

*****Adopted***
AMENDMENT No. 1 PROPOSED TO**

Senate Bill NO. 3256

By Representative(s) Committee

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

10

11 SECTION 1. The following sums of money, or so much thereof
12 as may be necessary, are hereby appropriated out of any money in
13 the State General Fund not otherwise appropriated, to the Board of
14 Trustees of State Institutions of Higher Learning for the purpose
15 of support, maintenance, affirmative action plan, interest funds
16 and repairs at the state-supported institutions of higher
17 learning; for support of Mississippi State University, Mississippi
18 State Chemical Laboratory, Water Resources Institute, University
19 of Mississippi, Mississippi Law Research Institute, Teacher
20 Corps, Jackson State University Urban Research Center, Mississippi
21 Mineral Resources Research Institute, Research Institute of
22 Pharmaceutical Sciences, the Supercomputer, the Stennis Institute
23 of Government, Mississippi University for Women, University of
24 Southern Mississippi, Gulf Coast Research Laboratory, Polymer
25 Institute, Small Business Development Center, Stennis Center for
26 Higher Learning, Delta State University, Alcorn State University,
27 Jackson State University, Mississippi Valley State University, the
28 Commission for Volunteer Services and the executive office of the
29 board of trustees for the fiscal year beginning July 1, 2000, and
30 ending June 30, 2001.....\$ 326,616,379.00.

31 SECTION 2. The following sums of money, or so much thereof
32as may be necessary, are hereby appropriated out of the proceeds
33from any federal, student fees or other special source funds not
34otherwise appropriated, to the Board of Trustees of State
35Institutions of Higher Learning for the purpose of support of
36Mississippi State University, Mississippi State Chemical
37Laboratory, Water Resources Institute, Mississippi Alcohol Safety
38Education Program, Stennis Institute of Government, University of
39Mississippi, Mississippi Law Research Institute, Mississippi Small
40Business Development Center, Mississippi Mineral Resources
41Research Institute, Research Institute of Pharmaceutical Sciences,
42the Supercomputer, Mississippi University for Women, University of
43Southern Mississippi, Stennis Space Center's Center for Higher
44Learning, Gulf Coast Research Laboratory, Polymer Institute, Delta
45State University, Alcorn State University, Jackson State
46University, Jackson State University Urban Research Center,
47Mississippi Valley State University, the Commission for Volunteer
48Services and the executive office of the board of trustees for the
49fiscal year beginning July 1, 2000, and ending June 30, 2001.....
50.....\$ 370,040,463.00.

51 SECTION 3. The following sum, or so much thereof as may be
52necessary, is hereby appropriated out of any money in the State
53Treasury to the credit of the:
54 Mississippi Alcohol Safety Education Program. . . \$ 150,000.00.
55 State Court Education Program \$2,007,658.00.
56 for the purpose of defraying the expenses incurred by said
57programs for the fiscal year beginning July 1, 2000, and ending
58June 30, 2001.

59 SECTION 4. The following sums, or so much thereof as may be
60necessary, is hereby appropriated out of any money in the Ayers
61Endowment Interest Fund, State Treasury Fund No. 3258, for the
62purposes as set out by the courts in the Ayers Case:
63 Alcorn State University. \$300,000.00
64 Jackson State University \$300,000.00
65 Mississippi Valley State University. . . \$300,000.00

66 SECTION 5. Of the funds appropriated under the provisions of
67 Sections 1 and 2 hereof, the following amounts, or so much thereof
68 as may be necessary, shall be expended by the Board of Trustees of
69 State Institutions of Higher Learning for the purposes hereinafter
70 set forth:

71 (1) Support:

72 (a) From State General Funds, for support
73 of Mississippi State University, the
74 University of Mississippi, Mississippi
75 University for Women, University of
76 Southern Mississippi, Delta State University,
77 Alcorn State University, Jackson State
78 University and Mississippi Valley State
79 University, for the sum.....\$ 305,542,983.00.

80 (b) From State General Funds, for the support of
81 Executive Office of the Board of Trustees for
82 the sum of.....\$ 2,969,244.00.
83 Mississippi State Chemical Laboratory for the
84 sum of.....\$ 1,543,790.00.
85 Mississippi Water Resources Institute for the
86 sum of.....\$ 120,679.00.
87 Mississippi Law Research Institute for the
88 sum of.....\$ 726,399.00.
89 Mississippi Mineral Resources Institute for
90 the sum of.....\$ 572,784.00.
91 Research Institute of Pharmaceutical Sciences
92 for the sum of.....\$ 4,878,160.00.
93 Jackson State University Urban Research
94 Center for the sum of.....\$ 390,782.00.
95 Gulf Coast Research Laboratory for the
96 sum of.....\$ 3,827,935.00.
97 Supercomputer for the sum
98 of.....\$ 1,957,046.00.
99 Mississippi Polymer Institute for
100 the sum of.....\$ 605,035.00.

101 Mississippi Small Business
 102 Development Center for the
 103 sum of.....\$ 531,189.00.
 104 Stennis Space Center - Center for Higher
 105 Learning for the sum of.....\$ 501,660.00.
 106 Stennis Institute of Government for the
 107 sum of.....\$ 337,013.00.
 108 Commission for Volunteer Services for
 109 the sum of.....\$ 111,680.00.
 110 Stennis Space Center - Space Commerce
 111 Initiative for the sum of.....\$ 2,000,000.00.

112 Of the funds appropriated under the provisions of Section 1,
 113 and allocated to the Gulf Coast Research Laboratory, the Board of
 114 Trustees of State Institutions of Higher Learning shall allocate
 115 for Sea Grants matching One Hundred Seventy-five Thousand Dollars
 116 (\$175,000.00) for the Fiscal Year 2001.

117 Provided further, it is the intention of the Legislature, in
 118 the event budget reductions are imposed on the Gulf Coast Research
 119 Laboratory by the Board of Trustees of State Institutions of
 120 Higher Learning, as a result of the Governor ordering budget
 121 reductions under the provisions of Sections 27-104-13 or
 122 31-17-123, Mississippi Code of 1972, the same percent reduction
 123 will be applied to those state funds identified in this section
 124 for Sea Grant match.

125 (c) From special funds, the following sum,
 126 or so much thereof as may be necessary,
 127 is hereby authorized out of the proceeds
 128 derived from any federal funds, student
 129 fees or other special source funds
 130 which are collected by or otherwise
 131 become available for the support and
 132 maintenance of the eight (8) universities,
 133 institutes, laboratories, programs and
 134 executive office of the board of trustees....
 135\$370,040,463.00.

136 It is the intent of the Legislature that
137 the Board of Trustees of State Institutions of
138 Higher Learning shall allocate funds to the
139 off-campus centers based on a minimum rate
140 of sixty-five percent (65%) of the on-campus cost
141 of a full-time equivalent student. The on-campus
142 distribution is to be determined without regard to
143 the costs incurred by any one or more of them in
144 the operation of off-campus degree completing
145 centers' classes. Off-campus centers which
146 are operated jointly by two (2) or more
147 institutions, the amount allocated to such
148 centers shall be prorated among the
149 institutions jointly operating such
150 centers based on the full-time equivalent
151 enrollment of such centers.

152 (d) The board of trustees shall insure that
153 the off-campus centers are not charged
154 with any indirect or overhead cost
155 prorated from any on-campus activity.

156 It is the intent of the Legislature that
157 the on-campus operations charge the
158 off-campus centers with only actual direct
159 charges.

160 (e) Of the funds appropriated in Section 1 and
161 allocated in Section 5(1)(a), the amount of
162 One Hundred Fifty-seven Thousand Five Hundred
163 Dollars (\$157,500.00) shall be used for the
164 promotion and expenses of the Mississippi
165 Governor's School for the Gifted and
166 Talented.

167 Provided, however, that the Board
168 of Trustees of State Institutions of Higher
169 Learning shall develop the governing policy
170 for faculty, course content and facilities

171 selection on a competitive basis from all
172 Mississippi senior colleges and universities.
173 The Mississippi Governor's School for the
174 Gifted and Talented shall accept not less than
175 one (1) high school student nominee from each
176 accredited high school in Mississippi. The
177 nominees, selected under criteria developed
178 and adopted by the Board of Trustees of State
179 Institutions of Higher Learning, shall
180 be provided a three-week tuition-free
181 program.

182 The Board of Trustees of State Institutions
183 of Higher Learning shall compile and publish
184 the report of the statewide evaluation
185 committee on the leadership impact of graduates
186 of this school. This report is to be a
187 continuing study on the youthful leadership of
188 the state.

189 (f) Of the funds appropriated in Section 1 and
190 allocated in Section 5(1)(a), the amount of
191 Two Hundred Thousand Dollars (\$200,000.00)
192 shall be used for the promotion and expenses
193 of the Teacher Corps.

194 (g) It is the intent of the Legislature that
195 no general funds authorized to be expended
196 herein shall be used to replace federal funds
197 and/or other special funds which are being used
198 for salaries authorized under the provisions of
199 this act and which are withdrawn and no longer
200 available.

201 (h) After the Mississippi State Chemical Laboratory
202 has provided the maximum amount of services
203 which may be provided free of charge under the
204 provisions of Section 57-21-11(c), Mississippi
205 Code of 1972, the laboratory shall not provide

206 any additional services from the funds
207 appropriated under the provisions of Sections
208 1 and 2 if any charges for such services
209 previously provided are more than ninety (90)
210 days past due. After all such delinquent
211 charges have been paid by a client, the
212 laboratory may provide additional services to
213 the client.

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

217 (a) For Mississippi State University as interest
218 on agricultural land script fund and
219 interest on sale of university land, the
220 sum of.....\$ 14,387.00.

221 (b) For the University of Mississippi as
222 interest on original seminary fund, the
223 sum of.....\$ 32,643.00.

224 (c) For the University of Mississippi as
225 interest on 1904 land grant fund, the
226 sum of.....\$ 9,965.00.

227 (d) For the University of Mississippi as
228 interest on LaBauve Fund, the sum
229 of.....\$ 1,420.00.

230 (e) For Mississippi University for Women
231 as interest on funds paid into the
232 State Treasury as proceeds of sale of
233 land donated to the Industrial Institute
234 and College by the United States
235 Government, the sum of.....\$ 9,389.00.

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

239 SECTION 6. Of the funds appropriated in Section 2 and
240 authorized for expenditure in Section 5(1)(c), the following

241 amounts shall be derived from Education Enhancement Funds
242 deposited pursuant to Sections 27-65-75 and 27-67-31, Mississippi
243 Code of 1972:

244 On-campus and off-campus support of Mississippi
245 State University, the University of Mississippi,
246 Mississippi University for Women, University of
247 Southern Mississippi, Delta State University, Alcorn
248 State University, Jackson State University, and
249 Mississippi Valley State University to be
250 allocated based upon the same manner as in Fiscal
251 Year 2000, except where the Board of Trustees
252 of Institutions of Higher Learning may determine
253 that changes are necessary, for the sum
254 of.....\$ 34,480,242.00.
255 Executive Office of the Board of Trustees
256 for the sum of.....\$ 156,400.00.
257 Mississippi State Chemical Laboratory for the
258 sum of.....\$ 170,100.00.
259 Mississippi Water Resources Institute for
260 the sum of.....\$ 9,200.00.
261 Mississippi Law Research Institute for
262 the sum of.....\$ 35,000.00.
263 Mississippi Mineral Resources Institute
264 for the sum of.....\$ 25,300.00.
265 Research Institute of Pharmaceutical
266 Sciences for the sum of.....\$ 105,800.00.
267 Stennis Institute of Government for the sum
268 of.....\$ 49,000.00.
269 Commission on Volunteer Services for
270 the sum of.....\$ 97,000.00.
271 Gulf Coast Research Laboratory for the
272 sum of.....\$ 207,000.00.
273 TOTAL.....\$ 35,335,042.00.

274 SECTION 7. Of the funds appropriated in Section 2 and
275 authorized for expenditure in Section 5(1)(c), the following

276 amounts shall be derived from Education Enhancement Funds
277 deposited pursuant to Section 27-103-203(1), Mississippi Code of
278 1972:

279 On-campus and off-campus support of Mississippi
280 State University, the University of Mississippi,
281 Mississippi University for Women, University of
282 Southern Mississippi, Delta State University,
283 Alcorn State University, Jackson State University,
284 and Mississippi Valley State University to
285 be allocated based upon the same manner as in
286 Fiscal Year 2000, except where the Board of
287 Trustees of the Institutions of Higher Learning
288 may determine that changes are necessary, for the
289 sum of.....\$ 7,385,406.00.
290 Stennis Institute of Government, for the sum of
291\$ 10,467.00.
292 TOTAL.....\$ 7,395,873.00.

293 SECTION 8. Of the funds appropriated in Sections 1, 2 and 4
294 and authorized for expenditure in Sections 4, 5 (1) (a) and 7, the
295 following amount, or so much thereof as may be necessary, shall be
296 expended by the Board of Trustees of State Institutions of Higher
297 Learning for the purpose of defraying the costs associated with
298 Ayers-related programs at Alcorn State University, Jackson State
299 University and Mississippi Valley State University, the
300 court-appointed monitor, interest on the Ayers Endowment Fund and
301 Ayers-related studies or any other Ayers-related activities.....
302\$ 18,372,908.00.

303 SECTION 9. It is the intention of the Legislature that the
304 Board of Trustees of State Institutions of Higher Learning shall
305 first use special funds to the greatest extent possible to defray
306 the costs of providing remediation at the state-supported
307 institutions of higher learning.

308 SECTION 10. None of the funds appropriated by this act shall
309 be expended for any purpose that is not actually required or
310 necessary for performing any of the powers or duties of the Board

311of Trustees of State Institutions of Higher Learning, or any of
312the powers or duties of any institution under the jurisdiction of
313the board of trustees, that are authorized by the Mississippi
314Constitution of 1890, state or federal law, or rules or
315regulations that implement state or federal law.

316 SECTION 11. The Board of Trustees of State Institutions of
317Higher Learning shall submit to the Committee on Appropriations of
318both houses of the Mississippi Legislature by January 1, 2001, a
319consolidated report for all the several institutions under its
320jurisdiction, on forms and in a manner to be prescribed by the
321Legislative Budget Committee, which reflects the anticipated
322current restricted fund revenues for the 2001 fiscal year, and the
323budgeted use of such current restricted funds by major object
324category. For purposes of this section, the term "current
325restricted funds" shall be defined as those public funds available
326for financing university operations which are limited by the
327donor, or by an agency external to the Board of Trustees of State
328Institutions of Higher Learning, to specific purposes, programs,
329departments or schools, but shall not include endowment funds or
330private gifts exempted under the provisions of Section 27-103-5,
331Mississippi Code of 1972.

332 SECTION 12. It is the intention of the Legislature that the
333budget requests of the individual institutes, laboratories and
334programs consolidated in this bill for Fiscal Year 2002 shall be
335submitted to the Joint Legislative Budget Committee in a format
336and level of detail comparable to the format and level of detail
337provided during the Fiscal Year 2001 budget request process.

338 SECTION 13. It is the intention of the Legislature that the
339Board of Trustees of State Institutions of Higher Learning
340continue to review, and eliminate when possible, duplicating
341programs and degrees in the existing institutions of higher
342learning in this state.

343 SECTION 14. No state appropriations or student tuition and
344fee receipts, except those specifically charged for the provision
345of the services, shall be used to support auxiliary enterprises,

346with the exception of intercollegiate athletics at a level
347designated by the board of trustees. It is the intent of the
348Legislature that auxiliary enterprises shall be self-supporting;
349and that deficits not be taken from funds intended for instruction
350and academic programs.

351 SECTION 15. However, none of the funds herein appropriated
352shall be spent to defray tuition cost or subsidize in any way the
353direct cost of education, ordinarily paid by the student, of any
354nonresident alien enrolled in any state-supported institution of
355higher learning in the State of Mississippi. However, this will
356not apply to any nonresident alien student if the United States
357has a reciprocal agreement with their country on subsidizing the
358education of a United States citizen student.

359 SECTION 16. The Board of Trustees shall report yearly to the
360Legislature the institution compliance with Section 97-11-51,
361Mississippi Code of 1972, which prohibits deficit spending.

362 SECTION 17. Any funds appropriated pursuant to this act and
363paid as a fee to or deposited in a financial institution shall be
364in compliance with Section 109 of the Constitution of the State of
365Mississippi and Section 25-4-103, Mississippi Code of 1972.

366 SECTION 18. Should revenues generated and deposited to the
367Education Enhancement Fund pursuant to Section 27-103-203(1),
368Mississippi Code of 1972, fall below funds appropriated herein
369from said source, the Board of Trustees of State Institutions of
370Higher Learning shall notify the Department of Finance and
371Administration as to which allotments shall be reduced to insure
372that expenditures do not exceed actual revenues.

373 SECTION 19. In compliance with the "Mississippi Performance
374Budget and Strategic Planning Act of 1994," it is the intent of
375the Legislature that the funds provided herein shall be utilized
376in the most efficient and effective manner possible to achieve the
377intended mission of this agency. Based on the funding authorized,
378this agency shall make every effort to attain the targeted
379performance measures provided below:

380

FY2001

<u>381 Performance Measures</u>	<u>Target</u>
382 Instruction	
383 Maintain a Freshman (first-time, full-time)	
384 Cohort Retention rate from fall to fall	
385 that is 70% or above (%)	70.00
386 Maintain a Freshman (first-time, full-time)	
387 Cohort Graduation rate after six years	
388 that is 40% or above (%)	40.00
389 Increase in Other Race Personnel with	
390 Academic Rank (%)	1.00
391 Increase in Number of Personnel with	
392 Academic Rank who hold Terminal Degrees	
393 (Includes Doctorate & First Professional	
394 Degrees) (%)	1.00
395 Research	
396 Change in Expenditures of Unrestricted	
397 E&G Funds for Research (%)	1.00
398 Academic Support	
399 Strive to Reach the Average Expenditure for	
400 Libraries as listed in the American	
401 Library Association Standards for Academic	
402 & Research Libraries (%)	0.50
403 Increase the Expenditures of Unrestricted	
404 E&G Funds per Fall Full-time Equivalent	
405 Student for Academic Technical Support (%)	2.00
406 Student Services	
407 Increase the Expenditures of Unrestricted	
408 E&G Funds for Undergraduate Admissions &	
409 Records (%)	1.00
410 Increase the Expenditures of Unrestricted	
411 E&G Funds for Undergraduate Financial	
412 Aid (%)	1.00
413 Institutional Support	
414 Increase the Expenditures of Unrestricted	
415 E&G Funds for Institutional Support per	

451Officer shall issue his warrants upon requisitions signed by the
452proper person, officer or officers, in the manner provided by law.

453 SECTION 22. This act shall take effect and be in force from
454and after July 1, 2000.