

By: Senator(s) Walls

To: Education

SENATE BILL NO. 3046

1 AN ACT TO AMEND SECTION 37-19-11, MISSISSIPPI CODE OF 1972,  
2 TO DIRECT THE STATE DEPARTMENT OF EDUCATION TO ESTABLISH AN ANNUAL  
3 SCALE OF THE AVERAGE LOCAL SUPPLEMENT PAID TO TEACHERS AND  
4 ADMINISTRATORS BY SCHOOL DISTRICTS, AND TO DIRECT THE DEPARTMENT  
5 TO WITHHOLD MINIMUM PROGRAM FUNDS FROM ANY SCHOOL DISTRICT WHICH  
6 IN THE 1999-2000 SCHOOL YEAR PAYS LESS THAN THE AVERAGE  
7 SUPPLEMENTAL SALARY SCALE; AND FOR RELATED PURPOSES.

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

9 SECTION 1. Section 37-19-11, Mississippi Code of 1972, is  
10 amended as follows:

11 37-19-11. (1) No school district shall pay any teacher on  
12 the minimum foundation program less than the state minimum salary  
13 provided for in Section 37-19-7. No school district shall receive  
14 any funds under the provisions of this chapter for any school year  
15 during which the aggregate amount of local supplement as defined  
16 in Section 37-19-1 shall have been reduced below such amount for  
17 the previous year; however, where there has been a reduction in  
18 the number of teacher units in such district in such year, where  
19 there has been a reduction in the amount of federal funds to such  
20 district below the previous year, or where there has been a  
21 reduction in ad valorem taxes to such school district for the  
22 1986-1987 school year below the amount for the previous year due  
23 to the exemption of nuclear generating plants from ad valorem  
24 taxation, pursuant to Section 27-35-309, the aggregate amount of  
25 local supplement in such district may be reduced proportionately  
26 without loss of funds under this chapter. No school district may  
27 receive any funds under the provisions of this chapter for any  
28 school year if the aggregate amount of support from ad valorem

29 taxation shall be reduced during such school year below such  
30 amount for the previous year; however, where there is a loss in  
31 teacher units, or where there is or heretofore has been a decrease  
32 in the total assessed value of taxable property within a school  
33 district, the aggregate amount of such support may be reduced  
34 proportionately. Nothing herein contained shall prohibit any  
35 school district from adopting or continuing a program or plan  
36 whereby teachers are paid varying salaries according to the  
37 teaching ability, classroom performance and other similar  
38 standards.

39 (2) Beginning with the 1999-2000 school year, the State  
40 Department of Education shall formulate and establish a scale of  
41 supplemental pay for licensed teachers and administrators based  
42 upon the average local supplement for all public schools in  
43 Mississippi, and based upon the type of certification and  
44 experience, and shall update said salary scale on an annual basis.  
45 This average local supplement salary scale shall be distributed  
46 to all local school boards on or before July 1, 1999, and shall be  
47 approved by the State Board of Education. No school district  
48 shall receive any minimum program funds for the 1999-2000 school  
49 year and for any school years thereafter in which the school board  
50 of such school district has adopted a local supplement pay scale  
51 for its licensed teachers and administrators which is less than  
52 the average supplemental salary scale established by the State  
53 Board of Education. The State Department of Education shall  
54 annually develop and include in its report to the Legislature  
55 which lists the local supplement salary scale adopted by each  
56 school district.

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