

By: Representative Blackmon

To: Education

HOUSE BILL NO. 964

1 AN ACT TO AMEND SECTION 37-9-101, MISSISSIPPI CODE OF 1972,
2 TO PROHIBIT SCHOOL DISTRICTS FROM TERMINATING EMPLOYEE CONTRACTS
3 FOR CONSTITUTIONALLY IMPERMISSIBLE REASONS; AND FOR RELATED
4 PURPOSES.

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

6 SECTION 1. Section 37-9-101, Mississippi Code of 1972, is
7 amended as follows:

8 37-9-101. Sections 37-9-101 through 37-9-113 shall be known
9 as and cited as the "School Employment Procedures Law of 1977."

10 It is the intent of the Legislature to establish procedures
11 for providing public school employees with notice of the reason or
12 reasons for not offering an employee a renewal of his contract, to
13 provide an opportunity for the employee to present matters in
14 extenuation or exculpation, to enable the board to determine
15 whether the recommendation of nonemployment is a proper employment
16 decision and not contrary to law, and not to establish a system of
17 tenure. * * * The administration of the school district shall not
18 terminate any employee contract for a constitutionally
19 impermissible reason. The employee shall have the burden of
20 producing evidence of any alleged violation of a constitutional
21 right.

22 SECTION 2. This act shall take effect and be in force from
23 and after July 1, 1999.