

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

To: Appropriations

SENATE BILL NO. 3122

1 AN ACT MAKING AN APPROPRIATION FOR THE AID AND SUPPORT OF THE  
2 PUBLIC COMMUNITY AND JUNIOR COLLEGES OF THE STATE OF MISSISSIPPI  
3 FOR FISCAL YEAR 2005.

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

5 **SECTION 1.** The following sum, or so much thereof as may be  
6 necessary, is hereby appropriated out of any money in the State  
7 General Fund not otherwise appropriated, for the aid and support  
8 of the public community and junior colleges for the fiscal year  
9 beginning July 1, 2004, and ending June 30, 2005.....  
10 ..... \$ 85,324,534.00.

11 **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in the  
13 Education Enhancement Fund deposited pursuant to Sections 27-65-75  
14 and 27-67-31, Mississippi Code of 1972, not otherwise  
15 appropriated, for the aid and support of public community and  
16 junior colleges for the fiscal year beginning July 1, 2004, and  
17 ending June 30, 2005..... \$ 26,602,239.00.

18 **SECTION 3.** The funds appropriated in this act for the aid  
19 and support of the public and community junior colleges shall be  
20 apportioned in accordance with the following assigned weights:

		<u>Assigned Weight</u>	
		3/5 Headcount	2/5 FTE
<u>Formula Section</u>		<u>Formula</u>	<u>Formula</u>
(1) Aid to Colleges:			
Base		5% of prior year	9% of prior year
		appropriation	appropriation
Academic		1.0	1.0

28	Technical	1.13	1.0
29	Virtual Comm.		
30	College	.55	.50
31	(2) Vocational	.59	1.0
32	(3) Part-time	.55	
33	(4) Associate Degree		
34	Nursing	1.0	1.19
35	(5) Associate Degree		
36	Allied Health		1.19

37 In the 3/5 Headcount Formula such Academic, Technical, and  
38 Vocational funds shall be disbursed to such public community and  
39 junior colleges on the basis of the full-time enrollment of each  
40 such public community and junior college as of the last day of the  
41 sixth week of the fall semester, or its equivalent, of the  
42 preceding year, counting only students who reside within the State  
43 of Mississippi. Part-time academic, vocational, and technical  
44 credit courses may qualify on the basis of the prior year  
45 full-time equivalency of part-time and summer students, counting  
46 only students who reside within the State of Mississippi.

47 Virtual Community College hosted and provided courses may  
48 qualify on the basis of the prior year full-time equivalency of  
49 virtual community college hours generated during the summer, fall  
50 and spring semesters. Those semester credit hours being hosted  
51 and provided by one institution shall receive funding at the  
52 weight of 1.0

53 In the 2/5 FTE Formula, such Academic, Technical, Vocational,  
54 Associate Degree Nursing and Associate Degree Allied Health funds  
55 shall be disbursed on the basis of prior year full-time  
56 equivalency (FTE) of hours generated during the summer, fall and  
57 spring semesters for each public community and junior college as  
58 of the last day of the sixth week of each semester, or its  
59 equivalent, counting only students who reside within the State of  
60 Mississippi. However, associate degree nursing students who

61 reside outside the State of Mississippi may be counted for pay  
62 purposes.

63 Of the funds appropriated in the act for the aid and support  
64 of the public community and junior colleges, funds up to Nine  
65 Hundred Thousand Dollars (\$900,000.00) are provided to be set  
66 aside as a mechanism to hold harmless those colleges that lose  
67 funding in the second year of a five year phase-in implementation  
68 period to a full-time equivalency (FTE) funding formula.

69 The Director of the State Board for Community and Junior  
70 Colleges, or his designee, shall audit each public community and  
71 junior college and shall determine who shall be counted in each  
72 college and shall certify the number to the State Board for  
73 Community and Junior Colleges.

74 If, pending determination of the enrollment of students at  
75 the public community and junior colleges entitled to participate  
76 in this appropriation, as provided for in this subsection, the  
77 State Board for Community and Junior Colleges shall find and  
78 determine that any such public or community junior college does  
79 not have sufficient funds on hand for payment of the necessary  
80 expenses of its operation for the period commencing July 1, 2004,  
81 until distribution of the funds appropriated hereby, then, in that  
82 event, the State Board for Community and Junior Colleges is  
83 expressly authorized to make an advance to any such public  
84 community or junior college or colleges not having sufficient  
85 operating funds for such period from the funds appropriated  
86 hereby; provided, however, that the amount of any such advance to  
87 any one public community or junior college shall not exceed  
88 thirty-three percent (33%) of the amount of state appropriated  
89 funds received by such public community or junior college during  
90 the preceding fiscal year; and provided, further, that the amount  
91 of any such advance shall be deducted from the pro rata part of  
92 the funds appropriated hereby accruing to said public community or

93 junior college when enrollment has been ascertained and  
94 distribution of funds is made.

95 **SECTION 4.** No part of the amount herein appropriated shall  
96 be used by the State Board for Community and Junior Colleges for  
97 administrative or other purposes except in the manner and to the  
98 extent authorized in the act making an appropriation for the  
99 expenses of the State Board for Community and Junior Colleges.

100 **SECTION 5.** The funds disbursed under the provisions of this  
101 act shall be accounted for through the State Board for Community  
102 and Junior Colleges.

103 **SECTION 6.** The following public community and junior  
104 colleges which qualify shall participate in the funds provided by  
105 Sections 1 and 2 of this act:

106 Coahoma Community College, Copiah-Lincoln Community College,  
107 East Central Community College, East Mississippi Community  
108 College, Hinds Community College District, Holmes Community  
109 College, Itawamba Community College, Jones County Junior College,  
110 Meridian Community College, Mississippi Delta Community College,  
111 Mississippi Gulf Coast Community College District, Northeast  
112 Mississippi Community College, Northwest Mississippi Community  
113 College, Pearl River Community College, and Southwest Mississippi  
114 Community College.

115 **SECTION 7.** It is the intention of the Legislature that none  
116 of the General Funds appropriated herein shall be expended for the  
117 purpose of paying salaries, wages, and fringe benefits of any  
118 public community and junior college employee who is serving as a  
119 member of the State of Mississippi Legislature.

120 **SECTION 8.** The following sum, or so much thereof as may be  
121 necessary, is hereby appropriated out of any money in the State  
122 General Fund not otherwise appropriated, to the State Board for  
123 Community and Junior Colleges for the purposes of hiring nursing  
124 and allied health teachers, awarding interest free nursing and  
125 allied health student loans and providing instructional support

126 for the Rural Health Corps for the fiscal year beginning  
127 July 1, 2004, and ending June 30, 2005..... \$ 1,200,000.00.

128 The funds appropriated in this section shall be allocated as  
129 follows:

130 (1) One-half (1/2) divided equally among the fifteen (15)  
131 public community and junior colleges.

132 (2) One-half (1/2) divided upon the basis of the number of  
133 full-time academic, technical and vocational public community and  
134 junior college students actually enrolled and in attendance on the  
135 last day of the sixth week of the fall semester or its equivalent  
136 of the preceding year counting only those students who reside  
137 within the State of Mississippi.

138 The public community and junior colleges shall prepare and  
139 make available to the Legislature and the Legislative Budget  
140 Office an accounting of expenditures and program accomplishments  
141 of the Rural Health Corps Program for each of the individual  
142 community and junior colleges in a format and manner prescribed by  
143 the Legislative Budget Office.

144 **SECTION 9.** The following sum, or so much thereof as may be  
145 necessary, is hereby appropriated out of any money in the State  
146 General Fund not otherwise appropriated, for the aid of the public  
147 community and junior colleges, to fund life and health insurance,  
148 for all employees of the public community and junior colleges for  
149 the fiscal year beginning July 1, 2004, and ending June 30, 2005.  
150 ..... \$ 13,801,850.00.

151 The funds allocated in this section shall only be used to  
152 participate in the State and School Employees' Life and Health  
153 Insurance Plan. Any funds appropriated in these sections which  
154 are not expended during the fiscal year shall be carried forward  
155 for the same purposes during the next succeeding fiscal year.

156 **SECTION 10.** The following sum, or so much thereof as may be  
157 necessary, is hereby appropriated out of any money in the State  
158 General Fund not otherwise appropriated, for the purpose of

159 establishing and operating One-Stop Career Centers at each of the  
160 public community and junior colleges for the fiscal year beginning  
161 July 1, 2004, and ending June 30, 2005..... \$ 4,200,000.00.

162 **SECTION 11.** The following sum, or so much thereof as may be  
163 necessary, is hereby appropriated out of any money in the State  
164 General Fund not otherwise appropriated, to the State Board for  
165 Community and Junior Colleges for the purpose of defraying the  
166 cost of Sign Language Interpreter Training at the public community  
167 and junior colleges for the fiscal year beginning July 1, 2004,  
168 and ending June 30, 2005..... \$ 179,050.00.

169 **SECTION 12.** The following sum, or so much thereof as may be  
170 necessary, is hereby appropriated out of any money in the State  
171 General Fund not otherwise appropriated, to the State Board for  
172 Community and Junior Colleges for the purpose of defraying the  
173 cost of the Education Technology Program at the public community  
174 and junior colleges for the fiscal year beginning July 1, 2004,  
175 and ending June 30, 2005..... \$ 3,599,160.00.

176 **SECTION 13.** The following sum, or so much thereof as may be  
177 necessary, is hereby appropriated out of any money in the  
178 Education Enhancement Fund not otherwise appropriated, to the  
179 State Board for Community and Junior Colleges for the purpose of  
180 defraying the cost of servicing the debt on bonds issued for the  
181 Education Technology Program at the community and junior colleges  
182 for the fiscal year beginning July 1, 2004, and ending  
183 June 30, 2005..... \$ 3,160,215.00.

184 The funds appropriated in this section shall be derived from  
185 Education Enhancement Funds deposited pursuant to Sections  
186 27-65-75 and 27-67-31, Mississippi Code of 1972.

187 **SECTION 14.** A Mississippi Prepaid Affordable College Tuition  
188 (MPACT) program beneficiary shall be considered a Mississippi  
189 resident for the purposes of participating in this appropriation  
190 regardless of the beneficiary's residence on the date of

191 enrollment, as set out in Mississippi Code Annotated, Section  
192 37-155-5(d)(iii).

193       **SECTION 15.** In compliance with the "Mississippi Performance  
194 Budget and Strategic Planning Act of 1994," it is the intent of  
195 the Legislature that the funds provided herein shall be utilized  
196 in the most efficient and effective manner possible to achieve the  
197 intended mission of this agency. Based on the funding authorized,  
198 this agency shall make every effort to attain the targeted  
199 performance measures provided below:

200 <u>Performance Measures</u>	<u>FY 2005 Target</u>
201 Instruction	
202       Cumulative grade point average of community	2.79
203           college transfer students attending State	
204           Institutions of Higher Learning will equal	
205           or exceed the Grade Point Average earned	
206           by native students in the same university	
207           system (GPA based on a 4.0 scale)	
208       Average Class Size (Students/Class)	22
209       Percentage of community & junior college	
210           associate degree nursing graduates who	
211           pass the state board nursing exam on	
212           the first write (%)	92
213       Percentage of full-time & adjunct	
214           (part-time) faculty who met the criteria	
215           for academic & professional preparation (%)	100
216       90 Percent of vocational-technical	
217           students who complete or exit a program	
218           & are considered positively placed (%)	90
219       Total cost per full-time equivalent	
220           student (\$)	5,171.76
221 Physical Plant Operation	
222       Percentage of community & junior colleges	
223           with a written comprehensive safety &	

224	health program implemented to ensure safe	
225	working conditions & practices (%)	100
226	Number of student injuries on community	
227	& junior colleges grounds (Students)	60
228	Number of employee injuries on community	
229	& junior colleges grounds (Employees)	90

230 A reporting of the degree to which the performance targets  
231 set above have been or are being achieved shall be provided in the  
232 agency's budget request submitted to the Joint Legislative Budget  
233 Committee for Fiscal Year 2006.

234 **SECTION 16.** The following sum, or so much thereof as may be  
235 necessary, is hereby appropriated out of any money in the State  
236 General Fund not otherwise appropriated, to the State Board for  
237 Community and Junior Colleges for the purpose of defraying the  
238 cost of the Golden Triangle Education Center for Manufacturing  
239 Technology, for the fiscal year beginning July 1, 2004, and ending  
240 June 30, 2005..... \$ 150,000.00.

241 **SECTION 17.** The following sum, or so much thereof as may be  
242 necessary, is hereby appropriated out of any money in the State  
243 General Fund not otherwise appropriated, to the State Board for  
244 Community and Junior Colleges for the purpose of defraying the  
245 cost of the Mississippi Delta Community College Industrial  
246 Training Program, for the fiscal year beginning July 1, 2004, and  
247 ending June 30, 2005..... \$ 150,000.00.

248 **SECTION 18.** The following sum, or so much thereof as may be  
249 necessary, is hereby appropriated out of any money in the State  
250 General Fund not otherwise appropriated, to the State Board for  
251 Community and Junior Colleges for the purpose of defraying the  
252 cost of the Holmes Community College Industrial Technology  
253 Complex, for the fiscal year beginning July 1, 2004, and ending  
254 June 30, 2005..... \$ 150,000.00.

255 **SECTION 19.** The money herein appropriated shall be paid by  
256 the State Treasurer out of any money in the State Treasury to the



257 credit of the proper fund or funds as set forth in this act, upon  
258 warrants issued by the State Fiscal Officer; and the State Fiscal  
259 Officer shall issue his warrants upon requisitions signed by the  
260 proper person, officer or officers, in the manner provided by law.

261       **SECTION 20.** This act shall take effect and be in force from  
262 and after July 1, 2004.