

By: Representatives Martinson, Cameron,
Howell, Moore (60th), Smith (35th)

To: Education;
Appropriations

HOUSE BILL NO. 1428

1 AN ACT TO REQUIRE THE STATE DEPARTMENT OF EDUCATION TO
2 ESTABLISH A PILOT PROGRAM FOR RESEARCH-BASED READING INSTRUCTION
3 IN GRADES K-3 IN ONE SCHOOL IN EACH CONGRESSIONAL DISTRICT; TO
4 PRESCRIBE CERTAIN COMPONENTS OF THE RESEARCH-BASED READING
5 INSTRUCTION WHICH MUST BE INCLUDED IN THE PILOT PROGRAM SCHOOLS'
6 CURRICULUM FOR GRADES K-3; TO REQUIRE THE THIRD GRADE STUDENTS IN
7 THE PILOT SCHOOLS TO TAKE A NATIONALLY STANDARDIZED
8 NORM-REFERENCED TEST OF BASIC READING AND READING COMPREHENSION;
9 TO REQUIRE REMEDIAL INSTRUCTION FOR STUDENTS SCORING BELOW THE
10 NATIONAL AVERAGE ON THE TEST; TO REQUIRE THE STATE DEPARTMENT OF
11 EDUCATION TO UTILIZE ANY AVAILABLE FUNDS FOR IMPLEMENTATION OF THE
12 PILOT PROGRAM; TO REQUIRE THE DEPARTMENT TO REPORT TO THE
13 LEGISLATURE ON THE EFFECTIVENESS OF THE PROGRAM; TO AMEND SECTION
14 37-43-19, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT THE STATE
15 BOARD OF EDUCATION SHALL REQUIRE CERTAIN SUPPLIERS OF READING AND
16 LANGUAGE ARTS INSTRUCTIONAL PROGRAMS AND MATERIALS TO PROVIDE A
17 REPORT INDICATING WHICH PORTIONS OF THEIR PROGRAMS AND MATERIALS
18 ADDRESS CERTAIN COMPONENTS OF RESEARCH-BASED READING INSTRUCTION;
19 TO AMEND SECTION 37-43-41, MISSISSIPPI CODE OF 1972, TO REQUIRE
20 THE STATE DEPARTMENT OF EDUCATION TO EXPEND NECESSARY FUNDS, AS
21 PART OF THE RESEARCH-BASED READING INSTRUCTION PILOT PROGRAM, FOR
22 SUPPLEMENTAL TEXTBOOKS TO PROVIDE EACH STUDENT IN GRADES K-3 WITH
23 A FULL SET OF READING AND LANGUAGE ARTS INSTRUCTIONAL MATERIALS
24 AND EACH KINDERGARTEN THROUGH THIRD GRADE TEACHER OF READING WITH
25 THE CORRESPONDING TEACHER'S MANUALS THAT ARE BASED ON AND
26 CONSISTENT WITH NATIONAL RESEARCH ON THE ACQUISITION OF READING
27 SKILLS AND ABILITY; AND FOR RELATED PURPOSES.

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

29 SECTION 1. (1) The State Department of Education shall
30 establish a pilot program under which the curriculum of students
31 in Grades K-3 shall include research-based reading instruction.
32 The department shall select one (1) elementary school in each
33 congressional district to participate in the pilot program; the
34 various schools selected must represent urban, suburban and rural
35 areas of the state. The curriculum in the pilot program schools
36 for Grades K-3 must include the following research-based reading
37 instruction for each of these grades:

38 (a) Direct systematic intensive instruction in phonemic
39 awareness;

40 (b) Direct systematic, intensive, explicit instruction
41 in sound-symbol relationships (phonics);

42 (c) Ample practice in decodable vocabulary-controlled
43 texts (texts in which ninety-five percent (95%) of the words are
44 decodable using previously taught sound-symbol association and
45 word attack skills);

46 (d) Direct systematic intensive instruction in the
47 morphologic structure of English;

48 (e) Direct systematic intensive instruction in word
49 attack skills;

50 (f) Direct systematic intensive instruction in
51 spelling;

52 (g) Direct systematic intensive instruction in
53 vocabulary development; and

54 (h) Direct systematic intensive instruction in grammar,
55 punctuation and capitalization.

56 (2) The third-grade students in the pilot schools shall take
57 a nationally standardized norm-referenced test of basic reading
58 (decoding) and reading comprehension.

59 (3) Any student who achieves a score on the test required
60 under subsection (2) of this section which is below the national
61 average must be provided individualized remedial instruction, in
62 addition to the regular curriculum of reading instruction, by the
63 school district until the student achieves a level of basic
64 reading and reading comprehension consistent with the national
65 average.

66 (4) The State Department of Education shall use any
67 available funds for the implementation of the research-based
68 reading instruction in the pilot program schools.

69 (5) The State Department of Education shall submit an annual
70 report to the Legislature on the effectiveness of the

71 research-based reading instruction pilot program. The report must
72 include the test results from each school participating in the
73 program and recommendations on remediation procedures.

74 SECTION 2. Section 37-43-19, Mississippi Code of 1972, is
75 amended as follows:

76 37-43-19. The board shall have the power and is * * *
77 authorized:

78 (a) To promulgate rules and regulations for the
79 purchase, care, use, disposal, distribution and accounting for all
80 books to be furnished under the terms of this chapter, and to
81 promulgate such other rules and regulations as may be necessary
82 for the proper administration of this chapter.

83 (b) To adopt, contract for, and make available for
84 purchase, cash or credit, basal, supplementary or alternative
85 textbooks through twelve (12) grades as provided in the school
86 curriculum, or for any other course that it may add to the school
87 curriculum.

88 (c) To determine the period of contract for rated and
89 adopted textbooks, which shall not be for less than four (4) years
90 nor more than five (5) years, with the right of the board, in its
91 discretion, to renew or extend such contract from year to year for
92 a period not exceeding two (2) additional years and to determine
93 the conditions of the approval or forfeiture of a contract and
94 such other terms and conditions as may be necessary and not
95 contrary to law.

96 (d) To have complete power and authority over additions
97 and amendments to textbooks, advertising for bids and the contents
98 thereof, including auxiliary materials and workbooks, advertising
99 on the protective covers of textbooks, bids and proposals, prices
100 of textbooks, specimen copies, cash deposits, selection and
101 adoption, distribution, fumigation, emergencies, selling to
102 others, return of deposits, forfeiture of deposits, regulations
103 governing deposits, renovation and repair of books, requisition,

104 transportation or shipment of books, and any other acts or
105 regulations, not contrary to law, that may be deemed necessary for
106 furnishing and loaning free textbooks to the school children, as
107 provided in this chapter.

108 (e) To require all suppliers of reading and language
109 arts instructional programs and materials that are purchased with
110 either state funds or federal funds and which are administered by
111 the state to provide a report indicating which portions of their
112 programs and materials address the components of research-based
113 reading instruction as described in subsection (1) of Section 1 of
114 House Bill No. , 2001 Regular Session.

115 SECTION 3. Section 37-43-41, Mississippi Code of 1972, is
116 amended as follows:

117 37-43-41. (1) The State Textbook Fund of Mississippi shall
118 consist of the amounts appropriated by the Legislature for the
119 same, all monies accruing from the sale of disused books from
120 other than public schools, all monies derived from the purchase of
121 books by both public and private schools trustees, and by private
122 individuals, all monies collected in damage suits under the terms
123 of this chapter, and all other monies collected in any way
124 whatsoever under the terms of this chapter.

125 (2) There is * * * created a special fund in the State
126 Treasury to be designated as the "Local School District Textbook
127 Carryover Fund." The fund shall be credited with any funds which
128 were appropriated by the Legislature to the State Textbook Fund
129 for any fiscal year in which the funds were allocated to local
130 school districts but unexpended by said districts. The unexpended
131 funds shall be deposited by the board into the Local School
132 District Textbook Carryover Fund to the credit of the local school
133 districts which were originally allocated such funds. All
134 carryover funds which exist on June 30, 2001, that belong to
135 public school districts shall be disbursed to the respective
136 school districts. Carryover funds for other than public schools

137 shall be handled in the same manner as previously described in
138 this section.

139 (3) As part of the pilot program established under Section 1
140 of House Bill No. , 2001 Regular Session, the State Department
141 of Education shall expend such funds as may be necessary from any
142 available funds for the purchase of supplemental textbooks to
143 provide each student in kindergarten through third grade with a
144 full set of reading and language arts instructional materials and
145 each kindergarten through third grade teacher of reading with the
146 corresponding teacher's manual based on and consistent with
147 national research regarding the acquisition of reading skills and
148 ability. Any amount appropriated by the Legislature for the
149 purpose set forth in this subsection must be in addition to the
150 amount the Legislature appropriates for the State Textbook Fund
151 for fiscal year 2001-2002.

152 SECTION 4. This act shall take effect and be in force from
153 and after July 1, 2001.