

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

To: Appropriations

SENATE BILL NO. 3118  
(As Sent to Governor)

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..... \$ 15,834,953.00.

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..... \$ 49,429,683.00.

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.....\$ 1,306,478.00

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..... \$ 4,939,342.00.

53 Mississippi State Chemical Laboratory for the  
54 sum of..... \$ 1,181,527.00.

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

57 Mississippi Law Research Institute for the  
58 sum of..... \$ 577,742.00.

59 Mississippi Mineral Resources Institute for  
60 the sum of..... \$ 369,155.00.

61 Research Institute of Pharmaceutical Sciences

62	for the sum of.....	\$	3,096,773.00.
63	Jackson State University Urban Research		
64	Center for the sum of.....	\$	153,735.00.
65	Gulf Coast Research Laboratory for the		
66	sum of.....	\$	3,011,932.00.
67	Supercomputer for the sum of.....	\$	966,913.00.
68	Mississippi Polymer Institute for		
69	the sum of.....	\$	426,954.00.
70	Mississippi Small Business Development		
71	Center for the sum of.....	\$	286,676.00.
72	Stennis Space Center - Center for Higher		
73	Learning for the sum of.....	\$	347,689.00.
74	Stennis Institute of Government for the		
75	sum of.....	\$	217,898.00.
76	Commission for Volunteer Services for		
77	the sum of.....	\$	180,907.00.
78	(2) From Special Funds, for the support of:		
79	Executive Office of the Board of Trustees for		
80	the sum of.....	\$	27,925,478.00.
81	Mississippi State Chemical Laboratory for the		
82	sum of.....	\$	648,055.00.
83	Mississippi Law Research Institute for the		
84	sum of.....	\$	434,685.00.
85	Mississippi Mineral Resources Institute for		
86	the sum of.....	\$	1,611,839.00.
87	Research Institute of Pharmaceutical Sciences		
88	for the sum of.....	\$	7,947,273.00.
89	Jackson State University Urban Research Center		
90	for the sum of.....	\$	101,854.00.
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.....	\$	1,098,183.00.

95 Mississippi Small Business Development  
 96 Center for the sum of..... \$ 819,236.00.  
 97 Stennis Institute of Government for the  
 98 sum of..... \$ 166,616.00.  
 99 Commission for Volunteer Services for  
 100 the sum of..... \$ 6,644,062.00.  
 101 Stennis Space Center - Center for Higher  
 102 Learning for the sum of..... \$ 150,000.00.

103 Of the funds appropriated under the provisions of Section 1,  
 104 and allocated to the Gulf Coast Research Laboratory, the Board of  
 105 Trustees of State Institutions of Higher Learning shall allocate  
 106 for Sea Grants matching One Hundred Seventy-five Thousand Dollars  
 107 (\$175,000.00) for the Fiscal Year 2005.

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

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

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

128 delinquent charges have been paid by a client, the laboratory may  
129 provide additional services to the client.

130       **SECTION 5.** Of the funds appropriated in Section 2 and  
131 authorized for expenditure in Section 4(2), the following amounts  
132 shall be derived from Education Enhancement Funds deposited  
133 pursuant to Sections 27-65-75 and 27-67-31, Mississippi Code of  
134 1972:

135           Executive Office of the Board of Trustees

136                   for the sum of..... \$       439,370.00.

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

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

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

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

158       **SECTION 10.** Of the funds appropriated in Section 2 and  
159 authorized for expenditure in Section 4(2), Two Million  
160 Seventy-six Thousand Two Hundred Ninety-four Dollars

161 (\$2,076,294.00) shall be derived from Budget Contingency Funds  
162 created in Section 27-103-301, Mississippi Code of 1972, to defray  
163 the expenses for the following:

164	Executive Office of the Board of	
165	Trustees for the sum of.....\$	1,200,000.00
166	Mississippi Mineral Resources Institute..\$	52,000.00
167	Mississippi State Chemical Laboratory....\$	258,055.00
168	Research Institute of Pharmaceutical	
169	Sciences.....\$	106,094.00
170	USM-Stennis Center for Higher	
171	Learning.....\$	150,000.00
172	Jackson State University Urban	
173	Research Center.....\$	100,719.00
174	Commission on Volunteer Services.....\$	119,093.00
175	Stennis Institute of Government.....\$	90,333.00

176 **SECTION 11.** The money herein appropriated shall be paid by  
177 the State Treasurer out of any money in the State Treasury to the  
178 credit of the proper fund or funds as set forth in this act, upon  
179 warrants issued by the State Fiscal Officer; and the State Fiscal  
180 Officer shall issue his warrants upon requisitions signed by the  
181 proper person, officer or officers, in the manner provided by law.

182 **SECTION 12.** This act shall take effect and be in force from  
183 and after July 1, 2004.