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Chapter No. 98
11/SS01/A157SG
JN / AJ/CRL

SENATE BILL NO. 3034

Originated in Senate *Sumit Gupta* Secretary

SENATE BILL NO. 3034

AN ACT MAKING AN APPROPRIATION TO THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING FOR THE SUPPORT AND MAINTENANCE OF FINANCIAL AID SCHOLARSHIP, LOAN AND GRANT PROGRAMS AND THE MISSISSIPPI OFFICE OF STUDENT FINANCIAL AID, FOR FISCAL YEAR 2012.

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

SECTION 1. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State General Fund not otherwise appropriated, to the Board of Trustees of State Institutions of Higher Learning for the support and maintenance of financial aid scholarship, loan and grant programs authorized by law and administered by the Mississippi Office of Student Financial Aid and for support of the Mississippi Office of Student Financial Aid, for the fiscal year beginning July 1, 2011, and ending June 30, 2012 \$ 26,878,808.00.

SECTION 2. The following sum, or so much thereof as may be necessary, is hereby authorized out of the proceeds derived from any federal funds, grants, donations, fees, or other special source funds which are collected by or otherwise become available for the support and maintenance of financial aid scholarship, loan and grant programs authorized by law including funds used as federal matching funds for the GEAR UP Mississippi Scholarship Program and administered by the Mississippi Office of Student Financial Aid and for support of the Mississippi Office of Student Financial Aid, for the fiscal year beginning July 1, 2011, and ending June 30, 2012 \$ 2,176,886.00.

SECTION 3. The following sum, or so much thereof as may be necessary, is hereby authorized for expenditure out of the

Mississippi Critical Teacher Shortage Fund, State Treasury 3213, pursuant to Section 37-159-17, Mississippi Code of 1972, for support and maintenance of the Critical Need Scholarship Program and Mississippi Teacher Loan Repayment Program, for the fiscal year beginning July 1, 2011, and ending June 30, 2012.....\$ 2,023,443.00.

SECTION 4. Any transfers or escalations shall be made in accordance with the terms, conditions, and procedures established by law.

Provided, however, that none of the funds apportioned in this act for the Out-of-State Educational Program shall be paid to or for the benefit of any student who enters a school outside the State of Mississippi for the first time, subsequent to July 1, 1982, in any discipline in the fields of medicine or dentistry.

SECTION 5. It is the intention of the Legislature that of the funds appropriated under the provisions of Section 1, the Board of Trustees of State Institutions of Higher Learning shall expend from the support of the out-of-state graduate and professional studies program an amount not exceeding the funding necessary, contingent upon the availability of qualified applicants, for eleven (11) new entering optometry students and the number of returning optometry students who received funding under the program during the preceding school year; for ten (10) new entering chiropractic students, with not more than twenty-five (25) chiropractic students overall; and the number of returning osteopathic medical students who received funding under the program during the preceding school year, for these courses of study.

SECTION 6. In the allocation of funds appropriated under the provisions of Sections 1 and 2, among the student financial aid programs included herein, it is the intention of the Legislature that priority shall be given and funds shall be first allocated to all students eligible for financial aid under the provisions of

Sections 37-107-1 through 37-107-7 and Sections 37-108-1 through 37-108-5, Mississippi Code of 1972.

SECTION 7. All funds provided for this act shall be accounted for in an annual report, which shall be submitted at the next regular session of the Legislature within ten (10) days after the convening thereof. The report should detail for each grant, scholarship, or loan program the number of recipients, the total amount of awards made, and the average award amount. The report shall include the number of students at each institution receiving financial assistance and the amount of such assistance. For loan programs, the report shall also include a summary of the repayment status and method of repayment for student cohorts as well as an accounting of the receipt of funds in repayment. Furthermore, all funds received and expended shall be reported and otherwise accounted for in accordance with the provisions of Section 37-143-21, Mississippi Code of 1972, except where individual identifying information must be withheld pursuant to the Family Educational Rights and Privacy Act (FERPA), 20 USC Section 1232g 34 CFR Part 99.

No public or private institution of higher learning receiving funds under the respective provisions of this act, for the purpose of issuing scholarship grants or loans, shall issue any official transcripts for any persons who have any amount of repayment in arrears on the date such official transcript is requested.

SECTION 8. It is the intention of the Legislature that the agency's budget request for Fiscal Year 2013 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2012 budget request process.

SECTION 9. Any funds appropriated pursuant to this act and paid as a fee to or deposited in a financial institution shall be in compliance with Section 109 of the Constitution of the State of Mississippi and Section 25-4-103, Mississippi Code of 1972.

SECTION 10. It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

SECTION 11. It is the intention of the Legislature that should funds become available in Fiscal Year 2012 to support a supplemental tuition grant program, the Board of Trustees of State Institutions of Higher Learning may establish the Mississippi Supplemental Tuition Grant Program. The amount of grants under this program shall be equivalent to the amount of grants awarded to freshmen and sophomores under Section 37-106-29, Mississippi Code of 1972, for Mississippi Tuition Assistance Grants.

SECTION 12. It is legislative intent to ensure beneficial information reaches as many Mississippians as possible. Further, it is legislative intent that the expenditure of public funds for this purpose be accomplished in an efficient and effective manner.

Therefore, state agencies, as standard procedure, will observe the following criteria:

(a) Develop goals and desired result for a campaign.

(b) Evaluate effectiveness through respected advertising standards, including market reach and cost-effectiveness.

(c) Seek public service announcements, which would be aired by media without cost.

(d) Itemize and justify professional assistance and related expenses for creative and production costs outside of the actual media expenditures.

(e) Utilize Mississippi-owned media companies when feasible.

SECTION 13. It is the intention of the Legislature that the agency shall compile cell phone usage records of any cellular phone (wireless communication device) that is assigned, issued or made available to any officer or employee in accordance with Section 25-53-191, Mississippi Code of 1972, and these records shall be made publicly available at the expense of the agency.

SECTION 14. Of the funds provided within this act, no former employee who is receiving State of Mississippi retirement benefits shall be hired under contract for an amount exceeding Twenty Thousand Dollars (\$20,000.00) a year without prior approval by an agency's proper governing board or authority. Upon approval of such contracts, a written report shall be submitted detailing the cost and need of contract services to the Chairmen and members of the Senate and House Appropriations Committees.

SECTION 15. The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.

SECTION 16. This act shall take effect and be in force from and after July 1, 2011.

PASSED BY THE SENATE
April 4, 2011



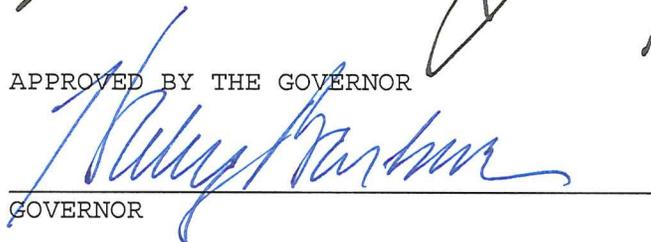
PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES
April 4, 2011



SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR



GOVERNOR

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