

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.