

House Amendments to Senate Bill No. 3019

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:

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, 2006 and
20 ending June 30, 2007..... \$ 16,929,313.00.

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, 2006, and ending
36 June 30, 2007..... \$ 50,403,375.00.

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.....\$ 1,211,844.00.

42 for the purpose of defraying the expenses incurred by said
43 programs for the fiscal year beginning July 1, 2006, and ending
44 June 30, 2007.

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..... \$ 5,816,155.00.

53 Mississippi State Chemical Laboratory for the
54 sum of..... \$ 1,328,976.00.

55 Mississippi Water Resources Institute for the
56 sum of..... \$ 75,000.00.

57 Mississippi Law Research Institute for the
58 sum of..... \$ 727,048.00.

59 Mississippi Mineral Resources Institute for
60 the sum of..... \$ 364,422.00.

61 Research Institute of Pharmaceutical Sciences
62 for the sum of..... \$ 3,131,426.00.

63 Jackson State University Urban Research
64 Center for the sum of..... \$ 193,052.00.

65 Gulf Coast Research Laboratory for the
66 sum of..... \$ 2,858,684.00.

67 Supercomputer for the sum of..... \$ 764,062.00.

68	Mississippi Polymer Institute for	
69	the sum of.....	\$ 411,070.00.
70	Mississippi Small Business Development	
71	Center for the sum of.....	\$ 236,115.00.
72	Stennis Space Center - Center for Higher	
73	Learning for the sum of.....	\$ 497,310.00.
74	Stennis Institute of Government for the	
75	sum of.....	\$ 251,484.00.
76	Commission for Volunteer Services for	
77	the sum of.....	\$ 274,509.00.
78	(2) From Special Funds, for the support of:	
79	Executive Office of the Board of Trustees for	
80	the sum of.....	\$ 29,943,240.00.
81	Mississippi State Chemical Laboratory for the	
82	sum of.....	\$ 360,699.00.
83	Mississippi Law Research Institute for the	
84	sum of.....	\$ 387,132.00.
85	Mississippi Mineral Resources Institute for	
86	the sum of.....	\$ 1,539,980.00.
87	Research Institute of Pharmaceutical Sciences	
88	for the sum of.....	\$ 6,926,381.00.
89	Jackson State University Urban Research Center	
90	for the sum of.....	\$ 10,391.00.
91	Gulf Coast Research Laboratory for the	
92	sum of.....	\$ 1,914,223.00.
93	Mississippi State University-Alcohol Safety	
94	for the sum of.....	\$ 1,098,057.00.
95	Mississippi Polymer Institute	\$ 86,892.00.
96	Mississippi Small Business Development	
97	Center for the sum of.....	\$ 806,428.00.
98	Stennis Institute of Government for the	
99	sum of.....	\$ 1,000,575.00.
100	Commission for Volunteer Services for	
101	the sum of.....	\$ 6,329,377.00.

102 Of the funds appropriated under the provisions of Section 1,
103 and allocated to the Gulf Coast Research Laboratory, the Board of
104 Trustees of State Institutions of Higher Learning shall allocate
105 for Sea Grants matching One Hundred Seventy-five Thousand Dollars
106 (\$175,000.00) for the Fiscal Year 2007.

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

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

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

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

134 Executive Office of the Board of Trustees
135 for the sum of..... \$ 439,370.00.

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

144 **SECTION 7.** It is the intention of the Legislature that the
145 budget requests of the individual institutes, laboratories and
146 programs consolidated in this bill for Fiscal Year 2008 shall be
147 submitted to the Joint Legislative Budget Committee in a format
148 and level of detail comparable to the format and level of detail
149 provided during the Fiscal Year 2007 budget request process.

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

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

157 **SECTION 10.** It is the intention of the Legislature that
158 whenever two (2) or more bids are received by this agency for the
159 purchase of commodities or equipment, and whenever all things
160 stated in such received bids are equal with respect to price,
161 quality and service, the Mississippi Industries for the Blind
162 shall be given preference. A similar preference shall be given to
163 the Mississippi Industries for the Blind whenever purchases are
164 made without competitive bids.

165 **SECTION 11.** All expenditures of funds appropriated by this
166 act for the purposes of advertising through the media shall comply
167 with the provisions of this section. All notices, advertisements,
168 or announcements designed to accomplish distribution of vital
169 information paid for wholly or in part through funds appropriated

170 by this act and distributed through the media shall be placed
171 according to a formula based upon the following criteria:

172 (a) Outlets of the Mississippi Public Broadcasting
173 System shall receive twenty percent (20%) of all expenditures
174 allotted for any advertising campaign undertaken by the agency to
175 which funds are appropriated by this act. All distribution of
176 information undertaken by the Mississippi Broadcasting System
177 under these requirements shall conform to the accepted standards
178 of information distribution common to public media.

179 (b) Media outlets, other than outlets of the
180 Mississippi Public Broadcasting System, shall receive placement of
181 such notices through the following method of distribution and
182 based upon commonly accepted boundaries of distribution:

183 (i) Newspapers. Newspapers demonstrating
184 established market reach through verifiable and auditable
185 circulation numbers shall receive twenty-five percent (25%) of all
186 expenditures allotted for distribution of vital information, and
187 such expenditures to the individual newspapers shall be determined
188 and prorated based upon the verifiable and auditable share of
189 total circulation within the individual counties. This
190 requirement does not replace the requirements and systems
191 currently in place regarding legal notices in the newspapers.

192 (ii) Radio. Radio stations demonstrating
193 established market reach through verifiable and auditable market
194 share information as recorded through reputable and established
195 rating services shall receive twenty percent (20%) of all
196 expenditures allotted for such distribution of vital information,
197 and such expenditures to the individual stations shall be
198 determined and prorated based upon the verifiable and auditable
199 share of total market reach within the individual counties.

200 (iii) Television. Television stations and
201 television cable outlets demonstrating established market reach
202 through verifiable and auditable market share information as
203 recorded through reputable and established rating services shall
204 receive twenty percent (20%) of all expenditures allotted for such

205 distribution of vital information, and such expenditures to the
206 individual stations shall be determined and prorated based upon
207 the verifiable and auditable share of total market reach within
208 the individual demonstrated market reach area of the station or
209 cable outlet.

210 (iv) Magazines. Magazines demonstrating
211 established market reach through verifiable and auditable
212 circulation numbers shall receive ten percent (10%) of all
213 expenditures allotted for such distribution of vital information,
214 and such expenditures to the individual magazines shall be
215 determined and prorated based upon the verifiable and auditable
216 circulation numbers within the counties. If no magazine exists
217 which meets the criteria stated above, the portion of those funds
218 so allotted shall be distributed among the other media outlets
219 equally.

220 (v) Electronic media. Electronic media
221 demonstrating established market reach through verifiable and
222 auditable circulation numbers shall receive five percent (5%) of
223 all expenditures allotted for such distribution of vital
224 information, and such expenditures to the individual electronic
225 media outlets shall be determined and prorated based upon the
226 verifiable and auditable circulation numbers within the counties.
227 If no electronic media exists which meets the criteria stated
228 above, the portion of those funds so allotted shall be distributed
229 equally among the other media outlets.

230 Provisions of this section do not apply to the placement of
231 advertisements in national media outlets to recruit economic
232 development or to promote tourism in the state.

233 **SECTION 12.** The money herein appropriated shall be paid by
234 the State Treasurer out of any money in the State Treasury to the
235 credit of the proper fund or funds as set forth in this act, upon
236 warrants issued by the State Fiscal Officer; and the State Fiscal
237 Officer shall issue his warrants upon requisitions signed by the
238 proper person, officer or officers, in the manner provided by law.

239 **SECTION 13.** This act shall take effect and be in force from
240 and after July 1, 2006.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

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 2007; AND FOR RELATED PURPOSES.

HR03\SB3019PH.J

Don Richardson
Clerk of the House of Representatives