

By: Senator(s) Hopson, Polk, Parks, DeBar,
Simmons (13th), Williams

To: Appropriations

SENATE BILL NO. 3002
(As Sent to Governor)

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 2023.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

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, 2022,
16 and ending June 30, 2023.....\$ 340,447,794.00.

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, 2022,
 27 and ending June 30, 2023.....\$ 1,032,867,271.00.

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, 2022, and ending June 30, 2023:

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 Six Hundred Fifteen Thousand
 38 Nine Hundred Three Dollars (\$1,615,903.00) shall be derived from
 39 unexpended balances in the Ayers program funds provided for the
 40 purpose in prior-year appropriations enacted by The Mississippi
 41 Legislature. These funds are to be allocated as follows:

42	Jackson State University.....	\$	1,165,697.00.
43	Alcorn State University.....	\$	3,275.00.



44 Mississippi Valley State University.....\$ 446,931.00.

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 ensure 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 interest on sale of
88 university land, the sum of.....\$ 14,387.00.

89 (b) For the University of Mississippi as interest on
90 original seminary fund, the sum of.....\$ 32,643.00.

91 (c) For the University of Mississippi as interest on
92 1904 land grant fund, the sum of.....\$ 9,965.00.



93 (d) For the University of Mississippi as interest on
94 LaBauve Fund, the sum of.....\$ 1,420.00.

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

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

101 **SECTION 10.** Of the funds appropriated in Section 2 of this
102 act, the following amount shall be derived from Education
103 Enhancement Funds deposited pursuant to Sections 27-65-75 and
104 27-67-31, Mississippi Code of 1972:

105 On-campus and off-campus support of Alcorn State University,
106 Delta State University, Jackson State University, Mississippi
107 State University, Mississippi University for Women, Mississippi
108 Valley State University, University of Mississippi, and University
109 of Southern Mississippi for the sum of.....\$ 68,873,070.00.

110 **SECTION 11.** It is the intention of the Legislature that the
111 Board of Trustees of State Institutions of Higher Learning shall
112 first use special funds to the greatest extent possible to defray
113 the costs of providing remediation at the state-supported
114 institutions of higher learning.

115 **SECTION 12.** None of the funds appropriated by this act shall
116 be expended for any purpose that is not actually required or
117 necessary for performing any of the powers or duties of the Board



118 of Trustees of State Institutions of Higher Learning, or any of
119 the powers or duties of any institution under the jurisdiction of
120 the board of trustees, that are authorized by the Mississippi
121 Constitution of 1890, state or federal law, or rules or
122 regulations that implement state or federal law.

123 **SECTION 13.** It is the intention of the Legislature that the
124 budget requests of the institutions for Fiscal Year 2024 shall be
125 submitted to the Joint Legislative Budget Committee in a format
126 and level of detail comparable to the format and level of detail
127 provided during the Fiscal Year 2023 budget request process.

128 **SECTION 14.** It is the intention of the Legislature that the
129 Board of Trustees of State Institutions of Higher Learning
130 continue to review, and eliminate when possible, duplicating
131 programs and degrees in the existing institutions of higher
132 learning in this state.

133 **SECTION 15.** No state appropriations or student tuition and
134 fee receipts, except those specifically charged for the provision
135 of the services, shall be used to support auxiliary enterprises,
136 with the exception of intercollegiate athletics at a level
137 designated by the board of trustees. It is the intent of the
138 Legislature that auxiliary enterprises shall be self-supporting
139 and that deficits not be taken from funds intended for instruction
140 and academic programs.

141 **SECTION 16.** The Board of Trustees of State Institutions of
142 Higher Learning shall report yearly to the Legislature the



143 institution compliance with Section 97-11-51, Mississippi Code of
144 1972, which prohibits deficit spending.

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

149 **SECTION 18.** In compliance with the "Mississippi Performance
150 Budget and Strategic Planning Act of 1994," it is the intent of
151 the Legislature that the funds provided herein shall be utilized
152 in the most efficient and effective manner possible to achieve the
153 intended mission of this agency. Based on the funding authorized,
154 this agency shall make every effort to attain the targeted
155 performance measures provided below:

	FY2023
<u>Performance Measures</u>	<u>Target</u>
158 Instruction	
159 Number of Undergraduate Degrees Awarded	12,221
160 Number of Graduate Degrees Awarded	4,592
161 Number of Degrees (Graduate &	
162 Undergraduate) Awarded in the Fields of	
163 STEM, Health & Education	5,337
164 Number of Undergraduate Degrees Awarded	
165 per 100 Undergraduate Full-Time	
166 Equivalent (FTE) Enrollment	20.10
167 Number of Graduate Degrees Awarded per	



168	100 Graduate FTE Enrollment	44.20
169	Number of Students Completing 30 Hours	13,915
170	Number of Students Completing 60 Hours	10,132
171	Research	
172	Number of Patents Obtained in Emerging	
173	Technologies	25

174 A reporting of the degree to which the performance targets
175 set above have been or are being achieved shall be provided in the
176 agency's budget request submitted to the Joint Legislative Budget
177 Committee for Fiscal Year 2024.

178 **SECTION 19.** Of the funds provided herein to the Board of
179 Trustees of State Institutions of Higher Learning, the following
180 amount, or so much thereof as may be necessary, shall be allocated
181 equally to Jackson State University, Mississippi State University,
182 the University of Mississippi, and the University of Southern
183 Mississippi for economic development, reorganization, and
184 relocation of efforts at those universities.....\$ 2,000,000.00.

185 **SECTION 20.** Of the funds provided herein to the Board of
186 Trustees of State Institutions of Higher Learning, the following
187 amount, or so much thereof as may be necessary, shall be allocated
188 to Mississippi State University - Meridian
189 Branch.....\$ 900,000.00.

190 **SECTION 21.** It is the intention of the Legislature that
191 whenever two (2) or more bids are received by this agency for the
192 purchase of commodities or equipment, and whenever all things



193 stated in such received bids are equal with respect to price,
194 quality and service, the Mississippi Industries for the Blind
195 shall be given preference. A similar preference shall be given to
196 the Mississippi Industries for the Blind whenever purchases are
197 made without competitive bids.

198 **SECTION 22.** Of the funds provided herein to the Board of
199 Trustees of State Institutions of Higher Learning, the following
200 amount, or so much thereof as may be necessary, shall be allocated
201 to Jackson State University E-Learning Center....\$ 485,000.00.

202 **SECTION 23.** Of the funds provided herein to the Board of
203 Trustees of State Institutions of Higher Learning, the following
204 amount, or so much thereof as may be necessary, shall be allocated
205 to the Delta State University E-Learning
206 Center.....\$ 155,000.00.

207 **SECTION 24.** It is the intent of the Legislature that at the
208 end of Fiscal Year 2023 any unexpended balances in Ayers programs
209 funds established pursuant to this act shall not lapse into the
210 State General Fund, but shall carry over and be available for
211 expenditure in the succeeding fiscal year, and subject to
212 Legislative appropriation.

213 **SECTION 25.** None of the State General Funds appropriated by
214 this act shall be expended for the purpose of travel outside the
215 United States.

216 **SECTION 26.** Of the funds provided herein to the Board of
217 Trustees of State Institutions of Higher Learning, the following



218 sum, or so much thereof as may be necessary, shall be allocated to
219 Delta State University Department of Commercial
220 Aviation.....\$ 800,000.00.

221 **SECTION 27.** Of the funds appropriated in Section 1 and
222 Section 2 of this act, One Hundred Ninety-one Thousand Six Hundred
223 Ten Dollars (\$191,610.00) is provided for geospatial site
224 licenses.

225 **SECTION 28.** It is the intention of the Legislature that none
226 of the funds provided herein shall be used to pay certain
227 utilities for state-furnished housing for any employees. Such
228 utilities shall include electricity, natural gas, butane, propane,
229 cable and phone services. Where actual cost cannot be determined,
230 the agency shall be required to provide meters to be in compliance
231 with legislative intent. Such state-furnished housing shall
232 include single-family and multifamily residences but shall not
233 include any dormitory residences. Allowances for such utilities
234 shall be prohibited.

235 **SECTION 29.** Of the funds provided herein to the Board of
236 Trustees of State Institutions of Higher Learning, the following
237 amount shall be allocated to the Delta State University Delta
238 Center for Culture and Learning.....\$ 100,000.00.

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

241 **SECTION 30.** Of the funds provided herein to the Board of
242 Trustees of State Institutions of Higher Learning, the following



243 amount, or so much thereof as may be necessary, shall be allocated
244 to fund the Washington Center for Internships and Academic
245 Seminars Mississippi Initiative Scholarship
246 Program.....\$ 90,000.00.

247 This program will provide opportunities for Mississippi's
248 university and college students to gain real-life experience
249 working in Washington, D.C. The funding will provide scholarships
250 at Alcorn State University, Delta State University, Jackson State
251 University, Mississippi State University, Mississippi University
252 for Women, Mississippi Valley State University, and the University
253 of Southern Mississippi. A written report shall be submitted
254 listing the scholarship recipients by university to the Chairmen
255 of the Senate and House Appropriations and Universities and
256 Colleges Committees.

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

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



268 **SECTION 33.** Of the funds appropriated under the provisions
269 of Section 1 of this act, One Hundred Thousand Dollars
270 (\$100,000.00) shall be used to defray the expenses of the
271 Children's Center for Communication and Development at the
272 University of Southern Mississippi.

273 **SECTION 34.** Of the funds appropriated in Section 1 of this
274 act, the amount of Two Hundred Fifty Thousand Dollars
275 (\$250,000.00) is provided for defraying the expenses of the DuBard
276 School.

277 **SECTION 35.** Of the funds appropriated under the provisions
278 of Section 1 of this act, Two Hundred Sixty-six Thousand Seven
279 Hundred Fifty Dollars (\$266,750.00) is provided for the Southwest
280 Mississippi Center for Culture and Learning at Alcorn State
281 University.

282 **SECTION 36.** Of the funds appropriated in Section 1 of this
283 act, it is the intention of the Legislature that Eight Hundred
284 Fifty Thousand Dollars (\$850,000.00) is provided for the Engineer
285 Research and Development Center in Vicksburg, Mississippi, for
286 Research and Development opportunities in Science and Technology
287 initiatives.

288 **SECTION 37.** Of the funds appropriated in Section 1 of this
289 act, Three Hundred Thousand Dollars (\$300,000.00) is provided for
290 the Delta State University Delta Music Institute.

291 **SECTION 38.** It is the intention of the Legislature that
292 Mississippi Valley State University is authorized to provide water



293 or sewer service to any existing, privately owned structures that
294 presently take water or sewer service from Mississippi Valley
295 State University. Furthermore, Mississippi Valley State
296 University is authorized to charge a flat or metered rate for the
297 service provided. Mississippi Valley State University shall not
298 provide any water or sewer service to any new, privately owned
299 structures.

300 **SECTION 39.** Of the funds herein appropriated, Eight Hundred
301 Thousand Dollars (\$800,000.00) shall be provided to the Charter
302 School Authorizer Board. Of this amount, Three Hundred Thousand
303 Dollars (\$300,000.00) shall be provided in General Funds and Five
304 Hundred Thousand Dollars (\$500,000.00) shall be provided in
305 Special Funds from the Charter School Authorizer Board Fund - Fund
306 No. 3001700000.

307 **SECTION 40.** Of the funds appropriated in Section 2 of this
308 act, One Million Five Hundred Dollars (\$1,500,000.00), shall be
309 derived from funds in the Education Enhancement Fund deposited
310 pursuant to Sections 27-65-75 and 27-67-31, Mississippi Code of
311 1972, and allocated in a manner as determined by the Treasurer's
312 Office. These funds are provided to Alcorn State University for
313 STEM related programs as determined by the university.

314 **SECTION 41.** Of the funds appropriated in Section 2 of this
315 act, One Million Dollars (\$1,000,000.00), or so much as necessary,
316 shall be derived from funds in the Education Enhancement Fund
317 deposited pursuant to Sections 27-65-75 and 27-67-31, Mississippi



318 Code of 1972, and allocated in a manner as determined by the
319 Treasurer's Office. These funds are provided to the IHL research
320 institutions for the purpose of technology transfer and
321 entrepreneurial programs, which may be connected to the Department
322 of Defense and related federal research in Mississippi. It is the
323 intent of the legislature that funds can be used for both research
324 and upgrades to the physical space in order to perform research
325 and entrepreneurship.

326 **SECTION 42.** Of the funds appropriated in Section 2 of this
327 act, Fifty-one Million One Hundred Forty-three Thousand Dollars
328 (\$51,143,000.00), or so much as may be necessary, shall be derived
329 out of any money in the State Treasury to the credit of the
330 Education Enhancement Fund deposited pursuant to Sections 27-65-75
331 and 27-67-31, Mississippi Code of 1972, and allocated for the
332 following purposes:

333 (a) Delta State University - Commercial Aviation Department
334 to defray expenses related to the purchase of flight simulators,
335 training equipment, and other capital
336 improvements.....\$ 2,478,000.00.

337 (b) University of Mississippi to defray expenses related to
338 the operations of the Haley Barbour Center for the Study of
339 American Politics.....\$ 1,000,000.00.

340 (c) University of Mississippi to defray expenses related to
341 the Healthcare Innovation Tech Hub Infrastructure, Biomedical



342 Innovation, Nano-Bio Immuno Engineering Consortium (NIEC), Data
343 Science and Artificial Intelligence.....\$ 15,000,000.00.

344 (d) University of Mississippi to defray expenses related to
345 the UM Early Learning and Evaluation Center.....\$ 10,000,000.00.

346 (e) Mississippi State University to defray the expenses
347 related to the construction, furnishing, and equipping of the
348 Kinesiology & Autism Building, High-Performance Computing Center
349 and/or Ballew Hall.....\$ 12,000,000.00.

350 (f) Mississippi University for Women to defray expenses
351 related to the expansion of the nursing
352 program.....\$ 2,500,000.00.

353 (g) Alcorn State University to defray the expenses related
354 to the renovation and expansion of the Davey L. Whitney Complex
355 and Wellness Center.....\$ 3,000,000.00.

356 (h) Alcorn State University to defray the expenses related
357 to the operations of the Poultry Sciences
358 Program.....\$ 165,000.00.

359 (i) Jackson State University to defray the expenses related
360 to the repair, renovation, and/or construction of a
361 residence hall.....\$ 5,000,000.00.

362 **SECTION 43.** Of the funds appropriated under the provision of
363 Section 2 of this act, the following sum, or so much necessary, is
364 hereby appropriated out of any money in the State Treasury to the
365 credit of the Capital Expense Fund, and allocated in a manner as
366 determined by the Treasurer's Office, to defray the expenses of



367 the Institutions of Higher Learning (IHL), acting through the
368 Bureau of Building, Grounds and Real Property Management, for the
369 fiscal year beginning July 1, 2022, and ending
370 June 30, 2023.....\$ 15,000,000.00.

371 This appropriation is made for the purpose of providing the
372 funds necessary to authorize the expenditure of funds for
373 construction and/or repair and renovation projects for the
374 Institutions of Higher Learning as allocated herein:

375	Alcorn State University.....	\$ 746,792.00.
376	Delta State University.....	\$ 599,527.00.
377	Jackson State University.....	\$ 1,294,884.00.
378	Mississippi State University (including	
379	the Forest and Wildlife Research Center	
380	and the Division of Agriculture,	
381	Forestry and Veterinary Medicine).....	\$ 4,401,981.00.
382	Mississippi University for Women.....	\$ 538,804.00.
383	Mississippi Valley State University.....	\$ 654,339.00.
384	University of Mississippi.....	\$ 4,063,186.00.
385	University of Southern Mississippi.....	\$ 2,700,487.00.
386	Total.....	\$ 15,000,000.00.

387 **SECTION 44.** Of the funds appropriated in Section 2 of this
388 act, Eight Million Dollars (\$8,000,000.00), or so much thereof,
389 shall be derived out of any money in the State Treasury to the
390 credit of the Capital Expense Fund, as created in Section
391 27-103-303, Mississippi Code of 1972, and allocated in a manner as



392 determined by the Treasurer's Office. These funds are provided
393 for such purposes as follows:

394 Mississippi Valley State University
395 Emergency Roof Repair.....\$ 3,000,000.00.
396 University of Southern Mississippi Ocean
397 Enterprise - Gulfport.....\$ 5,000,000.00.

398 **SECTION 45.** The following sum, or so much thereof as may be
399 necessary, is reappropriated out of any money in the Capital
400 Expense Fund not otherwise appropriated, for the Institutions of
401 Higher Learning for the purpose of reauthorizing the expenditure
402 of Capital Expense Funds to defray the expenses of the
403 Institutions of Higher Learning (IHL), acting through the Bureau
404 of Building, Grounds and Real Property Management as authorized in
405 SB 2904, 2021 Regular Session, for the fiscal year beginning July
406 1, 2022, and ending June 30, 2023.....\$ 1,911,895.00.

407 This appropriation is made for the purpose of reauthorizing
408 the expenditure of funds for construction and/or repair and
409 renovation projects for the Institutions of Higher Learning as
410 allocated herein:

411 Delta State University.....\$ 306,335.00.
412 Mississippi Valley State University.....\$ 688,116.00.
413 University of Southern Mississippi.....\$ 917,444.00.

414 Notwithstanding the amount reappropriated under the
415 provisions of this section, in no event shall the amount expended
416 exceed the unexpended balance of June 30, 2022.



417 **SECTION 46.** It is the intention of the Legislature that the
418 funds herein appropriated shall be expended in compliance with
419 Section 27-104-25, Mississippi Code of 1972, that no state agency
420 shall incur obligations or indebtedness in excess of their
421 appropriation and that the responsible officers, either personally
422 or upon their official bonds, shall be held responsible for
423 actions contrary to this provision.

424 **SECTION 47.** The money herein appropriated shall be paid by
425 the State Treasurer out of any money in the State Treasury to the
426 credit of the proper fund or funds as set forth in this act, upon
427 warrants issued by the State Fiscal Officer; and the State Fiscal
428 Officer shall issue his warrants upon requisitions signed by the
429 proper person, officer or officers, in the manner provided by law.

430 **SECTION 48.** This act shall take effect and be in force from
431 and after July 1, 2022.

