

By: Senator(s) Gordon, Little, Chaney,
Burton, Frazier, Harden, Moffatt

To: Appropriations

SENATE BILL NO. 3118

1 AN ACT MAKING AN APPROPRIATION TO THE BOARD OF TRUSTEES OF
2 STATE INSTITUTIONS OF HIGHER LEARNING FOR SUPPORT OF THE EIGHT
3 UNIVERSITIES' DESIGNATED INSTITUTES, LABORATORIES AND PROGRAMS FOR
4 WHICH THEY ARE RESPONSIBLE AND THE EXECUTIVE OFFICE OF THE BOARD
5 OF TRUSTEES FOR FISCAL YEAR 2005; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** The following sums of money, or so much thereof
8 as may be necessary, are hereby appropriated out of any money in
9 the State General Fund not otherwise appropriated, to the Board of
10 Trustees of State Institutions of Higher Learning for the purpose
11 of support of the Mississippi State Chemical Laboratory, Water
12 Resources Institute, Mississippi Law Research Institute, Jackson
13 State University Urban Research Center, Mississippi Mineral
14 Resources Research Institute, Research Institute of Pharmaceutical
15 Sciences, the Supercomputer, the Stennis Institute of Government,
16 Gulf Coast Research Laboratory, Polymer Institute, Small Business
17 Development Center, Stennis Center for Higher Learning, the
18 Commission for Volunteer Services and the executive office of the
19 board of trustees for the fiscal year beginning July 1, 2004, and
20 ending June 30, 2005..... \$ 15,579,113.00.

21 **SECTION 2.** The following sums of money, or so much thereof
22 as may be necessary, are hereby appropriated out of the proceeds
23 from any federal, student fees or other special source funds not
24 otherwise appropriated, to the Board of Trustees of State
25 Institutions of Higher Learning for the purpose of support of
26 Mississippi State Chemical Laboratory, Water Resources Institute,
27 Mississippi Alcohol Safety Education Program, Stennis Institute of
28 Government, Mississippi Law Research Institute, Mississippi Small

29 Business Development Center, Mississippi Mineral Resources
 30 Research Institute, Research Institute of Pharmaceutical Sciences,
 31 the Supercomputer, Stennis Space Center's Center for Higher
 32 Learning, Gulf Coast Research Laboratory, Polymer Institute,
 33 Jackson State University Urban Research Center, the Commission for
 34 Volunteer Services and the executive office of the board of
 35 trustees for the fiscal year beginning July 1, 2004, and ending
 36 June 30, 2005..... \$ 47,334,045.00.

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

40 Mississippi Alcohol Safety Education Program...\$ 150,000.00
 41 State Court Education Program.....\$ 1,294,622.00

42 for the purpose of defraying the expenses incurred by said
 43 programs for the fiscal year beginning July 1, 2004, and ending
 44 June 30, 2005.

45 **SECTION 4.** Of the funds appropriated under the provisions of
 46 Sections 1 and 2 hereof, the following amounts, or so much thereof
 47 as may be necessary, shall be expended by the Board of Trustees of
 48 State Institutions of Higher Learning for the purposes hereinafter
 49 set forth:

50 (1) From State General Funds, for the support of:

51 Executive Office of the Board of Trustees for
 52 the sum of..... \$ 4,884,430.00.

53 Mississippi State Chemical Laboratory for the
 54 sum of..... \$ 1,160,935.00.

55 Mississippi Water Resources Institute for the
 56 sum of..... \$ 77,710.00.

57 Mississippi Law Research Institute for the
 58 sum of..... \$ 569,630.00.

59 Mississippi Mineral Resources Institute for
 60 the sum of..... \$ 358,547.00.

61 Research Institute of Pharmaceutical Sciences

62	for the sum of.....	\$	3,027,509.00.
63	Jackson State University Urban Research		
64	Center for the sum of.....	\$	151,239.00.
65	Gulf Coast Research Laboratory for the		
66	sum of.....	\$	2,953,276.00.
67	Supercomputer for the sum of.....	\$	958,801.00.
68	Mississippi Polymer Institute for		
69	the sum of.....	\$	423,834.00.
70	Mississippi Small Business Development		
71	Center for the sum of.....	\$	279,812.00.
72	Stennis Space Center - Center for Higher		
73	Learning for the sum of.....	\$	343,945.00.
74	Stennis Institute of Government for the		
75	sum of.....	\$	214,154.00.
76	Commission for Volunteer Services for		
77	the sum of.....	\$	175,291.00.
78	(2) From Special Funds, for the support of:		
79	Executive Office of the Board of Trustees for		
80	the sum of.....	\$	26,725,478.00.
81	Mississippi State Chemical Laboratory for the		
82	sum of.....	\$	390,000.00.
83	Mississippi Law Research Institute for the		
84	sum of.....	\$	434,685.00.
85	Mississippi Mineral Resources Institute for		
86	the sum of.....	\$	1,559,839.00.
87	Research Institute of Pharmaceutical Sciences		
88	for the sum of.....	\$	7,841,179.00.
89	Jackson State University Urban Research Center		
90	for the sum of.....	\$	1,135.00.
91	Gulf Coast Research Laboratory for the		
92	sum of.....	\$	1,882,402.00.
93	Mississippi State University-Alcohol Safety		
94	for the sum of.....	\$	1,078,839.00.

95 Mississippi Small Business Development
 96 Center for the sum of..... \$ 819,236.00.
 97 Stennis Institute of Government for the
 98 sum of..... \$ 76,283.00.
 99 Commission for Volunteer Services for
 100 the sum of..... \$ 6,524,969.00.

101 Of the funds appropriated under the provisions of Section 1,
 102 and allocated to the Gulf Coast Research Laboratory, the Board of
 103 Trustees of State Institutions of Higher Learning shall allocate
 104 for Sea Grants matching One Hundred Seventy-five Thousand Dollars
 105 (\$175,000.00) for the Fiscal Year 2005.

106 Provided further, it is the intention of the Legislature, in
 107 the event budget reductions are imposed on the Gulf Coast Research
 108 Laboratory by the Board of Trustees of State Institutions of
 109 Higher Learning, as a result of the Governor ordering budget
 110 reductions under the provisions of Section 27-104-13 or 31-17-123,
 111 Mississippi Code of 1972, the same percent reduction will be
 112 applied to those state funds identified in this section for Sea
 113 Grant match.

114 It is the intent of the Legislature that no general funds
 115 authorized to be expended herein shall be used to replace federal
 116 funds and/or other special funds which are being used for salaries
 117 authorized under the provisions of this act and which are
 118 withdrawn and no longer available.

119 After the Mississippi State Chemical Laboratory has provided
 120 the maximum amount of services which may be provided free of
 121 charge under the provisions of Section 57-21-11(c), Mississippi
 122 Code of 1972, the laboratory shall not provide any additional
 123 services from the funds appropriated under the provisions of
 124 Sections 1 and 2 if any charges for such services previously
 125 provided are more than ninety (90) days past due. After all such
 126 delinquent charges have been paid by a client, the laboratory may
 127 provide additional services to the client.

128 **SECTION 5.** Of the funds appropriated in Section 2 and
129 authorized for expenditure in Section 4(2), the following amounts
130 shall be derived from Education Enhancement Funds deposited
131 pursuant to Sections 27-65-75 and 27-67-31, Mississippi Code of
132 1972:

133 Executive Office of the Board of Trustees
134 for the sum of..... \$ 439,370.00.

135 **SECTION 6.** None of the funds appropriated by this act shall
136 be expended for any purpose that is not actually required or
137 necessary for performing any of the powers or duties of the Board
138 of Trustees of State Institutions of Higher Learning, or any of
139 the powers or duties of any institution under the jurisdiction of
140 the board of trustees, that are authorized by the Mississippi
141 Constitution of 1890, state or federal law, or rules or
142 regulations that implement state or federal law.

143 **SECTION 7.** It is the intention of the Legislature that the
144 budget requests of the individual institutes, laboratories and
145 programs consolidated in this bill for Fiscal Year 2006 shall be
146 submitted to the Joint Legislative Budget Committee in a format
147 and level of detail comparable to the format and level of detail
148 provided during the Fiscal Year 2005 budget request process.

149 **SECTION 8.** The Board of Trustees shall report yearly to the
150 Legislature the institution compliance with Section 97-11-51,
151 Mississippi Code of 1972, which prohibits deficit spending.

152 **SECTION 9.** Any funds appropriated pursuant to this act and
153 paid as a fee to or deposited in a financial institution shall be
154 in compliance with Section 109 of the Constitution of the State of
155 Mississippi and Section 25-4-103, Mississippi Code of 1972.

156 **SECTION 10.** The money herein appropriated shall be paid by
157 the State Treasurer out of any money in the State Treasury to the
158 credit of the proper fund or funds as set forth in this act, upon
159 warrants issued by the State Fiscal Officer; and the State Fiscal

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

162 **SECTION 11.** This act shall take effect and be in force from
163 and after July 1, 2004.