which allotments shall be reduced
280 to insure that expenditures do not exceed actual revenues.

281 SECTION 18. A Mississippi Prepaid Affordable College Tuition
282 (MPACT) program beneficiary shall be considered a Mississippi
283 resident for the purposes of participating in this appropriation
284 regardless of the beneficiary's residence on the date of
285 enrollment, as set out in Mississippi Code Annotated, Section
286 37-155-5(d)(iii).

287 SECTION 19. In compliance with the "Mississippi Performance
288 Budget and Strategic Planning Act of 1994," it is the intent of
289 the Legislature that the funds provided herein shall be utilized
290 in the most efficient and effective manner possible to achieve the
291 intended mission of this agency. Based on the funding authorized,
292 this agency shall make every effort to attain the targeted
293 performance measures provided below:

294 Performance Measures FY2000 Target

295 INSTRUCTION

296 Cumulative grade point averages of
297 community college transfer students
298 attending State Institutions of Higher
299 Learning will equal or exceed the
300 Grade Point Averages earned by native
301 students in the same university system
302 (GPA based on a 4.0 scale) 2.70
303 Average range of class size (Students/Class) 16-30
304 Percentage of community/junior college
305 associate degree nursing graduates who
306 pass the state board nursing exam on the
307 first write (%) 95.16%
308 Percentage of full-time and adjunct (part-
309 time) faculty who met the criteria for
310 academic and professional preparation (%) 99.95%
311 Percentage of vocational-technical students
312 who complete or exit a program and are
313 considered positively placed (%) 83.90%
314 Total cost per full-time equivalent student (\$) \$5,000.00

315 PHYSICAL PLANT OPERATION

316 Percentage of community/junior colleges with a
317 written comprehensive safety and health
318 program implemented to ensure safe working
319 conditions and practices (%) 100%
320 Number of student injuries on community and
321 junior college grounds (Students) 118 or less
322 Number of employee injuries on community and
323 junior college grounds (Employees) 102 or less

324 A reporting of the degree to which the performance targets
325 set above have been or are being achieved shall be provided in the
326 agency's budget request submitted to the Joint Legislative Budget
327 Committee for Fiscal Year 2001.

328 SECTION 20. The following sum, or so much thereof as may be
329 necessary, is hereby appropriated out of any money in the State
330 General Fund not otherwise appropriated, to the State Board for
331 Community and Junior Colleges for the purpose of defraying the
332 cost of the Golden Triangle Education Center for Manufacturing
333 Technology, for the fiscal year beginning July 1, 1999, and ending
334 June 30, 2000..... \$ 100,000.00.

335 SECTION 21. The following sum, or so much thereof as may be
336 necessary, is hereby reappropriated out of any money in the
337 Education Enhancement Fund No. 4302 in the State Treasury to the
338 credit of the Public Community and Junior Colleges, for the fiscal
339 year beginning July 1, 1999, and ending June 30, 2000.....
340 \$ 750,000.00.

341 SECTION 22. The money herein appropriated shall be paid by
342 the State Treasurer out of any money in the State Treasury to the
343 credit of the proper fund or funds as set forth in this act, upon
344 warrants issued by the State Fiscal Officer; and the State Fiscal
345 Officer shall issue his warrants upon requisitions signed by the
346 proper person, officer or officers in the manner provided by law.

347 SECTION 23. This act shall take effect and be in force from
348 and after July 1, 1999.