

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

To: Appropriations

SENATE BILL NO. 2049

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE ADMINISTRATIVE EXPENSES OF THE STATE BOARD FOR COMMUNITY AND  
3 JUNIOR COLLEGES FOR FISCAL YEAR 2006.

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 purpose of  
8 defraying the administrative expenses of the State Board for  
9 Community and Junior Colleges for the fiscal year beginning  
10 July 1, 2005, and ending June 30, 2006..... \$ 5,312,272.00.

11 **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in the State  
13 Treasury to the credit of the State Board for Community and Junior  
14 Colleges, for the purpose of defraying the administrative expenses  
15 of the State Board for Community and Junior Colleges for the  
16 fiscal year beginning July 1, 2005, and ending June 30, 2006.....  
17 ..... \$ 65,957,525.00.

18 **SECTION 3.** The following sum, or so much thereof as may be  
19 necessary, is hereby appropriated out of any money in the State  
20 Treasury to the credit of the Commission on Proprietary School and  
21 College Registration, for the purpose of defraying the expenses  
22 incurred in the regulation and administration of the Mississippi  
23 Proprietary School and College Registration Law and the associated  
24 expenses of the State Board for Community and Junior Colleges for  
25 the fiscal year beginning July 1, 2005, and ending June 30, 2006  
26 ..... \$ 60,000.00.

27           **SECTION 4.** Of the funds appropriated under the provisions of  
28 Sections 1, 2, and 3, the following positions are authorized:

29       AUTHORIZED POSITIONS:

30	Permanent:	Full Time.....	41
31		Part Time.....	0
32	Time-Limited:	Full Time.....	1
33		Part Time.....	0

34       Any transfers or escalations shall be made in accordance with  
35 the terms, conditions, and procedures established by law.

36       No general funds authorized to be expended herein shall be  
37 used to replace federal funds and/or other special funds which are  
38 being used for salaries authorized under the provisions of this  
39 act and which are withdrawn and no longer available.

40           **SECTION 5.** It is the intention of the Legislature that the  
41 budget requests of the administrative expenses of the State Board  
42 for Community and Junior Colleges for Fiscal Year 2007 shall be  
43 submitted to the Joint Legislative Budget Committee in a format  
44 and level of detail comparable to the format and level of detail  
45 provided during the Fiscal Year 2006 budget request process.

46           **SECTION 6.** Of the funds appropriated herein, One Million  
47 Dollars (\$1,000,000.00) shall be expended from the Work Force  
48 Carryover Fund as created by House Bill No. 1271, 1995 Regular  
49 Session.

50           **SECTION 7.** Of the funds appropriated in Sections 1 and 2,  
51 funds in the amount of Thirty-eight Million Four Hundred Forty-  
52 seven Thousand Seven Hundred Sixty-seven Dollars (\$38,447,767.00)  
53 are appropriated for the Workforce Education Program and  
54 Industrial Training. No funding obligation or commitment shall be  
55 made on behalf of the state for industrial training beyond the  
56 level of funding made available in this section. All industrial  
57 training program commitments made in Fiscal Year 2006 and future  
58 fiscal years shall be based only upon funds available in this  
59 section and any proposed commitments shall be approved by the

60 Executive Director of the State Board for Community and Junior  
61 Colleges, or the Executive Director's designee prior to such  
62 commitment being finalized. Industrial training program  
63 commitments shall be made and based only upon training services  
64 provided and not for a specific funding amount. Any expenditures  
65 of funds authorized in this section are limited to obligations  
66 made July 1, 2005, or after, and shall not be expended for  
67 obligations made prior to this date.

68 **SECTION 8.** Of the funds appropriated in Section 2, funds in  
69 the amount of Twenty Million Dollars (\$20,000,000.00) shall be  
70 derived from unemployment compensation contributions deposited  
71 into the Mississippi Workforce Enhancement Training Fund and shall  
72 be utilized exclusively by the State Board for Community and  
73 Junior Colleges for workforce training in accordance with Senate  
74 Bill 2480, 2005 Regular Session.

75 **SECTION 9.** Of the funds appropriated in Section 2, funds in  
76 the amount of Six Hundred Thousand Dollars (\$600,000.00) shall be  
77 derived from fees charged for the Community College Network,  
78 Workforce On-line Training Program and the Mississippi Virtual  
79 Community College for the purpose of defraying the costs of the  
80 Community College Network, the Workforce On-line Training Program  
81 and the administrative expenses of the State Board for Community  
82 and Junior Colleges.

83 **SECTION 10.** Of the funds appropriated under the provisions  
84 of Section 2, funds in the amount of One Hundred Thousand Dollars  
85 (\$100,000.00) shall be derived from fees charged for issuing  
86 duplicate transcripts and duplicate diplomas for the General  
87 Education Development (GED) Testing Program for the purpose of  
88 defraying the costs of administering the GED Testing Program of  
89 the State Board for Community and Junior Colleges, in accordance  
90 with Senate Bill No. 2626, 2002 Regular Session.

91 **SECTION 11.** It is the intention of the Legislature that the  
92 State Board of Community and Junior Colleges is hereby authorized

93 to accept, budget and expend funds from any source in an amount  
94 not to exceed One Million Dollars (\$1,000,000.00) in accordance  
95 with rules and regulations of the Department of Finance and  
96 Administration in a manner consistent with the escalation of  
97 federal funds.

98       **SECTION 12.** Of the funds appropriated in Section 2, funds in  
99 the amount of Thirty Million Dollars (\$30,000,000.00) shall be  
100 derived from the transfer of post-secondary vocational and  
101 technical funds from the Mississippi Department of Education to  
102 the State Board for Community and Junior Colleges for the purpose  
103 of managing the day-to-day operations of post-secondary vocational  
104 and technical education.

105       **SECTION 13.** Of the funds appropriated under the provisions  
106 of Section 2, One Hundred Seventy-eight Thousand Nine Hundred  
107 Twenty-six Dollars (\$178,926.00) shall be derived from the Budget  
108 Contingency Fund created in Section 27-103-301, Mississippi Code  
109 of 1972.

110       **SECTION 14.** The agency shall not take any action to promote  
111 or otherwise award salary increases through reallocation,  
112 reclassification, realignment, education benchmark, career ladder,  
113 or any other means to increase salaries of employees or positions  
114 unless specifically exempted by the following conditions: the  
115 award of teacher pay increases, the advancement of a trainee/cadet  
116 to the next level of a bona fide career ladder, the award of an  
117 educational benchmark for the attainment of Certified Public  
118 Accountant License or higher level professional certification as  
119 determined by the State Personnel Board, the immediate replacement  
120 of a departing employee with an individual from within state  
121 service or a new hire at a salary level equivalent to that of the  
122 departing employee, and the emergency appointment of nurses,  
123 pharmacists or other health care professionals.

124       **SECTION 15.** The money herein appropriated shall be paid by  
125 the State Treasurer out of any money in the State Treasury to the

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

130         **SECTION 16.** This act shall take effect and be in force from  
131 and after July 1, 2005.