

**REPORT OF CONFERENCE COMMITTEE**

**MR. PRESIDENT AND MR. SPEAKER:**

**We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:**

S.B. No. 3136: Appropriation; IHL - General Support - Consol.

**We, therefore, respectfully submit the following report and recommendation:**

**1. That the House recede from its Amendment No. 1.**

**2. That the Senate and House adopt the following amendment:**

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

8 SECTION 1. The following sums of money, or so much thereof  
9 as may be necessary, are hereby appropriated out of any money in  
10 the State General Fund not otherwise appropriated, to the Board of  
11 Trustees of State Institutions of Higher Learning for the purpose  
12 of support, maintenance, affirmative action plan, interest funds  
13 and repairs at the state-supported institutions of higher  
14 learning; for support of Mississippi State University, Mississippi  
15 State Chemical Laboratory, Water Resources Institute, The  
16 University of Mississippi, Mississippi Law Research Institute,  
17 Teacher Corps, Jackson State University Urban Research Center,  
18 Mississippi Mineral Resources Research Institute, Research  
19 Institute of Pharmaceutical Sciences, the Supercomputer, the  
20 Stennis Institute of Government, Mississippi University for Women,  
21 University of Southern Mississippi, Gulf Coast Research  
22 Laboratory, Polymer Institute, Small Business Development Center,  
23 Stennis Center for Higher Learning, Space Commerce Initiative,  
24 Delta State University, Alcorn State University, Jackson State  
25 University, Mississippi Valley State University, the Commission  
26 for Volunteer Services and the executive office of the board of  
27 trustees for the fiscal year beginning July 1, 1999, and ending  
28 June 30, 2000..... \$ 311,314,821.00.

29 SECTION 2. The following sums of money, or so much thereof  
30 as may be necessary, are hereby appropriated out of the proceeds  
31 from any federal, student fees or other special source funds not

32 otherwise appropriated, to the Board of Trustees of State  
33 Institutions of Higher Learning for the purpose of support of  
34 Mississippi State University, Mississippi State Chemical  
35 Laboratory, Water Resources Institute, Mississippi Alcohol Safety  
36 Education Program, The University of Mississippi, Mississippi Law  
37 Research Institute, Mississippi Small Business Development Center,  
38 Mississippi Mineral Resources Research Institute, Research  
39 Institute of Pharmaceutical Sciences, the Supercomputer,  
40 Mississippi University for Women, University of Southern  
41 Mississippi, Stennis Space Center's Center for Higher Learning,  
42 Gulf Coast Research Laboratory, Polymer Institute, Delta State  
43 University, Alcorn State University, Jackson State University,  
44 Jackson State University Urban Research Center, Mississippi Valley  
45 State University, the Commission for Volunteer Services and the  
46 executive office of the board of trustees for the fiscal year  
47 beginning July 1, 1999, and ending June 30, 2000.....  
48 ..... \$ 361,131,161.00.

49 SECTION 3. The following sum, or so much thereof as may be  
50 necessary, is hereby appropriated out of any money in the State  
51 Treasury to the credit of the:

52 Mississippi Alcohol Safety Education Program. . . \$ 150,000.00.  
53 State Court Education Program . . . . . \$1,947,284.00.

54 for the purpose of defraying the expenses incurred by said  
55 programs for the fiscal year beginning July 1, 1999, and ending  
56 June 30, 2000.

57 SECTION 4. The following sums, or so much thereof as may be  
58 necessary, is hereby appropriated out of any money in the Ayers  
59 Endowment Interest Fund, State Treasury Fund No. 3258, for the  
60 purposes as set out by the courts in the Ayers Case:

61 Alcorn State University. . . . . \$300,000.00  
62 Jackson State University . . . . . \$300,000.00  
63 Mississippi Valley State University. . . \$300,000.00

64 SECTION 5. Of the funds appropriated under the provisions of  
65 Sections 1 and 2 hereof, the following amounts, or so much thereof  
66 as may be necessary, shall be expended by the Board of Trustees of

67 State Institutions of Higher Learning for the purposes hereinafter  
68 set forth:

69 (1) Support:

70 (a) From State General Funds, for support  
71 of Mississippi State University, the  
72 University of Mississippi, Mississippi  
73 University for Women, University of  
74 Southern Mississippi, Delta State University,  
75 Alcorn State University, Jackson State  
76 University and Mississippi Valley State  
77 University, for the sum.....\$ 289,198,742.00.

78 (b) From State General Funds, for the support of  
79 Executive Office of the Board of Trustees for  
80 the sum of .....\$ 2,963,652.00.  
81 Mississippi State Chemical Laboratory for the  
82 sum of.....\$ 1,540,135.00.  
83 Mississippi Water Resources Institute for the  
84 sum of.....\$ 120,679.00.  
85 Mississippi Law Research Institute for the  
86 sum of.....\$ 725,105.00.  
87 Mississippi Mineral Resources Institute for  
88 the sum of.....\$ 571,281.00.  
89 Research Institute of Pharmaceutical Sciences  
90 for the sum of.....\$ 4,866,714.00.  
91 Jackson State University Urban Research  
92 Center for the sum of.....\$ 390,206.00.  
93 Gulf Coast Research Laboratory for the  
94 sum of.....\$ 3,698,928.00.  
95 Supercomputer for the sum  
96 of.....\$ 1,956,317.00.  
97 Mississippi Polymer Institute for  
98 the sum of.....\$ 604,362.00.  
99 Mississippi Small Business  
100 Development Center for the  
101 sum of.....\$ 530,460.00.

102 Stennis Space Center - Center for Higher  
 103 Learning for the sum of.....\$ 501,179.00.  
 104 Stennis Institute of Government for the  
 105 sum of .....\$ 336,149.00.  
 106 Commission for Volunteer Services for  
 107 the sum of.....\$ 110,912.00.  
 108 Stennis Space Center - Space Commerce  
 109 Initiative for the sum of....\$ 2,000,000.00.  
 110 Jackson State University for  
 111 enhancements to the Jackson State  
 112 University Business Administration  
 113 Doctoral program for the sum  
 114 of.....\$ 300,000.00.  
 115 Delta State University for  
 116 support of the Janice Wyatt  
 117 Summer Arts Program for the sum  
 118 of.....\$ 400,000.00.  
 119 MSU-Meridian Off-Campus for  
 120 enhancement of the institution's  
 121 per student appropriation for the  
 122 sum of.....\$ 500,000.00.

123 Of the funds appropriated under the provisions of Section 1,  
 124 and allocated to the Gulf Coast Research Laboratory, the Board of  
 125 Trustees of State Institutions of Higher Learning shall allocate  
 126 for Sea Grants matching One Hundred Seventy-five Thousand Dollars  
 127 (\$175,000.00) for the Fiscal Year 2000.

128 Provided further, it is the intention of the Legislature, in  
 129 the event budget reductions are imposed on the Gulf Coast Research  
 130 Laboratory by the Board of Trustees of State Institutions of  
 131 Higher Learning, as a result of the Governor ordering budget  
 132 reductions under the provisions of Sections 27-104-13 or  
 133 31-17-123, Mississippi Code of 1972, the same percent reduction  
 134 will be applied to those state funds identified in this section  
 135 for Sea Grant match.

136 (c) From special funds, the following sum,

137 or so much thereof as may be necessary,  
138 is hereby authorized out of the proceeds  
139 derived from any federal funds, student  
140 fees or other special source funds  
141 which are collected by or otherwise  
142 become available for the support and  
143 maintenance of the eight (8) universities,  
144 institutes, laboratories, programs and  
145 executive office of the board of trustees....  
146 .....\$361,131,161.00.

147 It is the intent of the Legislature that  
148 the Board of Trustees of State Institutions of  
149 Higher Learning shall allocate funds to the  
150 off-campus centers based on a minimum rate  
151 of sixty-five percent (65%) of the on-campus cost  
152 of a full-time equivalent student. The on-campus  
153 distribution is to be determined without regard to  
154 the costs incurred by any one or more of them in  
155 the operation of off-campus degree completing  
156 centers' classes. Off-campus centers which  
157 are operated jointly by two (2) or more  
158 institutions, the amount allocated to such  
159 centers shall be prorated among the  
160 institutions jointly operating such  
161 centers based on the full-time equivalent  
162 enrollment of such centers.

163 (d) The board of trustees shall insure that  
164 the off-campus centers are not charged  
165 with any indirect or overhead cost  
166 prorated from any on-campus activity.  
167 It is the intent of the Legislature that  
168 the on-campus operations charge the  
169 off-campus centers with only actual direct  
170 charges.

171 (e) Of the funds appropriated in Section 1 and

172 allocated in Section 5(1)(a), the amount of  
173 One Hundred Fifty-seven Thousand Five Hundred  
174 Dollars (\$157,500.00) shall be used for the  
175 promotion and expenses of the Mississippi  
176 Governor's School for the Gifted and  
177 Talented.

178 Provided, however, that the Board  
179 of Trustees of State Institutions of Higher  
180 Learning shall develop the governing policy  
181 for faculty, course content and facilities  
182 selection on a competitive basis from all  
183 Mississippi senior colleges and universities.  
184 The Mississippi Governor's School for the  
185 Gifted and Talented shall accept not less than  
186 one (1) high school student nominee from each  
187 accredited high school in Mississippi. The  
188 nominees, selected under criteria developed  
189 and adopted by the Board of Trustees of State  
190 Institutions of Higher Learning, shall  
191 be provided a three-week tuition-free  
192 program.

193 The Board of Trustees of State Institutions  
194 of Higher Learning shall compile and publish  
195 the report of the statewide evaluation  
196 committee on the leadership impact of graduates  
197 of this school. This report is to be a  
198 continuing study on the youthful leadership of  
199 the state.

200 (f) Of the funds appropriated in Section 1 and  
201 allocated in Section 5(1)(a), the amount of  
202 Two Hundred Thousand Dollars (\$200,000.00)  
203 shall be used for the promotion and expenses  
204 of the Teacher Corps.

205 (g) It is the intent of the Legislature that  
206 no general funds authorized to be expended

207                   herein shall be used to replace federal funds  
208                   and/or other special funds which are being used  
209                   for salaries authorized under the provisions of  
210                   this act and which are withdrawn and no longer  
211                   available.

212           (h) After the Mississippi State Chemical Laboratory  
213           has provided the maximum amount of services  
214           which may be provided free of charge under the  
215           provisions of Section 57-21-11(c), Mississippi  
216           Code of 1972, the laboratory shall not provide  
217           any additional services from the funds  
218           appropriated under the provisions of Sections  
219           1 and 2 if any charges for such services  
220           previously provided are more than ninety (90)  
221           days past due. After all such delinquent  
222           charges have been paid by a client, the  
223           laboratory may provide additional services to  
224           the client.

225           (2) Of the funds appropriated in Section 1 and  
226           allocated in Section 5(1)(a), the following amounts  
227           shall be used as set forth:

228           (a) For Mississippi State University as interest  
229           on agricultural land script fund and  
230           interest on sale of university land, the  
231           sum of.....\$ 14,387.00.

232           (b) For the University of Mississippi as  
233           interest on original seminary fund, the  
234           sum of.....\$ 32,643.00.

235           (c) For the University of Mississippi as  
236           interest on 1904 land grant fund, the  
237           sum of.....\$ 9,965.00.

238           (d) For the University of Mississippi as  
239           interest on LaBauve Fund, the sum  
240           of.....\$ 1,420.00.

241           (e) For Mississippi University for Women

242 as interest on funds paid into the  
243 State Treasury as proceeds of sale of  
244 land donated to the Industrial Institute  
245 and College by the United States  
246 Government, the sum of.....\$ 9,389.00.

247 (f) For Alcorn State University as interest  
248 on land script and land sales funds,  
249 the sum of.....\$ 12,592.00.

250 SECTION 6. Of the funds appropriated in Section 2 and  
251 authorized for expenditure in Section 5(1)(c), the following  
252 amounts shall be derived from Education Enhancement Funds  
253 deposited pursuant to Sections 27-65-75 and 27-67-31, Mississippi  
254 Code of 1972:

255 On-campus and off-campus support of Mississippi  
256 State University, the University of Mississippi,  
257 Mississippi University for Women, University of  
258 Southern Mississippi, Delta State University, Alcorn  
259 State University, Jackson State University, and  
260 Mississippi Valley State University to be allocated  
261 based upon the same manner as in Fiscal Year 1999 for  
262 the sum of .....\$ 26,982,223.00.

263 Salary increases for on-campus and off-campus  
264 faculty and staff of Mississippi State University,  
265 the University of Mississippi, Mississippi University  
266 for Women, University of Southern Mississippi, Delta State  
267 University, Alcorn State University, Jackson State  
268 University, and Mississippi Valley State University for  
269 the sum of ..... \$ 5,110,750.00.

270 Executive Office of the Board of Trustees  
271 for the sum of.....\$ 156,400.00.

272 Mississippi State Chemical Laboratory for the  
273 sum of.....\$ 170,100.00.

274 Mississippi Water Resources Institute for  
275 the sum of.....\$ 9,200.00.

276 Mississippi Law Research Institute for



277 the sum of.....\$ 35,000.00.  
 278 Mississippi Mineral Resources Institute  
 279 for the sum of.....\$ 25,300.00.  
 280 Research Institute of Pharmaceutical  
 281 Sciences for the sum of.....\$ 105,800.00.  
 282 Stennis Institute of Government for the sum  
 283 of.....\$ 49,000.00.  
 284 Commission on Volunteer Services for  
 285 the sum of.....\$ 97,000.00.  
 286 Gulf Coast Research Laboratory for the  
 287 sum of.....\$ 207,000.00.  
 288 TOTAL.....\$ 32,947,773.00.

289 SECTION 7. Of the funds appropriated in Section 2 and  
 290 authorized for expenditure in Section 5(1)(c), the following  
 291 amounts shall be derived from Education Enhancement Funds  
 292 deposited pursuant to Section 27-103-203(1), Mississippi Code of  
 293 1972:

294 On-campus and off-campus support of Mississippi  
 295 State University, the University of Mississippi,  
 296 Mississippi University for Women, University of  
 297 Southern Mississippi, Delta State University,  
 298 Alcorn State University, Jackson State University,  
 299 and Mississippi Valley State University to be  
 300 allocated based upon Fiscal Year 1999 pro rata base  
 301 percentages for the sum of..... \$ 17,422,705.00.  
 302 Salary increases for on-campus and off-campus faculty  
 303 and staff of Mississippi State University, the University  
 304 of Mississippi, Mississippi University for Women,  
 305 University of Southern Mississippi, Delta State University,  
 306 Alcorn State University, Jackson State University, and  
 307 Mississippi Valley State University for the sum of.....  
 308 ..... \$ 5,764,921.00.  
 309 Stennis Institute of Government, for the sum of.....  
 310 ..... \$ 20,000.00.  
 311 TOTAL..... \$ 23,207,626.00.

312 SECTION 8. Of the funds appropriated in Sections 1, 2 and 4  
313 and authorized for expenditure in Sections 4, 5 (1) (a) and 7, the  
314 following amount, or so much thereof as may be necessary, shall be  
315 expended by the Board of Trustees of State Institutions of Higher  
316 Learning for the purpose of defraying the costs associated with  
317 Ayers-related programs at Alcorn State University, Jackson State  
318 University and Mississippi Valley State University, the  
319 court-appointed monitor, interest on the Ayers Endowment Fund and  
320 Ayers-related studies or any other Ayers-related activities.....  
321 ..... \$ 11,172,908.00.

322 SECTION 9. The following sums, or so much thereof as may be  
323 necessary, are hereby reappropriated out of any money in Treasury  
324 Fund Number 3258 - Ayers Endowment Interest Fund to the credit of  
325 the State Board of Institutions of Higher Learning for purposes  
326 set out by the courts in the Ayers Case pursuant to Senate Bill  
327 3206, 1998 Regular Session, for the fiscal year beginning July 1,  
328 1999, and ending June 30, 2000:

329	Alcorn State University .....	\$ 255,500.00
330	Mississippi State University .....	<u>200,000.00</u>
331	Total .....	\$ 455,500.00

332 Notwithstanding the amount reappropriated under the  
333 provisions of this section, in no event shall the amount expended  
334 exceed the balance as of June 30, 1999, or change the purpose for  
335 which the funds were originally authorized.

336 SECTION 10. In the event that the United States District  
337 Court, the Board of Trustees of State Institutions of Higher  
338 Learning, or the Legislature authorizes the expansion of academic  
339 program offerings at the University of Southern Mississippi - Gulf  
340 Coast to include lower division courses which would, in effect,  
341 make the Gulf Coast campus a four-year institution, it is the  
342 intention of the Legislature to provide not less than Five Hundred  
343 Thousand Dollars (\$500,000.00) during the 2000 Legislative Session  
344 for the support of this expansion.

345 SECTION 11. It is the intention of the Legislature that the  
346 Board of Trustees of State Institutions of Higher Learning shall

347 first use special funds to the greatest extent possible to defray  
348 the costs of providing remediation at the state-supported  
349 institutions of higher learning.

350 SECTION 12. None of the funds appropriated by this act shall  
351 be expended for any purpose that is not actually required or  
352 necessary for performing any of the powers or duties of the Board  
353 of Trustees of State Institutions of Higher Learning, or any of  
354 the powers or duties of any institution under the jurisdiction of  
355 the board of trustees, that are authorized by the Mississippi  
356 Constitution of 1890, state or federal law, or rules or  
357 regulations that implement state or federal law.

358 SECTION 13. The Board of Trustees of State Institutions of  
359 Higher Learning shall submit to the Committee on Appropriations of  
360 both houses of the Mississippi Legislature by January 1, 2000, a  
361 consolidated report for all the several institutions under its  
362 jurisdiction, on forms and in a manner to be prescribed by the  
363 Legislative Budget Committee, which reflects the anticipated  
364 current restricted fund revenues for the 2000 fiscal year, and the  
365 budgeted use of such current restricted funds by major object  
366 category. For purposes of this section, the term "current  
367 restricted funds" shall be defined as those public funds available  
368 for financing university operations which are limited by the  
369 donor, or by an agency external to the Board of Trustees of State  
370 Institutions of Higher Learning, to specific purposes, programs,  
371 departments or schools, but shall not include endowment funds or  
372 private gifts exempted under the provisions of Section 27-103-5,  
373 Mississippi Code of 1972.

374 SECTION 14. It is the intention of the Legislature that the  
375 budget requests of the individual institutes, laboratories and  
376 programs consolidated in this bill for Fiscal Year 2001 shall be  
377 submitted to the Joint Legislative Budget Committee in a format  
378 and level of detail comparable to the format and level of detail  
379 provided during the Fiscal Year 2000 budget request process.

380 SECTION 15. It is the intention of the Legislature that the  
381 Board of Trustees of State Institutions of Higher Learning

382 continue to review, and eliminate when possible, duplicating  
383 programs and degrees in the existing institutions of higher  
384 learning in this state.

385 SECTION 16. No state appropriations or student tuition and  
386 fee receipts, except those specifically charged for the provision  
387 of the services, shall be used to support auxiliary enterprises,  
388 with the exception of intercollegiate athletics at a level  
389 designated by the board of trustees. It is the intent of the  
390 Legislature that auxiliary enterprises shall be self-supporting;  
391 and that deficits not be taken from funds intended for instruction  
392 and academic programs.

393 SECTION 17. However, none of the funds herein appropriated  
394 shall be spent to defray tuition cost or subsidize in any way the  
395 direct cost of education, ordinarily paid by the student, of any  
396 nonresident alien enrolled in any state-supported institution of  
397 higher learning in the State of Mississippi. However, this will  
398 not apply to any nonresident alien student if the United States  
399 has a reciprocal agreement with their country on subsidizing the  
400 education of a United States citizen student.

401 SECTION 18. The Board of Trustees shall report yearly to the  
402 Legislature the institution compliance with Section 97-11-51,  
403 Mississippi Code of 1972, which prohibits deficit spending.

404 SECTION 19. Any funds appropriated pursuant to this act and  
405 paid as a fee to or deposited in a financial institution shall be  
406 in compliance with Section 109 of the Constitution of the State of  
407 Mississippi and Section 25-4-103, Mississippi Code of 1972.

408 SECTION 20. Should revenues generated and deposited to the  
409 Education Enhancement Fund pursuant to Section 27-103-203(1),  
410 Mississippi Code of 1972, fall below funds appropriated herein  
411 from said source, the Board of Trustees of State Institutions of  
412 Higher Learning shall notify the Department of Finance and  
413 Administration as to which allotments shall be reduced to insure  
414 that expenditures do not exceed actual revenues.

415 SECTION 21. In compliance with the "Mississippi Performance  
416 Budget and Strategic Planning Act of 1994," it is the intent of

417 the Legislature that the funds provided herein shall be utilized  
 418 in the most efficient and effective manner possible to achieve the  
 419 intended mission of this agency. Based on the funding authorized,  
 420 this agency shall make every effort to attain the targeted  
 421 performance measures provided below:

<u>Performance Measures</u>	<u>FY2000 Target</u>
423 INSTRUCTION	
424       Maintain a Freshman (first time, 425               full time) Cohort Retention 426       Rate from Fall to Fall that 427       is 70% or above (%)	70%
428       Maintain a Freshman (first time, 429               full time) Cohort Undergraduate 430       Graduation Rate after Six 431       Years that Is 40% or above (%)	40%
432       Increase in Other Race Personnel 433       with Academic Rank (%)	Increase by 1%
434       Increase in Number of Personnel with 435       Academic Rank who hold Terminal 436       Degrees (Includes Doctorate and 437       First Professional Degrees) (%)	Increase by 1%
438 RESEARCH	
439       Change in Expenditures of Unrestricted 440       E & G Funds for Research (%)	Increase by 1%
441 PUBLIC SERVICE	
442       Change in Expenditures of Unrestricted 443       E & G Funds for Public Service (%)	Increase by 1%
444 ACADEMIC SUPPORT	
445       Strive to Reach the Average 446       Expenditures for Libraries as 447       listed in the American Library 448       Association Standards for Academic 449       and Research Libraries (%)	Increase by 0.5%
450       Increase the Expenditure of 451       unrestricted E & G Funds per	

452           Fall Full Time Equivalent Student  
453           for Academic Technical Support (%) Increase by 2%  
454 STUDENT SERVICES  
455         Increase the Expenditures of  
456           Unrestricted E & G Funds for  
457           Undergraduate Admissions/  
458           Records (%) Increase by 1%  
459         Increase the Expenditures of  
460           Unrestricted E & G Funds for  
461           Undergraduate Financial Aid (%) Increase by 1%  
462 INSTITUTIONAL SUPPORT  
463         Increase the Expenditures of  
464           Unrestricted E & G Funds for  
465           Institutional Support per Fall  
466           Full Time Equivalent Student (%) Increase by 1%  
467 OPERATION AND MAINTENANCE  
468         Increase the Expenditures of  
469           Unrestricted E & G Funds for  
470           Upkeep Cost per Acre of Grounds  
471           (core on- and off-campus)  
472           Maintained (%) Increase by 0.5%  
473         Increase the Expenditures of  
474           Unrestricted E & G Funds for  
475           Operation and Maintenance Cost  
476           per Square Feet of Building  
477           (on- and off-campus) (%) Increase by 0.5%  
478 SCHOLARSHIPS  
479         Change in Number of Students  
480           Receiving Scholarship Dollars  
481           from Unrestricted E & G Funds  
482           (%) Maintain Current  
483   Level - Change of 0%  
484         Change in Amount of Scholarship  
485           Dollars Awarded from Unrestricted  
486           E & G Funds (%) Maintain Current

487 Level - Change of 0%

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

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

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

CONFEREES FOR THE SENATE:

CONFEREES FOR THE HOUSE:

X \_\_\_\_\_  
Dick Hall

X \_\_\_\_\_  
Charlie Capps, Jr.

\_\_\_\_\_  
Terry L. Jordan

X \_\_\_\_\_  
Ed Perry

X \_\_\_\_\_  
Willie Simmons

X \_\_\_\_\_  
Diane C. Peranich