

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 2978

BY: Committee

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

5 **SECTION 1.** The following sum of money, or so much thereof as
6 may be necessary, is hereby appropriated out of any money in the
7 State General Fund not otherwise appropriated, to the Board of
8 Trustees of State Institutions of Higher Learning for the purpose
9 of support, maintenance, affirmative action plan, interest funds
10 and repairs at the state-supported institutions of higher
11 learning; for support of Alcorn State University, Delta State
12 University, Jackson State University, Mississippi State
13 University, Mississippi University for Women, Mississippi Valley
14 State University, University of Mississippi, and University of



15 Southern Mississippi, for the fiscal year beginning July 1, 2020,
16 and ending June 30, 2021.....\$ 299,138,499.00.

17 **SECTION 2.** The following sum of money, or so much thereof as
18 may be necessary, is hereby appropriated out of the proceeds from
19 any federal, student fees or other special source funds not
20 otherwise appropriated, to the Board of Trustees of State
21 Institutions of Higher Learning for the purpose of support of
22 education and general operations of Alcorn State University, Delta
23 State University, Jackson State University, Mississippi State
24 University, Mississippi University for Women, Mississippi Valley
25 State University, University of Mississippi, and University of
26 Southern Mississippi, for the fiscal year beginning July 1, 2020,
27 and ending June 30, 2021.....\$ 943,438,557.00.

28 **SECTION 3.** The following sums, or so much thereof as may be
29 necessary, are hereby appropriated out of any money in the Ayers
30 Endowment Interest Fund, State Treasury Fund No. 3325800000, for
31 the purposes as set out by the courts in the Ayers Case for the
32 fiscal year beginning July 1, 2020, and ending June 30, 2021:

33	Alcorn State University.....\$	254,700.00
34	Jackson State University.....\$	390,600.00
35	Mississippi Valley State University.....\$	254,700.00

36 **SECTION 4.** It is the intention of the Legislature that the
37 Board of Trustees of State Institutions of Higher Learning shall
38 allocate funds to the off-campus centers based on a minimum rate
39 of sixty-five percent (65%) of the on-campus cost of a full-time



40 equivalent student. The on-campus distribution is to be
41 determined without regard to the costs incurred by any one or more
42 of them in the operation of off-campus degree-completing centers'
43 classes. Off-campus centers which are operated jointly by two (2)
44 or more institutions, the amount allocated to such centers shall
45 be prorated among the institutions jointly operating such centers
46 based on the full-time equivalent enrollment of such centers.

47 The board of trustees shall insure that the off-campus
48 centers are not charged with any indirect or overhead cost
49 prorated from any on-campus activity. It is the intention of the
50 Legislature that the on-campus operations charge the off-campus
51 centers with only actual direct charges.

52 **SECTION 5.** Of the funds appropriated in Section 1 of this
53 act, the amount of One Hundred Fifty Thousand Dollars
54 (\$150,000.00) shall be used for the promotion and expenses of the
55 Mississippi Governor's School for the Gifted and Talented.

56 Provided, however, that the Board of Trustees of State
57 Institutions of Higher Learning shall develop the governing policy
58 for faculty, course content and facilities selection on a
59 competitive basis from all Mississippi senior colleges and
60 universities. The Mississippi Governor's School for the Gifted
61 and Talented shall accept not less than one (1) high school
62 student nominee from each accredited high school in Mississippi.
63 The nominees, selected under criteria developed and adopted by the



64 Board of Trustees of State Institutions of Higher Learning, shall
65 be provided a two-week tuition-free program.

66 **SECTION 6.** Of the funds appropriated in Section 1 of this
67 act, the amount of Three Hundred Sixty Thousand Dollars
68 (\$360,000.00) shall be used for the promotion and expenses of the
69 Teacher Corps.

70 **SECTION 7.** It is the intent of the Legislature that no
71 general funds authorized to be expended herein shall be used to
72 replace federal funds and/or other special funds which are being
73 used for salaries authorized under the provisions of this act and
74 which are withdrawn and no longer available.

75 **SECTION 8.** Of the funds appropriated in Section 1 of this
76 act, the following amounts shall be used as set forth:

- 77 (a) For Mississippi State University as interest
78 on agricultural land script fund and
79 interest on sale of university land, the
80 sum of.....\$ 14,387.00.
- 81 (b) For the University of Mississippi as
82 interest on original seminary fund, the
83 sum of.....\$ 32,643.00.
- 84 (c) For the University of Mississippi as
85 interest on 1904 land grant fund, the
86 sum of.....\$ 9,965.00.
- 87 (d) For the University of Mississippi as
88 interest on LaBauve Fund, the sum



89 of.....\$ 1,420.00.

90 (e) For Mississippi University for Women
91 as interest on funds paid into the
92 State Treasury as proceeds of sale of
93 land donated to the Industrial Institute
94 and College by the United States
95 government, the sum of.....\$ 9,389.00.

96 (f) For Alcorn State University as interest
97 on land script and land sales funds,
98 the sum of.....\$ 12,592.00.

99 **SECTION 9.** Of the funds appropriated in Section 2 of this
100 act, the following amount shall be derived from Education
101 Enhancement Funds deposited pursuant to Sections 27-65-75 and
102 27-67-31, Mississippi Code of 1972:

103 On-campus and off-campus support of Alcorn State University,
104 Delta State University, Jackson State University,
105 Mississippi State University, Mississippi University for
106 Women, Mississippi Valley State University, University
107 of Mississippi, and University of Southern Mississippi
108 for the sum of.....\$ 59,761,792.00.

109 **SECTION 10.** Of the funds provided herein to the Board of
110 Trustees of State Institutions of Higher Learning, Seven Million
111 Six Hundred Thirty-three Thousand Dollars (\$7,633,000.00) shall be
112 available to be expended by the Board of Trustees of State
113 Institutions of Higher Learning for the purpose of defraying the



114 costs associated with the implementation of the Ayers Settlement
115 as follows:

116 Ayers-related programs at Alcorn State University, Jackson
117 State University and Mississippi Valley State University
118\$ 6,733,000.00
119 Interest on the Ayers Endowment Fund.....\$ 900,000.00

120 **SECTION 11.** It is the intention of the Legislature that the
121 Board of Trustees of State Institutions of Higher Learning shall
122 first use special funds to the greatest extent possible to defray
123 the costs of providing remediation at the state-supported
124 institutions of higher learning.

125 **SECTION 12.** None of the funds appropriated by this act shall
126 be expended for any purpose that is not actually required or
127 necessary for performing any of the powers or duties of the Board
128 of Trustees of State Institutions of Higher Learning, or any of
129 the powers or duties of any institution under the jurisdiction of
130 the board of trustees, that are authorized by the Mississippi
131 Constitution of 1890, state or federal law, or rules or
132 regulations that implement state or federal law.

133 **SECTION 13.** It is the intention of the Legislature that the
134 budget requests of the institutions for Fiscal Year 2022 shall be
135 submitted to the Joint Legislative Budget Committee in a format
136 and level of detail comparable to the format and level of detail
137 provided during the Fiscal Year 2021 budget request process.



138 **SECTION 14.** It is the intention of the Legislature that the
139 Board of Trustees of State Institutions of Higher Learning
140 continue to review, and eliminate when possible, duplicating
141 programs and degrees in the existing institutions of higher
142 learning in this state.

143 **SECTION 15.** No state appropriations or student tuition and
144 fee receipts, except those specifically charged for the provision
145 of the services, shall be used to support auxiliary enterprises,
146 with the exception of intercollegiate athletics at a level
147 designated by the board of trustees. It is the intent of the
148 Legislature that auxiliary enterprises shall be self-supporting
149 and that deficits not be taken from funds intended for instruction
150 and academic programs.

151 **SECTION 16.** The Board of Trustees of State Institutions of
152 Higher Learning shall report yearly to the Legislature the
153 institution compliance with Section 97-11-51, Mississippi Code of
154 1972, which prohibits deficit spending.

155 **SECTION 17.** Any funds appropriated pursuant to this act and
156 paid as a fee to or deposited in a financial institution shall be
157 in compliance with Section 109 of the Constitution of the State of
158 Mississippi and Section 25-4-105, Mississippi Code of 1972.

159 **SECTION 18.** In compliance with the "Mississippi Performance
160 Budget and Strategic Planning Act of 1994," it is the intent of
161 the Legislature that the funds provided herein shall be utilized
162 in the most efficient and effective manner possible to achieve the



163 intended mission of this agency. Based on the funding authorized,
164 this agency shall make every effort to attain the targeted
165 performance measures provided below:

166		FY2021
167	<u>Performance Measures</u>	<u>Target</u>
168	Instruction	
169	Number of Undergraduate Degrees Awarded	12,221
170	Number of Graduate Degrees Awarded	4,592
171	Number of Degrees (Graduate &	
172	Undergraduate) Awarded in the Fields of	
173	STEM, Health & Education	4,714
174	Number of Undergraduate Degrees Awarded	
175	per 100 Undergraduate FTE Enrollment	20.10
176	Number of Graduate Degrees Awarded per	
177	100 Graduate FTE Enrollment	44.20
178	Number of Students Completing 30 Hours	13,915
179	Number of Students Completing 60 Hours	10,132

180 Research

181	Number of Patents Obtained in Emerging	
182	Technologies	25

183 A reporting of the degree to which the performance targets
184 set above have been or are being achieved shall be provided in the
185 agency's budget request submitted to the Joint Legislative Budget
186 Committee for Fiscal Year 2022.



187 **SECTION 19.** Of the funds provided herein to the Board of
188 Trustees of State Institutions of Higher Learning, the following
189 amount, or so much thereof as may be necessary, shall be allocated
190 equally to Jackson State University, Mississippi State University,
191 the University of Mississippi, and the University of Southern
192 Mississippi for economic development, reorganization, and
193 relocation of efforts at those universities.....\$ 2,000,000.00.

194 **SECTION 20.** Of the funds provided herein to the Board of
195 Trustees of State Institutions of Higher Learning, the following
196 amount, or so much thereof as may be necessary, shall be allocated
197 to Mississippi State University - Meridian Branch.....
198\$ 850,000.00.

199 **SECTION 21.** It is the intention of the Legislature that
200 whenever two (2) or more bids are received by this agency for the
201 purchase of commodities or equipment, and whenever all things
202 stated in such received bids are equal with respect to price,
203 quality and service, the Mississippi Industries for the Blind
204 shall be given preference. A similar preference shall be given to
205 the Mississippi Industries for the Blind whenever purchases are
206 made without competitive bids.

207 **SECTION 22.** Of the funds provided herein to the Board of
208 Trustees of State Institutions of Higher Learning, the following
209 amount, or so much thereof as may be necessary, shall be allocated
210 to Jackson State University E-Learning Center.....\$ 500,000.00.



211 **SECTION 23.** Of the funds provided herein to the Board of
212 Trustees of State Institutions of Higher Learning, the following
213 amount, or so much thereof as may be necessary, shall be allocated
214 to the Delta State University E-Learning Center....\$ 320,000.00.

215 **SECTION 24.** It is the intent of the Legislature that at the
216 end of Fiscal Year 2021 any unexpended balances in Ayers programs
217 funds established pursuant to this act shall not lapse into the
218 State General Fund, but shall carry over and be available for
219 expenditure in the succeeding fiscal year, and subject to
220 Legislative appropriation.

221 **SECTION 25.** None of the state general funds appropriated by
222 this act shall be expended for the purpose of travel outside the
223 United States.

224 **SECTION 26.** Of the funds provided herein to the Board of
225 Trustees of State Institutions of Higher Learning, the following
226 sum, or so much thereof as may be necessary, shall be allocated to
227 Delta State University Department of Commercial Aviation.....
228\$ 675,000.00.

229 **SECTION 27.** Of the funds appropriated in Section 1 and
230 Section 2 of this act, One Hundred Ninety-seven Thousand Five
231 Hundred Thirty-six Dollars (\$197,536.00) is provided for
232 geospatial site licenses.

233 **SECTION 28.** It is the intention of the Legislature that none
234 of the funds provided herein shall be used to pay certain
235 utilities for state-furnished housing for any employees. Such



236 utilities shall include electricity, natural gas, butane, propane,
237 cable and phone services. Where actual cost cannot be determined,
238 the agency shall be required to provide meters to be in compliance
239 with legislative intent. Such state-furnished housing shall
240 include single-family and multifamily residences but shall not
241 include any dormitory residences. Allowances for such utilities
242 shall be prohibited.

243 **SECTION 29.** Of the funds provided herein to the Board of
244 Trustees of State Institutions of Higher Learning, the following
245 amount shall be allocated to the Delta State University Delta
246 Center for Culture and Learning.....\$ 175,000.00.

247 The funds allocated in this section shall only be used for
248 the Delta Center for Culture and Learning.

249 **SECTION 30.** Of the funds provided herein to the Board of
250 Trustees of State Institutions of Higher Learning, the following
251 amount, or so much thereof as may be necessary, shall be allocated
252 to fund the Washington Center for Internships and Academic
253 Seminars Mississippi Initiative Scholarship Program.....
254\$ 75,000.00.

255 This program will provide opportunities for Mississippi's
256 university and college students to gain real-life experience
257 working in Washington, D.C. The funding will provide scholarships
258 at Alcorn State University, Delta State University, Jackson State
259 University, Mississippi State University, Mississippi University
260 for Women, Mississippi Valley State University, the University of



261 Mississippi, and the University of Southern Mississippi. A
262 written report shall be submitted listing the scholarship
263 recipients by university to the Chairmen and members of the Senate
264 and House Appropriations Committees.

265 **SECTION 31.** None of the funds appropriated and/or authorized
266 for expenditure under this act shall be used for research in which
267 a human embryo is killed or destroyed.

268 **SECTION 32.** Of the funds appropriated under the provisions
269 of Section 1 of this act, an amount not more than One Hundred
270 Twenty-five Thousand Dollars (\$125,000.00) shall be allocated to
271 implement university system efficiencies, including, but not
272 limited to, academic, space, energy and any other system projects
273 or expenditures that would lead to improved efficiency. Such
274 funds may also be used to draw down other funds or as matching
275 funds.

276 **SECTION 33.** Of the funds appropriated under the provisions
277 of Section 1 of this act, Ninety Thousand Dollars (\$90,000.00)
278 shall be used to defray the expenses of the Children's Center for
279 Communication and Development at the University of Southern
280 Mississippi.

281 **SECTION 34.** Of the funds appropriated in Section 1 of this
282 act, the amount of Two Hundred Fifty Thousand Dollars
283 (\$250,000.00) is provided for defraying the expenses of the DuBard
284 School.



285 **SECTION 35.** Of the funds appropriated under the provisions
286 of Section 1 of this act, the following sum is for the Southwest
287 Mississippi Center Culture and Learning at Alcorn State University
288 for the fiscal year beginning July 1, 2020, and ending
289 June 30, 2021.....\$ 275,000.00.

290 **SECTION 36.** Of the funds appropriated in Section 1 of this
291 act, it is the intention of the Legislature that Nine Hundred
292 Fifty Thousand Dollars (\$950,000.00) is provided for the Engineer
293 Research and Development Center in Vicksburg, Mississippi, for
294 Research and Development opportunities in Science and Technology
295 initiatives.

296 **SECTION 37.** Of the funds appropriated in Section 1 of this
297 act, Two Hundred Twenty-five Thousand Dollars (\$225,000.00) is
298 provided for the Delta State University Delta Music Institute.

299 **SECTION 38.** It is the intention of the Legislature that
300 Mississippi Valley State University is authorized to provide water
301 or sewer service to any existing, privately-owned structures that
302 presently take water or sewer service from Mississippi Valley
303 State University. Furthermore, Mississippi Valley State
304 University is authorized to charge a flat or metered rate for the
305 service provided. Mississippi Valley State University shall not
306 provide any water or sewer service to any new, privately-owned
307 structures.

308 **SECTION 39.** Of the funds herein appropriated, Seven Hundred
309 Thirty-Seven Thousand Dollars (\$737,000.00) shall be provided to



310 the Charter School Authorizer Board. Of this amount, Two Hundred
311 Thirty-seven Thousand Dollars (\$237,000.00) shall be provided in
312 General Funds and Five Hundred Thousand Dollars (\$500,000.00)
313 shall be provided in Special Funds from the Charter School
314 Authorizer Board Fund - Fund No. 3001700000.

315 **SECTION 40.** It is the intention of the Legislature that the
316 funds herein appropriated shall be expended in compliance with
317 Section 27-104-25, Mississippi Code of 1972, that no state agency
318 shall incur obligations or indebtedness in excess of their
319 appropriation and that the responsible officers, either personally
320 or upon their official bonds, shall be held responsible for
321 actions contrary to this provision.

322 **SECTION 41.** The money herein appropriated shall be paid by
323 the State Treasurer out of any money in the State Treasury to the
324 credit of the proper fund or funds as set forth in this act, upon
325 warrants issued by the State Fiscal Officer; and the State Fiscal
326 Officer shall issue his warrants upon requisitions signed by the
327 proper person, officer or officers, in the manner provided by law.

328 **SECTION 42.** This act shall take effect and be in force from
329 and after July 1, 2020, and shall stand repealed from and after
330 June 30, 2020.

