

By: Senator(s) Gordon, Little, Chaney, Burton, Frazier, Harden, Moffatt, Butler, Carmichael, Dawkins, Dearing, Jackson (11th), King, Kirby, Lee (47th), Mettetal, Morgan, Posey, Thomas, Williamson

To: Appropriations

SENATE BILL NO. 3131
(As Sent to Governor)

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 2008.

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, 2007, and ending June 30, 2008.....
10 \$ 153,162,220.00.

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, 2007, and
17 ending June 30, 2008..... \$ 36,793,136.00.

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:

21		FTE
22	<u>Formula Section</u>	<u>Formula</u>
23	(a) Aid to Colleges:	
24	Base	15% prior year
25		appropriation
26	Academic	1.0
27	Technical	1.0

28	Virtual Comm.	
29	College	.50
30	(b) Vocational	1.0
31	(c) Associate Degree	
32	Nursing	1.19
33	(d) Associate Degree	
34	Allied Health	1.19

35 Academic, Technical, Vocational, Associate Degree Nursing and
36 Associate Degree Allied Health funds shall be disbursed on the
37 basis of prior year full-time equivalency (FTE) of hours generated
38 during the summer, fall and spring semesters for each public
39 community and junior college as of the last day of the sixth week
40 of each semester, or its equivalent, counting only students who
41 reside within the State of Mississippi. However, associate degree
42 nursing students who reside outside the State of Mississippi may
43 be counted for pay purposes.

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

50 The Director of the State Board for Community and Junior
51 Colleges, or his designee, shall audit each public community and
52 junior college and shall determine who shall be counted in each
53 college and shall certify the number to the State Board for
54 Community and Junior Colleges.

55 If, pending determination of the enrollment of students at
56 the public community and junior colleges entitled to participate
57 in this appropriation, as provided for in this subsection, the
58 State Board for Community and Junior Colleges shall find and
59 determine that any such public or community junior college does
60 not have sufficient funds on hand for payment of the necessary

61 expenses of its operation for the period commencing July 1, 2007,
62 until distribution of the funds appropriated hereby, then, in that
63 event, the State Board for Community and Junior Colleges is
64 expressly authorized to make an advance to any such public
65 community or junior college or colleges not having sufficient
66 operating funds for such period from the funds appropriated
67 hereby; provided, however, that the amount of any such advance to
68 any one public community or junior college shall not exceed
69 thirty-three percent (33%) of the amount of state appropriated
70 funds received by such public community or junior college during
71 the preceding fiscal year; and provided, further, that the amount
72 of any such advance shall be deducted from the pro rata part of
73 the funds appropriated hereby accruing to said public community or
74 junior college when enrollment has been ascertained and
75 distribution of funds is made.

76 **SECTION 4.** No part of the amount herein appropriated shall
77 be used by the State Board for Community and Junior Colleges for
78 administrative or other purposes except in the manner and to the
79 extent authorized in the act making an appropriation for the
80 expenses of the State Board for Community and Junior Colleges.

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

84 **SECTION 6.** The following public community and junior
85 colleges which qualify shall participate in the funds provided by
86 Sections 1, 2 and 3 of this act:

87 Coahoma Community College, Copiah-Lincoln Community College,
88 East Central Community College, East Mississippi Community
89 College, Hinds Community College District, Holmes Community
90 College, Itawamba Community College, Jones County Junior College,
91 Meridian Community College, Mississippi Delta Community College,
92 Mississippi Gulf Coast Community College District, Northeast
93 Mississippi Community College, Northwest Mississippi Community

94 College, Pearl River Community College, and Southwest Mississippi
95 Community College.

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

101 **SECTION 8.** The following sum, or so much thereof as may be
102 necessary, is hereby appropriated out of any money in the State
103 General Fund not otherwise appropriated, to the State Board for
104 Community and Junior Colleges for the purposes of hiring nursing
105 and allied health teachers, awarding interest free nursing and
106 allied health student loans and providing instructional support
107 for the Rural Health Corps for the fiscal year beginning
108 July 1, 2007, and ending June 30, 2008..... \$ 1,200,000.00.

109 The funds appropriated in this section shall be allocated as
110 follows:

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

113 (b) One-half (1/2) divided upon the basis of the number
114 of full-time equivalency (FTE) of hours generated during the
115 summer, fall and spring semesters for academic, technical and
116 vocational public community and junior college students actually
117 enrolled and in attendance on the last day of the sixth week of
118 the fall semester or its equivalent of the preceding year counting
119 only those students who reside within the State of Mississippi.

120 The public community and junior colleges shall prepare and
121 make available to the Legislature and the Legislative Budget
122 Office an accounting of expenditures and program accomplishments
123 of the Rural Health Corps Program for each of the individual
124 community and junior colleges in a format and manner prescribed by
125 the Legislative Budget Office.

126 **SECTION 9.** The following sum, or so much thereof as may be
127 necessary, is hereby appropriated out of any money in the State
128 General Fund not otherwise appropriated, for the aid of the public
129 community and junior colleges, to fund life and health insurance,
130 for all employees of the public community and junior colleges for
131 the fiscal year beginning July 1, 2007, and ending June 30, 2008.
132 \$ 22,822,944.00.

133 The funds allocated in this section shall only be used to
134 participate in the State and School Employees' Life and Health
135 Insurance Plan. Any funds appropriated in this section which are
136 not expended during the fiscal year shall be carried forward for
137 the same purposes during the next succeeding fiscal year.

138 **SECTION 10.** The following sum, or so much thereof as may be
139 necessary, is hereby appropriated out of any money in the State
140 General Fund not otherwise appropriated, for the purpose of
141 establishing and operating Workforce Development Centers at each
142 of the public community and junior colleges for the fiscal year
143 beginning July 1, 2007, and ending June 30, 2008.....
144 \$ 4,500,000.00.

145 **SECTION 11.** The following sum, or so much thereof as may be
146 necessary, is hereby appropriated out of any money in the State
147 General Fund not otherwise appropriated, to the State Board for
148 Community and Junior Colleges for the purpose of defraying the
149 cost of Sign Language Interpreter Training at the public community
150 and junior colleges for the fiscal year beginning July 1, 2007,
151 and ending June 30, 2008..... \$ 179,050.00.

152 **SECTION 12.** The following sum, or so much thereof as may be
153 necessary, is hereby appropriated out of any money in the State
154 General Fund not otherwise appropriated, to the State Board for
155 Community and Junior Colleges for the purpose of defraying the
156 cost of the Education Technology Program at the public community
157 and junior colleges and the State Board for Community and Junior

158 Colleges for the fiscal year beginning July 1, 2007, and ending
159 June 30, 2008..... \$ 7,099,160.00.

160 **SECTION 13.** The following sum, or so much thereof as may be
161 necessary, is hereby appropriated out of any money in the
162 Education Enhancement Fund not otherwise appropriated, to the
163 State Board for Community and Junior Colleges for the purpose of
164 defraying the cost of servicing the debt on bonds issued for the
165 Education Technology Program at the community and junior colleges
166 for the fiscal year beginning July 1, 2007, and ending
167 June 30, 2008..... \$ 3,150,013.00.

168 The funds appropriated in this section shall be derived from
169 Education Enhancement Funds deposited pursuant to Sections
170 27-65-75 and 27-67-31, Mississippi Code of 1972.

171 **SECTION 14.** A Mississippi Prepaid Affordable College Tuition
172 (MPACT) program beneficiary shall be considered a Mississippi
173 resident for the purposes of participating in this appropriation
174 regardless of the beneficiary's residence on the date of
175 enrollment, as set out in Mississippi Code Annotated, Section
176 37-155-5(d)(iii).

177 **SECTION 15.** In compliance with the "Mississippi Performance
178 Budget and Strategic Planning Act of 1994," it is the intent of
179 the Legislature that the funds provided herein shall be utilized
180 in the most efficient and effective manner possible to achieve the
181 intended mission of this agency. Based on the funding authorized,
182 this agency shall make every effort to attain the targeted
183 performance measures provided below:

	FY08 <u>Target</u>
<u>Performance Measures</u>	
Instruction	
Cumulative grade point average of community	
college transfer students attending State	
Institutions of Higher Learning will equal	
or exceed the Grade Point Average earned	

191	by native students in the same university	
192	system (GPA based on a 4.0 scale)	2.80
193	Average Class Size (Students/Class)	21
194	Percentage of community & junior college	
195	associate degree nursing graduates who	
196	pass the state board nursing exam on	
197	the first write (%)	92
198	Percentage of full-time & adjunct	
199	(part-time) faculty who met the	
200	criteria for academic & professional	
201	preparation (%)	100
202	Percentage of vocational-technical	
203	students who complete or exit a program	
204	& are considered positively placed (%)	91.00
205	Total cost per full-time equivalent	
206	student (\$)	5,288.00
207	Physical Plant Operation	
208	Percentage of community & junior colleges	
209	with a written comprehensive safety &	
210	health program implemented to ensure	
211	safe working conditions & practices (%)	100
212	Number of student injuries on community	
213	& junior colleges grounds (Students)	75
214	Number of employee injuries on community	
215	& junior colleges grounds (Employees)	105
216	A reporting of the degree to which the performance targets	
217	set above have been or are being achieved shall be provided in the	
218	agency's budget request submitted to the Joint Legislative Budget	
219	Committee for Fiscal Year 2009.	
220	SECTION 16. The following sum, or so much thereof as may be	
221	necessary, is hereby appropriated out of any money in the State	
222	General Fund not otherwise appropriated, to the State Board for	
223	Community and Junior Colleges for the purpose of defraying the	

224 cost of Advanced Training Centers at each of the Public Community
225 and Junior Colleges, for the fiscal year beginning July 1, 2007,
226 and ending June 30, 2008..... \$ 2,250,000.00.

227 **SECTION 17.** It is the intention of the Legislature that with
228 the funds provided in this act a salary increase in the amount of
229 Six Thousand Dollars (\$6,000.00) per full-time equivalent shall be
230 awarded to all nursing faculty effective July 1, 2007.

231 **SECTION 18.** It is the intention of the Legislature that
232 whenever two (2) or more bids are received by this agency for the
233 purchase of commodities or equipment, and whenever all things
234 stated in such received bids are equal with respect to price,
235 quality and service, the Mississippi Industries for the Blind
236 shall be given preference. A similar preference shall be given to
237 the Mississippi Industries for the Blind whenever purchases are
238 made without competitive bids.

239 **SECTION 19.** It is legislative intent to ensure beneficial
240 information reaches as many Mississippians as possible. Further,
241 it is legislative intent that the expenditure of public funds for
242 this purpose be accomplished in an efficient and effective manner.

243 Therefore, state agencies as standard procedure, will observe
244 the following criteria:

245 (a) Develop goals and desired result for a campaign.

246 (b) Evaluate effectiveness through respected
247 advertising standards, including market reach and cost
248 effectiveness.

249 (c) Seek public service announcements, which would be
250 aired by media without cost.

251 (d) Itemize and justify professional assistance and
252 related expenses for creative and production costs outside of the
253 actual media expenditures.

254 (e) Utilize Mississippi-owned media companies when
255 feasible.

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

262 **SECTION 21.** This act shall take effect and be in force from
263 and after July 1, 2007.