

House Amendments to Senate Bill No. 3122

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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

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 \$ 86,424,534.00.

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 following sum, or so much thereof as may be
19 necessary, is appropriated out of any money in the Budget
20 Contingency Fund, created in Section 27-103-301, Mississippi Code
21 of 1972, for the aid and support of the public community and
22 junior colleges, for the fiscal year beginning July 1, 2004, and
23 ending June 30, 2005..... \$ 18,900,000.00

24 **SECTION 4.** The funds appropriated in this act for the aid
25 and support of the public and community junior colleges shall be
26 apportioned in accordance with the following assigned weights:

	<u>Assigned Weight</u>	
<u>Formula Section</u>	<u>Formula</u>	<u>Formula</u>
(1) Aid to Colleges:	3/5 Headcount	2/5 FTE

31	Base	5% of prior year	9% of prior year
32		appropriation	appropriation
33	Academic	1.0	1.0
34	Technical	1.13	1.0
35	Virtual Comm.		
36	College	.55	.50
37	(2) Vocational	.59	1.0
38	(3) Part-time	.55	
39	(4) Associate Degree		
40	Nursing	1.0	1.19
41	(5) Associate Degree		
42	Allied Health		1.19

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

53 Virtual Community College hosted and provided courses may
54 qualify on the basis of the prior year full-time equivalency of
55 virtual community college hours generated during the summer, fall
56 and spring semesters that did not make a student full-time in the
57 fall semester.

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

66 reside outside the State of Mississippi may be counted for pay
67 purposes.

68 Virtual Community College hosted and provided courses may
69 qualify on the basis of the prior year full-time equivalency of
70 virtual community college hours generated during the summer, fall
71 and spring semesters. Those semester credit hours being hosted
72 and provided by one institution shall receive funding at the
73 weight of 1.0.

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

80 The Director of the State Board for Community and Junior
81 Colleges, or his designee, shall audit each public community and
82 junior college and shall determine who shall be counted in each
83 college and shall certify the number to the State Board for
84 Community and Junior Colleges.

85 If, pending determination of the enrollment of students at
86 the public community and junior colleges entitled to participate
87 in this appropriation, as provided for in this subsection, the
88 State Board for Community and Junior Colleges shall find and
89 determine that any such public or community junior college does
90 not have sufficient funds on hand for payment of the necessary
91 expenses of its operation for the period commencing July 1, 2004,
92 until distribution of the funds appropriated hereby, then, in that
93 event, the State Board for Community and Junior Colleges is
94 expressly authorized to make an advance to any such public
95 community or junior college or colleges not having sufficient
96 operating funds for such period from the funds appropriated
97 hereby; provided, however, that the amount of any such advance to
98 any one public community or junior college shall not exceed
99 thirty-three percent (33%) of the amount of state appropriated
100 funds received by such public community or junior college during

101 the preceding fiscal year; and provided, further, that the amount
102 of any such advance shall be deducted from the pro rata part of
103 the funds appropriated hereby accruing to said public community or
104 junior college when enrollment has been ascertained and
105 distribution of funds is made.

106 **SECTION 5.** No part of the amount herein appropriated shall
107 be used by the State Board for Community and Junior Colleges for
108 administrative or other purposes except in the manner and to the
109 extent authorized in the act making an appropriation for the
110 expenses of the State Board for Community and Junior Colleges.

111 **SECTION 6.** The funds disbursed under the provisions of this
112 act shall be accounted for through the State Board for Community
113 and Junior Colleges.

114 **SECTION 7.** The following public community and junior
115 colleges which qualify shall participate in the funds provided by
116 Sections 1 and 2 of this act:

117 Coahoma Community College, Copiah-Lincoln Community College,
118 East Central Community College, East Mississippi Community
119 College, Hinds Community College District, Holmes Community
120 College, Itawamba Community College, Jones County Junior College,
121 Meridian Community College, Mississippi Delta Community College,
122 Mississippi Gulf Coast Community College District, Northeast
123 Mississippi Community College, Northwest Mississippi Community
124 College, Pearl River Community College, and Southwest Mississippi
125 Community College.

126 **SECTION 8.** It is the intention of the Legislature that none
127 of the General Funds appropriated herein shall be expended for the
128 purpose of paying salaries, wages, and fringe benefits of any
129 public community and junior college employee who is serving as a
130 member of the State of Mississippi Legislature.

131 **SECTION 9.** The following sum, or so much thereof as may be
132 necessary, is hereby appropriated out of any money in the State
133 General Fund not otherwise appropriated, to the State Board for
134 Community and Junior Colleges for the purposes of hiring nursing
135 and allied health teachers, awarding interest free nursing and

136 allied health student loans and providing instructional support
137 for the Rural Health Corps for the fiscal year beginning
138 July 1, 2004, and ending June 30, 2005..... \$ 1,200,000.00.

139 The funds appropriated in this section shall be allocated as
140 follows:

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

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

149 The public community and junior colleges shall prepare and
150 make available to the Legislature and the Legislative Budget
151 Office an accounting of expenditures and program accomplishments
152 of the Rural Health Corps Program for each of the individual
153 community and junior colleges in a format and manner prescribed by
154 the Legislative Budget Office.

155 **SECTION 10.** The following sum, or so much thereof as may be
156 necessary, is hereby appropriated out of any money in the State
157 General Fund not otherwise appropriated, for the aid of the public
158 community and junior colleges, to fund life and health insurance,
159 for all employees of the public community and junior colleges for
160 the fiscal year beginning July 1, 2004, and ending June 30, 2005.
161 \$ 16,808,282.00.

162 The funds allocated in this section shall only be used to
163 participate in the State and School Employees' Life and Health
164 Insurance Plan. Any funds appropriated in this section which are
165 not expended during the fiscal year shall be carried forward for
166 the same purposes during the next succeeding fiscal year.

167 **SECTION 11.** The following sum, or so much thereof as may be
168 necessary, is hereby appropriated out of any money in the State
169 General Fund not otherwise appropriated, for the purpose of
170 establishing and operating One-Stop Career Centers at each of the

171 public community and junior colleges for the fiscal year beginning
172 July 1, 2004, and ending June 30, 2005..... \$ 1,200,000.00.

173 **SECTION 12.** The following sum, or so much thereof as may be
174 necessary, is hereby appropriated out of any money in the State
175 General Fund not otherwise appropriated, to the State Board for
176 Community and Junior Colleges for the purpose of defraying the
177 cost of Sign Language Interpreter Training at the public community
178 and junior colleges for the fiscal year beginning July 1, 2004,
179 and ending June 30, 2005..... \$ 179,050.00.

180 **SECTION 13.** The following sum, or so much thereof as may be
181 necessary, is hereby appropriated out of any money in the State
182 General Fund not otherwise appropriated, to the State Board for
183 Community and Junior Colleges for the purpose of defraying the
184 cost of the Education Technology Program at the public community
185 and junior colleges for the fiscal year beginning July 1, 2004,
186 and ending June 30, 2005..... \$ 3,599,160.00.

187 **SECTION 14.** The following sum, or so much thereof as may be
188 necessary, is hereby appropriated out of any money in the
189 Education Enhancement Fund not otherwise appropriated, to the
190 State Board for Community and Junior Colleges for the purpose of
191 defraying the cost of servicing the debt on bonds issued for the
192 Education Technology Program at the community and junior colleges
193 for the fiscal year beginning July 1, 2004, and ending
194 June 30, 2005..... \$ 3,160,215.00.

195 The funds appropriated in this section shall be derived from
196 Education Enhancement Funds deposited pursuant to Sections
197 27-65-75 and 27-67-31, Mississippi Code of 1972.

198 **SECTION 15.** A Mississippi Prepaid Affordable College Tuition
199 (MPACT) program beneficiary shall be considered a Mississippi
200 resident for the purposes of participating in this appropriation
201 regardless of the beneficiary's residence on the date of
202 enrollment, as set out in Mississippi Code Annotated, Section
203 37-155-5(d)(iii).

204 **SECTION 16.** In compliance with the "Mississippi Performance
205 Budget and Strategic Planning Act of 1994," it is the intent of

206 the Legislature that the funds provided herein shall be utilized
 207 in the most efficient and effective manner possible to achieve the
 208 intended mission of this agency. Based on the funding authorized,
 209 this agency shall make every effort to attain the targeted
 210 performance measures provided below:

211 <u>Performance Measures</u>	211 <u>FY 2005 Target</u>
212 Instruction	
213 Cumulative grade point average of community	2.79
214 college transfer students attending State	
215 Institutions of Higher Learning will equal	
216 or exceed the Grade Point Average earned	
217 by native students in the same university	
218 system (GPA based on a 4.0 scale)	
219 Average Class Size (Students/Class)	22
220 Percentage of community & junior college	
221 associate degree nursing graduates who	
222 pass the state board nursing exam on	
223 the first write (%)	90
224 Percentage of full-time & adjunct	
225 (part-time) faculty who met the criteria	
226 for academic & professional preparation (%)	100
227 Percentage of vocational-technical	
228 students who complete or exit a program	
229 & are considered positively placed (%)	90
230 Total cost per full-time equivalent	
231 student (\$)	5,171.76
232 Physical Plant Operation	
233 Percentage of community & junior colleges	
234 with a written comprehensive safety &	
235 health program implemented to ensure safe	
236 working conditions & practices (%)	100
237 Number of student injuries on community	
238 & junior colleges grounds (Students)	60
239 Number of employee injuries on community	
240 & junior colleges grounds (Employees)	90

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

245 **SECTION 17.** The following sum, or so much thereof as may be
246 necessary, is hereby appropriated out of any money in the State
247 General Fund not otherwise appropriated, to the State Board for
248 Community and Junior Colleges for the purpose of defraying the
249 cost of the Golden Triangle Education Center for Manufacturing
250 Technology, for the fiscal year beginning July 1, 2004, and ending
251 June 30, 2005..... \$ 150,000.00.

252 **SECTION 18.** The following sum, or so much thereof as may be
253 necessary, is hereby appropriated out of any money in the State
254 General Fund not otherwise appropriated, to the State Board for
255 Community and Junior Colleges for the purpose of defraying the
256 cost of the Mississippi Delta Community College Industrial
257 Training Program, for the fiscal year beginning July 1, 2004, and
258 ending June 30, 2005..... \$ 150,000.00.

259 **SECTION 19.** The following sum, or so much thereof as may be
260 necessary, is hereby appropriated out of any money in the State
261 General Fund not otherwise appropriated, to the State Board for
262 Community and Junior Colleges for the purpose of defraying the
263 cost of the Holmes Community College Industrial Technology
264 Complex, for the fiscal year beginning July 1, 2004, and ending
265 June 30, 2005..... \$ 150,000.00.

266 **SECTION 20.** The money herein appropriated shall be paid by
267 the State Treasurer out of any money in the State Treasury to the
268 credit of the proper fund or funds as set forth in this act, upon
269 warrants issued by the State Fiscal Officer; and the State Fiscal
270 Officer shall issue his warrants upon requisitions signed by the
271 proper person, officer or officers, in the manner provided by law.

272 **SECTION 21.** This act shall take effect and be in force from
273 and after July 1, 2004.

Don Richardson
Clerk of the House of Representatives