

By: Senator(s) Hopson, Polk, Frazier,
Branning, DeLano, McLendon

To: Appropriations

SENATE BILL NO. 3012

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 2023.

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, 2022, and ending June 30, 2023.....
10\$ 146,581,404.00.

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, 2022, and
17 ending June 30, 2023.....\$ 49,884,946.00.



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	MSVCC Shared Host	.75
29	MSVCC Shared Provider	.25
30	(b) Career	1.0
31	(c) Associate Degree	
32	Nursing	1.19
33	(d) Associate Degree	
34	Allied Health	1.19

35 Academic, Technical, Career, 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 student actually enrolled and in
40 attendance the last day of the sixth week of each semester, or its
41 equivalent, counting only students who reside within the State of
42 Mississippi. However, associate degree nursing students who



43 reside outside the State of Mississippi may be counted for pay
44 purposes.

45 Mississippi Virtual Community College (MSVCC) shared hosted
46 and provided courses may qualify for incentive funding on the
47 basis of the prior year full-time equivalency (FTE) of MSVCC
48 shared hours generated during the summer, fall and spring
49 semesters. In addition, all provider MSVCC semester credit hours
50 will be included in either the academic, technical or career
51 sections of the formula at a weight of one (1.0).

52 The Director of the Mississippi Community College Board, or
53 his designee, shall audit each public community and junior college
54 and shall determine who shall be counted in each college and shall
55 certify the number to the Mississippi Community College Board.

56 If, pending determination of the enrollment of students at
57 the public community and junior colleges entitled to participate
58 in this appropriation, as provided for in this section, the
59 Mississippi Community College Board shall find and determine that
60 any such public or community junior college does not have
61 sufficient funds on hand for payment of the necessary expenses of
62 its operation for the period commencing July 1, 2022, until
63 distribution of the funds appropriated hereby, then, in that
64 event, the Mississippi Community College Board is expressly
65 authorized to make an advance to any such public community or
66 junior college or colleges not having sufficient operating funds
67 for such period from the funds appropriated hereby; provided,



68 however, that the amount of any such advance to any one (1) public
69 community or junior college shall not exceed thirty-three percent
70 (33%) of the amount of state-appropriated funds received by such
71 public community or junior college during the preceding fiscal
72 year; and provided, further, that the amount of any such advance
73 shall be deducted from the pro rata part of the funds appropriated
74 hereby accruing to said public community or junior college when
75 enrollment has been ascertained and distribution of funds is made.

76 **SECTION 4.** No part of the amount herein appropriated shall
77 be used by the Mississippi Community College Board 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 Mississippi Community College Board.

81 **SECTION 5.** The funds disbursed under the provisions of this
82 act shall be accounted for through the Mississippi Community
83 College Board.

84 **SECTION 6.** The following public community and junior
85 colleges which qualify shall participate in the funds provided by
86 Sections 1 and 2 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, for the aid of the public
104 community and junior colleges, to fund life and health insurance,
105 for all employees of the public community and junior colleges for
106 the fiscal year beginning July 1, 2022, and ending
107 June 30, 2023.....\$ 26,943,342.00.

108 The funds allocated in this section shall only be used to
109 participate in the State and School Employees' Life and Health
110 Insurance Plan. Any funds appropriated in this section which are
111 not expended during the fiscal year shall be carried forward for
112 the same purposes during the next succeeding fiscal year.

113 **SECTION 9.** In addition to funds appropriated in Section 8,
114 the following sum, or so much thereof as may be necessary, is
115 hereby appropriated out of any money in the Insurance Carryover
116 Fund No. 3295, for the purpose of fully funding life and health
117 insurance through the State and School Employees' Life and Health



118 Insurance Plan for all qualified community and junior college
119 employees, for the fiscal year beginning July 1, 2022, and ending
120 June 30, 2023.....\$ 400,000.00.

121 **SECTION 10.** The following sum, or so much thereof as may be
122 necessary, is hereby appropriated out of any money in the State
123 General Fund not otherwise appropriated, for the purpose of
124 Workforce and Economic Development Support, including the
125 operation of the Workforce Development Centers and Advanced
126 Training Centers, providing start-up costs for new career and
127 technical programs, and providing the necessary funding to replace
128 outdated and obsolete equipment for existing career and technical
129 programs at each of the public community and junior colleges for
130 the fiscal year beginning July 1, 2022, and ending
131 June 30, 2023.....\$ 6,750,000.00.

132 **SECTION 11.** The following sum, or so much thereof as may be
133 necessary, is hereby appropriated out of any money in the State
134 General Fund not otherwise appropriated, to the Mississippi
135 Community College Board for the purpose of defraying the cost of
136 Sign Language Interpreter Training at the public community and
137 junior colleges for the fiscal year beginning July 1, 2022, and
138 ending June 30, 2023.....\$ 179,050.00.

139 **SECTION 12.** The following sum, or so much thereof as may be
140 necessary, is hereby appropriated out of any money in the State
141 General Fund not otherwise appropriated, to the Mississippi
142 Community College Board for the purpose of defraying the cost of



143 the Education Technology Program at the public community and
144 junior colleges and the Mississippi Community College Board for
145 the fiscal year beginning July 1, 2022, and ending
146 June 30, 2023.....\$ 7,099,160.00.

147 **SECTION 13.** A Mississippi Prepaid Affordable College Tuition
148 (MPACT) program beneficiary shall be considered a Mississippi
149 resident for the purposes of participating in this appropriation
150 regardless of the beneficiary's residence on the date of
151 enrollment, as set out in Section 37-155-5(d)(iii), Mississippi
152 Code of 1972.

153 **SECTION 14.** In compliance with the "Mississippi Performance
154 Budget and Strategic Planning Act of 1994," it is the intent of
155 the Legislature that the funds provided herein shall be utilized
156 in the most efficient and effective manner possible to achieve the
157 intended mission of this agency. Based on the funding authorized,
158 this agency shall make every effort to attain the targeted
159 performance measures provided below:

	FY2023
<u>Performance Measures</u>	<u>Target</u>
162 Instruction	
163 Number of Total Degrees Awarded per 100	
164 FTE Enrollment (%)	31.29
165 Number of Associate Degrees Awarded per	
166 100 FTE Enrollment (%)	17.11
167 Number of Associate of Applied Science	



168	Degrees Awarded per 100 FTE Enrollment	
169	(%)	7.00
170	Number of Certificates Awarded per 100	
171	FTE Enrollment (%)	9.50
172	Percent of First-Time Entering,	
173	Part-Time Degree- Seeking Students	
174	(Fall) who Earned 24 Credit Hours by the	
175	End of Year Two	18.50
176	Percent of First-Time Entering,	
177	Full-Time Degree-Seeking Students (Fall)	
178	who Earned 42 Credit Hours by the End	
179	of Year Two	46.82
180	Percent of Associate Degree Nursing &	
181	Practical Nursing Licensure Exam Pass	
182	Rates	42.51
183	Percent of Total Student Success, Which	
184	Includes Graduates, Transfers, &	
185	Retention (Those Still Enrolled)	80.78
186	Percent of Graduates	33.50
187	Percent of Transfers	20.78
188	Percent of Retention	8.34
189	Percent of Students Enrolled in Career/	
190	Technical & Health Science Graduates	23.50
191	Percent of In-State Job Placements of	
192	Career/ Technical & Health Science	



193	Graduates	90.10
194	Percent of Developmental English	
195	Students (Unduplicated Headcount) who	
196	Enrolled in English Composition I who	
197	Successfully Completed English	
198	Composition I During the Academic Year	51.50
199	Percent of Developmental Math Students	
200	(Unduplicated Headcount) who Enrolled in	
201	College Algebra who Successfully	
202	Completed College Algebra During the	
203	Academic Year	38.30
204	Number of High School Equivalencies Awarded	2,320

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

209 **SECTION 15.** The following sum, or so much thereof as may be
210 necessary, is hereby appropriated out of any money in the State
211 General Fund not otherwise appropriated, to the Mississippi
212 Community College Board for the purpose of defraying the cost of
213 the Associate Degree Nursing and Allied Health Programs, for the
214 fiscal year beginning July 1, 2022, and ending June 30, 2023.....
215\$ 2,556,922.00.

216 **SECTION 16.** The following sum, or so much thereof as may be
217 necessary, is hereby appropriated out of any money in the State



218 General Fund not otherwise appropriated, for the purpose of
219 continuing the dropout recovery initiative based on a successful
220 program administered through the adult basic education program
221 with the Mississippi Community College Board and to enroll
222 low-skill adults in career pathways that combine high school
223 equivalency, skills training and workforce credentials in an
224 intensive program that produces adults who can compete for jobs
225 for the fiscal year beginning July 1, 2022, and ending
226 June 30, 2023.....\$ 3,000,000.00.

227 Of the funds provided in this section, one-half (1/2) shall
228 be allocated equally and the remaining one-half (1/2) shall be
229 allocated on the basis of the prior year headcount enrollment in
230 Adult Education, MIBEST or other career pathway programs.

231 The public community and junior colleges shall prepare and
232 make available to the Legislature and the Legislative Budget
233 Office a comprehensive report on the number of dropouts that have
234 enrolled in a High School Equivalency and/or career program for
235 each community and junior college during Fiscal Year 2022 on, or
236 before, August 1, 2023.

237 **SECTION 17.** It is the intention of the Legislature that none
238 of the funds provided herein shall be used to pay certain
239 utilities for state-furnished housing for any employees. Such
240 utilities shall include electricity, natural gas, butane, propane,
241 cable and phone services. Where actual cost cannot be determined,
242 the agency shall be required to provide meters to be in compliance



243 with legislative intent. Such state-furnished housing shall
244 include single-family and multifamily residences but shall not
245 include any dormitory residences. Allowances for such utilities
246 shall be prohibited.

247 **SECTION 18.** It is the intention of the Legislature that
248 whenever two (2) or more bids are received by this agency for the
249 purchase of commodities or equipment, and whenever all things
250 stated in such received bids are equal with respect to price,
251 quality and service, the Mississippi Industries for the Blind
252 shall be given preference. A similar preference shall be given to
253 the Mississippi Industries for the Blind whenever purchases are
254 made without competitive bids.

255 **SECTION 19.** It is the intention of the Legislature that the
256 support of community and junior colleges shall maintain complete
257 accounting and personnel records related to the expenditure of all
258 funds appropriated under this act and that such records shall be
259 in the same format and level of detail as maintained for Fiscal
260 Year 2022. It is further the intention of the Legislature that
261 the agency's budget request for Fiscal Year 2024 shall be
262 submitted to the Joint Legislative Budget Committee in a format
263 and level of detail comparable to the format and level of detail
264 provided during the Fiscal Year 2023 budget request process.

265 **SECTION 20.** Of the funds appropriated in Section 2, Five
266 Million Dollars (\$5,000,000.00) is provided for the Career and
267 Technical Advantage Program which will provide start-up costs for



268 new career and technical programs, expansion of existing career
269 and technical programs, and infrastructure for career and
270 technical program equipment, lab upgrades, and renovations to
271 sustain the programs at public community colleges. Fifteen
272 percent (15%) of the funds appropriated in this section shall be
273 distributed evenly to each community college and the remaining
274 eighty-five percent (85%) of the funds shall be distributed on the
275 basis of prior year career and technical full-time equivalency
276 (FTE) hours generated during the summer, fall, and spring
277 semesters for each public community college.

278 **SECTION 21.** It is the intention of the Legislature that the
279 funds herein appropriated shall be expended in compliance with
280 Section 27-104-25, Mississippi Code of 1972, that no state agency
281 shall incur obligations or indebtedness in excess of their
282 appropriation and that the responsible officers, either personally
283 or upon their official bonds, shall be held responsible for
284 actions contrary to this provision.

285 **SECTION 22.** The money herein appropriated shall be paid by
286 the State Treasurer out of any money in the State Treasury to the
287 credit of the proper fund or funds as set forth in this act, upon
288 warrants issued by the State Fiscal Officer; and the State Fiscal
289 Officer shall issue his warrants upon requisitions signed by the
290 proper person, officer or officers, in the manner provided by law.



291 **SECTION 23.** This act shall take effect and be in force from
292 and after July 1, 2022, and shall stand repealed from and after
293 June 30, 2022.

