

House Amendments to Senate Bill No. 3010

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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

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 operation and
8 support of the public community and junior colleges for the fiscal
9 year beginning July 1, 2023, and ending June 30, 2024.....
10\$ 206,369,562.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money in the State
13 Treasury to the credit of the special funds specified herein to
14 the Mississippi Community College Board for the operation and
15 support of the public community and junior colleges for the fiscal
16 year beginning July 1, 2023, and ending June 30, 2024.....
17\$ 63,185,786.00.

18 **SECTION 3.** Of the funds appropriated in Section 2 of this
19 act, Sixty-two Million Seven Hundred Eighty-five Thousand Seven
20 Hundred Eighty-six Dollars (\$62,785,786.00) shall be derived from
21 funds in the Education Enhancement Fund deposited pursuant to

22 Sections 27-65-75 and 27-67-31, Mississippi Code of 1972, not
23 otherwise appropriated, for the operation and support of public
24 community and junior colleges.

25 **SECTION 4.** The funds provided in this section shall be
26 allocated for the aid and support of the public and community
27 junior colleges through the community college support funding
28 formula and shall be apportioned in accordance with the following
29 assigned weights:

30		FTE
31	<u>Formula Section</u>	<u>Formula</u>
32	(a) Aid to Colleges:	
33	Base	15% prior year
34		appropriation
35	Academic	1.0
36	Technical	1.0
37	MSVCC Shared Host	.75
38	MSVCC Shared Provider	.25
39	(b) Career	1.0
40	(c) Associate Degree	
41	Nursing	1.19
42	(d) Associate Degree	
43	Allied Health	1.19

44 Academic, Technical, Career, Associate Degree Nursing and
45 Associate Degree Allied Health funds shall be disbursed on the
46 basis of prior year full-time equivalency (FTE) of hours generated
47 during the summer, fall and spring semesters for each public

48 community and junior college student actually enrolled and in
49 attendance the last day of the sixth week of each semester, or its
50 equivalent, counting only students who reside within the State of
51 Mississippi. However, associate degree nursing students who
52 reside outside the State of Mississippi may be counted for pay
53 purposes.

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

61 The Director of the Mississippi Community College Board, or
62 his designee, shall audit each public community and junior college
63 and shall determine who shall be counted in each college and shall
64 certify the number to the Mississippi Community College Board.

65 If, pending determination of the enrollment of students at
66 the public community and junior colleges entitled to participate
67 in this appropriation, as provided for in this section, the
68 Mississippi Community College Board shall find and determine that
69 any such public or community junior college does not have
70 sufficient funds on hand for payment of the necessary expenses of
71 its operation for the period commencing July 1, 2023, until
72 distribution of the funds appropriated hereby, then, in that
73 event, the Mississippi Community College Board is expressly

74 authorized to make an advance to any such public community or
75 junior college or colleges not having sufficient operating funds
76 for such period from the funds appropriated hereby; provided,
77 however, that the amount of any such advance to any one (1) public
78 community or junior college shall not exceed thirty-three percent
79 (33%) of the amount of state-appropriated funds received by such
80 public community or junior college during the preceding fiscal
81 year; and provided, further, that the amount of any such advance
82 shall be deducted from the pro rata part of the funds appropriated
83 hereby accruing to said public community or junior college when
84 enrollment has been ascertained and distribution of funds is made.

85 (a) Of the funds appropriated in Section 1 of this act, an
86 amount not to exceed One Hundred Fifty-seven Million Five
87 Hundred Eighty-one Thousand Four Hundred Four Dollars
88 (\$157,581,404.00) is authorized for the aid and support of
89 the public community colleges to be distributed through
90 the community college support funding formula.

91 (b) Of the funds provided in Section 3 of this act,
92 Forty-nine Million Eight Hundred Eighty-four Thousand Nine
93 Hundred Forty-six Dollars (\$49,884,946.00), or so much as
94 may be necessary, shall be derived out of any money in the
95 State Treasury to the credit of the Education Enhancement
96 Fund and deposited pursuant to Sections 27-65-75 and
97 27-67-31, Mississippi Code of 1972. These funds are
98 authorized for the aid and support of the public community

99 colleges to be distributed through the community college
100 support funding formula.

101 **SECTION 5.** The following public community and junior
102 colleges which qualify shall participate in the funds provided
103 herein:

104 Coahoma Community College, Copiah-Lincoln Community College,
105 East Central Community College, East Mississippi Community
106 College, Hinds Community College, Holmes Community College,
107 Itawamba Community College, Jones County Junior College, Meridian
108 Community College, Mississippi Delta Community College,
109 Mississippi Gulf Coast Community College, Northeast Mississippi
110 Community College, Northwest Mississippi Community College, Pearl
111 River Community College, and Southwest Mississippi Community
112 College.

113 **SECTION 6.** Of the funds appropriated in Section 1 of this
114 act, an amount not to exceed Twenty-nine Million Two Hundred Three
115 Thousand Twenty-six Dollars (\$29,203,026.00) is authorized for the
116 aid of the public community and junior colleges to fund life and
117 health insurance for all employees of the public community and
118 junior colleges.

119 The funds allocated in this section shall only be used to
120 participate in the State and School Employees' Life and Health
121 Insurance Plan and any funds appropriated in this section for this
122 purpose, which are not expended during the fiscal year shall be
123 carried forward for the same purposes during the next succeeding
124 fiscal year.

125 **SECTION 7.** Of the funds appropriated in Section 2 of this
126 act, Four Hundred Thousand Dollars (\$400,000.00) shall be derived
127 out of any money in the State Treasury to the credit of the
128 Insurance Carryover Fund No. 3295, for the purpose of fully
129 funding life and health insurance through the State and School
130 Employees' Life and Health Insurance Plan for all qualified
131 community and junior college employees.

132 **SECTION 8.** Of the funds appropriated in Section 1 of this
133 act, an amount not to exceed Six Million Seven Hundred Fifty
134 Thousand Dollars (\$6,750,000.00) shall be used for the purpose of
135 Workforce and Economic Development Support, including the
136 operation of the Workforce Development Centers and Advanced
137 Training Centers, providing start-up costs for new career and
138 technical programs, and providing the necessary funding to replace
139 outdated and obsolete equipment for existing career and technical
140 programs at each of the public community and junior colleges.

141 **SECTION 9.** Of the funds appropriated in Section 1 of this
142 act, One Hundred Seventy-Nine Thousand Fifty Dollars (\$179,050.00)
143 shall be used for the purpose of defraying the cost of Sign
144 Language Interpreter Training at the public community and junior
145 colleges.

146 **SECTION 10.** Of the funds appropriated in Section 1 and
147 provided in Section 2 of this act, Ten Million Dollars
148 (\$10,000,000.00) shall be used by the Mississippi Community
149 College Board for the purpose of defraying the cost of the
150 Education Technology Program at the public community and junior

151 colleges and the Mississippi Community College Board. Seven
152 Million Ninety-nine Thousand One Hundred Sixty Dollars
153 (\$7,099,160.00) shall be derived from Section 1, and Two Million
154 Nine Hundred Thousand Eight Hundred Forty Dollars (\$2,900,840.00)
155 shall be derived from Section 3 out of any money in the State
156 Treasury to the credit of the Education Enhancement Fund and
157 deposited pursuant to Sections 27-65-75 and 27-67-31, Mississippi
158 Code of 1972.

159 **SECTION 11.** Of the funds appropriated in Section 1 of this
160 act, Two Million Five Hundred Fifty-six Thousand Nine Hundred
161 Twenty-two Dollars (\$2,556,922.00) shall be used for the purpose
162 of defraying the cost of the Associate Degree Nursing and Allied
163 Health Programs.

164 **SECTION 12.** Of the funds appropriated in Section 1 of this
165 act, Three Million Dollars (\$3,000,000.00) shall be used for the
166 purpose of continuing the dropout recovery initiative based on a
167 successful program administered through the adult basic education
168 program with the Mississippi Community College Board. These funds
169 shall also be used for the purpose of enrolling low-skill adults
170 in career pathways that combine high school equivalency, skills
171 training and workforce credentials in an intensive program that
172 produces adults who can compete for jobs.

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

177 The public community and junior colleges shall prepare and
178 make available to the Legislature and the Legislative Budget
179 Office a comprehensive report on the number of dropouts that have
180 enrolled in a High School Equivalency and/or career program for
181 each community and junior college during Fiscal Year 2023 on, or
182 before, August 1, 2024.

183 **SECTION 13.** Of the funds provided in Section 3 of this act,
184 Ten Million Dollars (\$10,000,000.00), or so much thereof as may be
185 necessary, shall be derived out of any money in the State Treasury
186 to the credit of the Education Enhancement Fund and deposited
187 pursuant to Sections 27-65-75 and 27-67-31, Mississippi Code of
188 1972. These funds shall be used for the Career and Technical
189 Advantage Program which will provide start-up costs for new career
190 and technical programs, expansion of existing career and technical
191 programs, and infrastructure for career and technical program
192 equipment, lab upgrades, and renovations to sustain the programs
193 at public community colleges. Fifteen percent (15%) of the funds
194 appropriated in this section shall be distributed evenly to each
195 community college. The remaining eighty-five percent (85%) of the
196 funds shall be distributed on the basis of prior year career and
197 technical full-time equivalency (FTE) hours generated during the
198 summer, fall, and spring semesters for each public community
199 college.

200 **SECTION 14.** In compliance with the "Mississippi Performance
201 Budget and Strategic Planning Act of 1994," it is the intent of
202 the Legislature that the funds provided herein shall be utilized

203 in the most efficient and effective manner possible to achieve the
 204 intended mission of this agency. Based on the funding authorized,
 205 this agency shall make every effort to attain the targeted
 206 performance measures provided below:

	FY2024
<u>Performance Measures</u>	<u>Target</u>
209 Instruction	
210 Number of Total Degrees Awarded per 100	
211 FTE Enrollment	31.29
212 Number of Associate Degrees Awarded per	
213 100 FTE Enrollment	17.11
214 Number of Associate of Applied Science	
215 Degrees Awarded per 100 FTE Enrollment	7.00
216 Number of Certificates Awarded per 100	
217 FTE Enrollment	9.50
218 Percent of First-Time Entering,	
219 Part-Time Degree- Seeking Students	
220 (Fall) who Earned 24 Credit Hours by the	
221 End of Year Two	18.50
222 Percent of First-Time Entering,	
223 Full-Time Degree-Seeking Students (Fall)	
224 who Earned 42 Credit Hours by the End	
225 of Year Two	46.82
226 Percent of Associate Degree Nursing and	
227 Practical Nursing Licensure Exam Pass	
228 Rates	42.51

229	Percent of Total Student Success, Which	
230	Includes Graduates, Transfers, and	
231	Retention (Those Still Enrolled)	80.78
232	Percent of Graduates	33.50
233	Percent of Transfers	20.78
234	Percent of Retention	8.34
235	Percent of Students Enrolled in Career/	
236	Technical and Health Science Graduates	23.50
237	Percent of In-State Job Placements of	
238	Career/ Technical and Health Science	
239	Graduates	90.10
240	Number of High School Equivalencies Awarded	2,320
241	A reporting of the degree to which the performance targets	
242	set above have been or are being achieved shall be provided in the	
243	agency's budget request submitted to the Joint Legislative Budget	
244	Committee for Fiscal Year 2025.	

245 **SECTION 15.** It is the intention of the Legislature that none
246 of the General Funds appropriated herein shall be expended for the
247 purpose of paying salaries, wages, and fringe benefits of any
248 public community and junior college employee who is serving as a
249 member of the State of Mississippi Legislature.

250 **SECTION 16.** A Mississippi Prepaid Affordable College Tuition
251 (MPACT) program beneficiary shall be considered a Mississippi
252 resident for the purposes of participating in this appropriation
253 regardless of the beneficiary's residence on the date of

254 enrollment, as set out in Section 37-155-5(d)(iii), Mississippi
255 Code of 1972.

256 **SECTION 17.** It is the intention of the Legislature that none
257 of the funds provided herein shall be used to pay certain
258 utilities for state-furnished housing for any employees. Such
259 utilities shall include electricity, natural gas, butane, propane,
260 cable and phone services. Where actual cost cannot be determined,
261 the agency shall be required to provide meters to be in compliance
262 with legislative intent. Such state-furnished housing shall
263 include single-family and multifamily residences but shall not
264 include any dormitory residences. Allowances for such utilities
265 shall be prohibited.

266 **SECTION 18.** It is the intention of the Legislature that
267 whenever two (2) or more bids are received by this agency for the
268 purchase of commodities or equipment, and whenever all things
269 stated in such received bids are equal with respect to price,
270 quality and service, the Mississippi Industries for the Blind
271 shall be given preference. A similar preference shall be given to
272 the Mississippi Industries for the Blind whenever purchases are
273 made without competitive bids.

274 **SECTION 19.** It is the intention of the Legislature that the
275 support of the community and junior colleges shall maintain
276 complete accounting and personnel records related to the
277 expenditure of all funds appropriated under this act and that such
278 records shall be in the same format and level of detail as
279 maintained for Fiscal Year 2023. It is further the intention of

280 the Legislature that the agency's budget request for Fiscal Year
281 2025 shall be submitted to the Joint Legislative Budget Committee
282 in a format and level of detail comparable to the format and level
283 of detail provided during the Fiscal Year 2024 budget request
284 process.

285 **SECTION 20.** It is the intention of the Legislature that the
286 funds herein appropriated shall be expended in compliance with
287 Section 27-104-25, Mississippi Code of 1972, that no state agency
288 shall incur obligations or indebtedness in excess of their
289 appropriation and that the responsible officers, either personally
290 or upon their official bonds, shall be held responsible for
291 actions contrary to this provision.

292 **SECTION 21.** The funds disbursed under the provisions of this
293 act shall be accounted for through the Mississippi Community
294 College Board. No part of the amount herein appropriated shall be
295 used by the Mississippi Community College Board for administrative
296 or other purposes except in the manner and to the extent
297 authorized in this act making an appropriation for the expenses of
298 the Mississippi Community College Board.

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

305 **SECTION 23.** This act shall take effect and be in force from
306 and after July 1, 2023, and shall stand repealed from and after
307 June 29, 2023.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

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 2024.

HR13\SB3010A.J

Andrew Ketchings
Clerk of the House of Representatives