

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2904**

**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, 2021,  
16 and ending June 30, 2022 ..... \$ 288,005,192.00.

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, 2021,  
27 and ending June 30, 2022 ..... \$ 941,324,738.00.

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, 2021, and ending June 30, 2022:

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.** Of the funds appropriated under the provisions of  
37 Section 2, the amount of One Million Four Hundred Thirty-nine  
38 Thousand Five Hundred Eighty-nine Dollars (\$1,439,589.00) shall be  
39 derived from unexpended balances in the Ayers program funds



40 provided for the purpose in prior-year appropriations enacted by  
41 the Mississippi Legislature. These funds are to be allocated as  
42 follows:

43 Jackson State University.....\$ 1,019,621.00  
44 Mississippi Valley State University.....\$ 419,968.00

45 **SECTION 5.** It is the intention of the Legislature that the  
46 Board of Trustees of State Institutions of Higher Learning shall  
47 allocate funds to the off-campus centers based on a minimum rate  
48 of sixty-five percent (65%) of the on-campus cost of a full-time  
49 equivalent student. The on-campus distribution is to be  
50 determined without regard to the costs incurred by any one or more  
51 of them in the operation of off-campus degree-completing centers'  
52 classes. Off-campus centers which are operated jointly by two (2)  
53 or more institutions, the amount allocated to such centers shall  
54 be prorated among the institutions jointly operating such centers  
55 based on the full-time equivalent enrollment of such centers.

56 The board of trustees shall insure that the off-campus  
57 centers are not charged with any indirect or overhead cost  
58 prorated from any on-campus activity. It is the intention of the  
59 Legislature that the on-campus operations charge the off-campus  
60 centers with only actual direct charges.

61 **SECTION 6.** Of the funds appropriated in Section 1 of this  
62 act, the amount of One Hundred Forty-five Thousand Dollars  
63 (\$145,000.00) shall be used for the promotion and expenses of the  
64 Mississippi Governor's School for the Gifted and Talented.



65            Provided, however, that the Board of Trustees of State  
66 Institutions of Higher Learning shall develop the governing policy  
67 for faculty, course content and facilities selection on a  
68 competitive basis from all Mississippi senior colleges and  
69 universities. The Mississippi Governor's School for the Gifted  
70 and Talented shall accept not less than one (1) high school  
71 student nominee from each accredited high school in Mississippi.  
72 The nominees, selected under criteria developed and adopted by the  
73 Board of Trustees of State Institutions of Higher Learning, shall  
74 be provided a two-week tuition-free program.

75            **SECTION 7.** Of the funds appropriated in Section 1 of this  
76 act, the amount of Three Hundred Forty-nine Thousand Two Hundred  
77 Dollars (\$349,200.00) shall be used for the promotion and expenses  
78 of the Teacher Corps.

79            **SECTION 8.** It is the intent of the Legislature that no  
80 general funds authorized to be expended herein shall be used to  
81 replace federal funds and/or other special funds which are being  
82 used for salaries authorized under the provisions of this act and  
83 which are withdrawn and no longer available.

84            **SECTION 9.** Of the funds appropriated in Section 1 of this  
85 act, the following amounts shall be used as set forth:

- 86                    (a) For Mississippi State University as interest  
87                                on agricultural land script fund and  
88                                interest on sale of university land, the  
89                                sum of .....\$ 14,387.00.



- 90 (b) For the University of Mississippi as  
 91 interest on original seminary fund, the  
 92 sum of .....\$ 32,643.00.
- 93 (c) For the University of Mississippi as  
 94 interest on 1904 land grant fund, the  
 95 sum of .....\$ 9,965.00.
- 96 (d) For the University of Mississippi as  
 97 interest on LaBauve Fund, the sum  
 98 of .....\$ 1,420.00.
- 99 (e) For Mississippi University for Women  
 100 as interest on funds paid into the  
 101 State Treasury as proceeds of sale of  
 102 land donated to the Industrial Institute  
 103 and College by the United States  
 104 government, the sum of .....\$ 9,389.00.
- 105 (f) For Alcorn State University as interest  
 106 on land script and land sales funds,  
 107 the sum of .....\$ 12,592.00.

108 **SECTION 10.** Of the funds appropriated in Section 2 of this  
 109 act, the following amount shall be derived from Education  
 110 Enhancement Funds deposited pursuant to Sections 27-65-75 and  
 111 27-67-31, Mississippi Code of 1972:

112 On-campus and off-campus support of Alcorn State University,  
 113 Delta State University, Jackson State University,  
 114 Mississippi State University, Mississippi University for



115 Women, Mississippi Valley State University, University  
116 of Mississippi, and University of Southern Mississippi  
117 for the sum of .....\$ 56,855,104.00.

118 **SECTION 11.** Of the funds provided herein to the Board of  
119 Trustees of State Institutions of Higher Learning, Seven Million  
120 Six Hundred Thirty-three Thousand Dollars (\$7,633,000.00) shall be  
121 available to be expended by the Board of Trustees of State  
122 Institutions of Higher Learning for the purpose of defraying the  
123 costs associated with the implementation of the Ayers Settlement  
124 as follows:

125 Ayers-related programs at Alcorn State University, Jackson  
126 State University and Mississippi Valley State University .....  
127 .....\$ 6,733,000.00  
128 Interest on the Ayers Endowment Fund.....\$ 900,000.00

129 **SECTION 12.** It is the intention of the Legislature that the  
130 Board of Trustees of State Institutions of Higher Learning shall  
131 first use special funds to the greatest extent possible to defray  
132 the costs of providing remediation at the state-supported  
133 institutions of higher learning.

134 **SECTION 13.** None of the funds appropriated by this act shall  
135 be expended for any purpose that is not actually required or  
136 necessary for performing any of the powers or duties of the Board  
137 of Trustees of State Institutions of Higher Learning, or any of  
138 the powers or duties of any institution under the jurisdiction of  
139 the board of trustees, that are authorized by the Mississippi



140 Constitution of 1890, state or federal law, or rules or  
141 regulations that implement state or federal law.

142         **SECTION 14.** It is the intention of the Legislature that the  
143 budget requests of the institutions for Fiscal Year 2023 shall be  
144 submitted to the Joint Legislative Budget Committee in a format  
145 and level of detail comparable to the format and level of detail  
146 provided during the Fiscal Year 2022 budget request process.

147         **SECTION 15.** It is the intention of the Legislature that the  
148 Board of Trustees of State Institutions of Higher Learning  
149 continue to review, and eliminate when possible, duplicating  
150 programs and degrees in the existing institutions of higher  
151 learning in this state.

152         **SECTION 16.** No state appropriations or student tuition and  
153 fee receipts, except those specifically charged for the provision  
154 of the services, shall be used to support auxiliary enterprises,  
155 with the exception of intercollegiate athletics at a level  
156 designated by the board of trustees. It is the intent of the  
157 Legislature that auxiliary enterprises shall be self-supporting  
158 and that deficits not be taken from funds intended for instruction  
159 and academic programs.

160         **SECTION 17.** The Board of Trustees of State Institutions of  
161 Higher Learning shall report yearly to the Legislature the  
162 institution compliance with Section 97-11-51, Mississippi Code of  
163 1972, which prohibits deficit spending.



164           **SECTION 18.** Any funds appropriated pursuant to this act and  
165 paid as a fee to or deposited in a financial institution shall be  
166 in compliance with Section 109 of the Constitution of the State of  
167 Mississippi and Section 25-4-105, Mississippi Code of 1972.

168           **SECTION 19.** In compliance with the "Mississippi Performance  
169 Budget and Strategic Planning Act of 1994," it is the intent of  
170 the Legislature that the funds provided herein shall be utilized  
171 in the most efficient and effective manner possible to achieve the  
172 intended mission of this agency. Based on the funding authorized,  
173 this agency shall make every effort to attain the targeted  
174 performance measures provided below:

	FY2022
<u>Performance Measures</u>	<u>Target</u>
177 Instruction	
178       Number of Undergraduate Degrees Awarded	12,221
179       Number of Graduate Degrees Awarded	4,592
180       Number of Degrees (Graduate &	
181           Undergraduate) Awarded in the Fields of	
182           STEM, Health & Education	5,083
183       Number of Undergraduate Degrees Awarded	
184           per 100 Undergraduate FTE Enrollment	20.10
185       Number of Graduate Degrees Awarded per	
186           100 Graduate FTE Enrollment	44.20
187       Number of Students Completing 30 Hours	13,915
188       Number of Students Completing 60 Hours	10,132





189 Research

190 Number of Patents Obtained in Emerging

191 Technologies 25

192 A reporting of the degree to which the performance targets  
193 set above have been or are being achieved shall be provided in the  
194 agency's budget request submitted to the Joint Legislative Budget  
195 Committee for Fiscal Year 2023.

196 **SECTION 20.** Of the funds provided herein to the Board of  
197 Trustees of State Institutions of Higher Learning, the following  
198 amount, or so much thereof as may be necessary, shall be allocated  
199 equally to Jackson State University, Mississippi State University,  
200 the University of Mississippi, and the University of Southern  
201 Mississippi for economic development, reorganization, and  
202 relocation of efforts at those universities.....\$ 2,000,000.00.

203 **SECTION 21.** Of the funds provided herein to the Board of  
204 Trustees of State Institutions of Higher Learning, the following  
205 amount, or so much thereof as may be necessary, shall be allocated  
206 to Mississippi State University - Meridian Branch.....  
207 .....\$ 824,500.00.

208 **SECTION 22.** It is the intention of the Legislature that  
209 whenever two (2) or more bids are received by this agency for the  
210 purchase of commodities or equipment, and whenever all things  
211 stated in such received bids are equal with respect to price,  
212 quality and service, the Mississippi Industries for the Blind  
213 shall be given preference. A similar preference shall be given to



214 the Mississippi Industries for the Blind whenever purchases are  
215 made without competitive bids.

216         **SECTION 23.** Of the funds provided herein to the Board of  
217 Trustees of State Institutions of Higher Learning, the following  
218 amount, or so much thereof as may be necessary, shall be allocated  
219 to Jackson State University E-Learning Center.....\$ 485,000.00.

220         **SECTION 24.** Of the funds provided herein to the Board of  
221 Trustees of State Institutions of Higher Learning, the following  
222 amount, or so much thereof as may be necessary, shall be allocated  
223 to the Delta State University E-Learning Center....\$ 310,400.00.

224         **SECTION 25.** It is the intent of the Legislature that at the  
225 end of Fiscal Year 2022 any unexpended balances in Ayers programs  
226 funds established pursuant to this act shall not lapse into the  
227 State General Fund, but shall carry over and be available for  
228 expenditure in the succeeding fiscal year, and subject to  
229 Legislative appropriation.

230         **SECTION 26.** None of the state general funds appropriated by  
231 this act shall be expended for the purpose of travel outside the  
232 United States.

233         **SECTION 27.** Of the funds provided herein to the Board of  
234 Trustees of State Institutions of Higher Learning, the following  
235 sum, or so much thereof as may be necessary, shall be allocated to  
236 Delta State University Department of Commercial Aviation.....  
237 .....\$ 654,750.00.



238           **SECTION 28.** Of the funds appropriated in Section 1 and  
239 Section 2 of this act, One Hundred Ninety-one Thousand Six Hundred  
240 Ten Dollars (\$191,610.00) is provided for geospatial site  
241 licenses.

242           **SECTION 29.** It is the intention of the Legislature that none  
243 of the funds provided herein shall be used to pay certain  
244 utilities for state-furnished housing for any employees. Such  
245 utilities shall include electricity, natural gas, butane, propane,  
246 cable and phone services. Where actual cost cannot be determined,  
247 the agency shall be required to provide meters to be in compliance  
248 with legislative intent. Such state-furnished housing shall  
249 include single-family and multifamily residences but shall not  
250 include any dormitory residences. Allowances for such utilities  
251 shall be prohibited.

252           **SECTION 30.** Of the funds provided herein to the Board of  
253 Trustees of State Institutions of Higher Learning, the following  
254 amount shall be allocated to the Delta State University Delta  
255 Center for Culture and Learning .....\$ 169,750.00.

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

258           **SECTION 31.** Of the funds provided herein to the Board of  
259 Trustees of State Institutions of Higher Learning, the following  
260 amount, or so much thereof as may be necessary, shall be allocated  
261 to fund the Washington Center for Internships and Academic  
262 Seminars Mississippi Initiative Scholarship Program.....



263 .....\$ 72,750.00.

264 This program will provide opportunities for Mississippi's  
265 university and college students to gain real-life experience  
266 working in Washington, D.C. The funding will provide scholarships  
267 at Alcorn State University, Delta State University, Jackson State  
268 University, Mississippi State University, Mississippi University  
269 for Women, Mississippi Valley State University, the University of  
270 Mississippi, and the University of Southern Mississippi. A  
271 written report shall be submitted listing the scholarship  
272 recipients by university to the Chairmen and members of the Senate  
273 and House Appropriations Committees.

274 **SECTION 32.** None of the funds appropriated and/or authorized  
275 for expenditure under this act shall be used for research in which  
276 a human embryo is killed or destroyed.

277 **SECTION 33.** Of the funds appropriated under the provisions  
278 of Section 1 of this act, an amount not more than One Hundred  
279 Twenty-five Thousand Dollars (\$125,000.00) shall be allocated to  
280 implement university system efficiencies, including, but not  
281 limited to, academic, space, energy and any other system projects  
282 or expenditures that would lead to improved efficiency. Such  
283 funds may also be used to draw down other funds or as matching  
284 funds.

285 **SECTION 34.** Of the funds appropriated under the provisions  
286 of Section 1 of this act, Eighty-seven Thousand Three Hundred  
287 Dollars (\$87,300.00) shall be used to defray the expenses of the



288 Children's Center for Communication and Development at the  
289 University of Southern Mississippi.

290 **SECTION 35.** Of the funds appropriated in Section 1 of this  
291 act, the amount of Two Hundred Forty-two Thousand Five Hundred  
292 Dollars (\$242,500.00) is provided for defraying the expenses of  
293 the DuBard School.

294 **SECTION 36.** Of the funds appropriated under the provisions  
295 of Section 1 of this act, the following sum is for the Southwest  
296 Mississippi Center Culture and Learning at Alcorn State University  
297 for the fiscal year beginning July 1, 2021, and ending  
298 June 30, 2022 .....\$ 266,750.00.

299 **SECTION 37.** Of the funds appropriated in Section 1 of this  
300 act, it is the intention of the Legislature that Nine Hundred  
301 Twenty-one Thousand Five Hundred Dollars (\$921,500.00) is provided  
302 for the Engineer Research and Development Center in Vicksburg,  
303 Mississippi, for Research and Development opportunities in Science  
304 and Technology initiatives.

305 **SECTION 38.** Of the funds appropriated in Section 1 of this  
306 act, Two Hundred Eighteen Thousand Two Hundred Fifty Dollars  
307 (\$218,250.00) is provided for the Delta State University Delta  
308 Music Institute.

309 **SECTION 39.** It is the intention of the Legislature that  
310 Mississippi Valley State University is authorized to provide water  
311 or sewer service to any existing, privately-owned structures that  
312 presently take water or sewer service from Mississippi Valley



313 State University. Furthermore, Mississippi Valley State  
314 University is authorized to charge a flat or metered rate for the  
315 service provided. Mississippi Valley State University shall not  
316 provide any water or sewer service to any new, privately-owned  
317 structures.

318 **SECTION 40.** Of the funds herein appropriated, Seven Hundred  
319 Twenty-nine Thousand Eight Hundred Ninety Dollars (\$729,890.00)  
320 shall be provided to the Charter School Authorizer Board. Of this  
321 amount, Two Hundred Twenty-nine Thousand Eight Hundred Ninety  
322 Dollars (\$229,890.00) shall be provided in General Funds and Five  
323 Hundred Thousand Dollars (\$500,000.00) shall be provided in  
324 Special Funds from the Charter School Authorizer Board Fund - Fund  
325 No. 3001700000.

326 **SECTION 41.** It is the intention of the Legislature that the  
327 funds herein appropriated shall be expended in compliance with  
328 Section 27-104-25, Mississippi Code of 1972, that no state agency  
329 shall incur obligations or indebtedness in excess of their  
330 appropriation and that the responsible officers, either personally  
331 or upon their official bonds, shall be held responsible for  
332 actions contrary to this provision.

333 **SECTION 42.** The money herein appropriated shall be paid by  
334 the State Treasurer out of any money in the State Treasury to the  
335 credit of the proper fund or funds as set forth in this act, upon  
336 warrants issued by the State Fiscal Officer; and the State Fiscal



337 Officer shall issue his warrants upon requisitions signed by the  
338 proper person, officer or officers, in the manner provided by law.

339       **SECTION 43.** This act shall take effect and be in force from  
340 and after July 1, 2021, and shall stand repealed from and after  
341 June 29, 2021.

**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 FOR FISCAL YEAR 2022.

