

By: Senator(s) Kirby

To: Education

COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 2085

1 AN ACT TO AMEND SECTION 37-9-14, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE SUPERINTENDENTS OF PUBLIC SCHOOLS TO APPROVE THE PAYMENT  
3 OF INVOICES FOR NOMINAL AMOUNTS OF BUDGETED EXPENDITURES WITH THE  
4 SPECIFIC CLAIM TO BE APPROVED BY THE SCHOOL BOARD AT ITS NEXT  
5 MEETING; TO AMEND SECTION 37-37-1, MISSISSIPPI CODE OF 1972, TO  
6 PROVIDE THAT SUCH PROCEDURE SHALL BE SUBJECT TO GUIDELINES ISSUED  
7 BY THE STATE DEPARTMENT OF AUDIT; TO AMEND SECTION 37-7-301,  
8 MISSISSIPPI CODE OF 1972, IN CONFORMITY THERETO; AND FOR RELATED  
9 PURPOSES.

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

11 **SECTION 1.** Section 37-9-14, Mississippi Code of 1972, is  
12 amended as follows:

13 37-9-14. (1) It shall be the duty of the superintendent of  
14 schools to administer the schools within his district and to  
15 implement the decisions of the school board.

16 (2) In addition to all other powers, authority and duties  
17 imposed or granted by law, the superintendent of schools shall  
18 have the following powers, authority and duties:

19 (a) To enter into contracts in the manner provided by  
20 law with each assistant superintendent, principal and teacher of  
21 the public schools under his supervision, after such assistant  
22 superintendent, principal and teachers have been selected and  
23 approved in the manner provided by law.

24 (b) To enforce in the public schools of the school  
25 district the courses of study provided by law or the rules and  
26 regulations of the State Board of Education, and to comply with  
27 the law with reference to the use and distribution of free  
28 textbooks.

29 (c) To administer oaths in all cases to persons  
30 testifying before him relative to disputes relating to the schools

31 submitted to him for determination, and to take testimony in such  
32 cases as provided by law.

33 (d) To examine the monthly and annual reports submitted  
34 to him by principals and teachers for the purpose of determining  
35 and verifying the accuracy thereof.

36 (e) To preserve all reports of superintendents,  
37 principals, teachers and other school officers, and to deliver to  
38 his successor or clerk of the board of supervisors all money,  
39 property, books, effects and papers.

40 (f) To prepare and keep in his office a map or maps  
41 showing the territory embraced in his school district, to furnish  
42 the county assessor with a copy of such map or maps, and to revise  
43 and correct same from time to time as changes in or alterations of  
44 school districts may necessitate.

45 (g) To keep an accurate record of the names of all of  
46 the members of the school board showing the districts for which  
47 each was elected or appointed, the post office address of each,  
48 and the date of the expiration of his term of office. All  
49 official correspondence shall be addressed to the school board,  
50 and notice to such members shall be regarded as notice to the  
51 residents of the district, and it shall be the duty of the members  
52 to notify such residents.

53 (h) To deliver in proper time to the assistant  
54 superintendents, principals, teachers and board members such  
55 forms, records and other supplies which will be needed during the  
56 school year as provided by law or any applicable rules and  
57 regulations, and to give to such individuals such information with  
58 regard to their duties as may be required.

59 (i) To make to the school board reports for each  
60 scholastic month in such form as the school board may require.

61 (j) To distribute promptly all reports, letters, forms,  
62 circulars and instructions which he may receive for the use of  
63 school officials.

64           (k) To keep on file and preserve in his office all  
65 appropriate information concerning the affairs of the school  
66 district.

67           (l) To visit the schools of his school district in his  
68 discretion, and to require the assistant superintendents,  
69 principals and teachers thereof to perform their duties as  
70 prescribed by law.

71           (m) To observe such instructions and regulations as the  
72 school board and other public officials may prescribe, and to make  
73 special reports to these officers whenever required.

74           (n) To keep his office open for the transaction of  
75 business upon the days and during the hours to be designated by  
76 the school board.

77           (o) To make such reports as are required by the State  
78 Board of Education.

79           (p) To make an enumeration of educable children in his  
80 school district as prescribed by law.

81           (q) To keep in his office and carefully preserve the  
82 public school record provided, to enter therein the proceedings of  
83 the school board and his decision upon cases and his other  
84 official acts, to record therein the data required from the  
85 monthly and term reports of principals and teachers, and from the  
86 summaries of records thus kept.

87           (r) To delegate student disciplinary matters to  
88 appropriate school personnel.

89           (s) To make assignments to the various schools in the  
90 district of all noninstructional and nonlicensed employees and all  
91 licensed employees, as provided in Sections 37-9-15 and 37-9-17,  
92 and to make reassignments of such employees from time to time;  
93 however, a reassignment of a licensed employee may only be to an  
94 area in which the employee has a valid license issued by the State  
95 Department of Education. Upon request from any employee

96 transferred, such assignment shall be subject to review by the  
97 school board.

98 (t) To employ substitutes for licensed employees,  
99 regardless of whether or not such substitute holds the proper  
100 license, subject to such reasonable rules and regulations as may  
101 be adopted by the State Board of Education.

102 (u) To comply in a timely manner with the compulsory  
103 education reporting requirements prescribed in Section  
104 37-13-91(6).

105 (v) To perform such other duties as may be required of  
106 him by law.

107 (w) To notify, in writing, the parent, guardian or  
108 custodian, the youth court and local law enforcement of any  
109 expulsion of a student for criminal activity as defined in Section  
110 37-11-92.

111 (x) To notify the youth court and local law enforcement  
112 agencies, by affidavit, of the occurrence of any crime committed  
113 by a student or students upon school property or during any  
114 school-related activity, regardless of location and the identity  
115 of the student or students committing the crime.

116 (y) To employ and dismiss noninstructional and  
117 nonlicensed employees as provided by law.

118 (3) All funds to the credit of a school district shall be  
119 paid out on pay certificates issued by the superintendent upon  
120 order of the school board of the school district properly entered  
121 upon the minutes thereof, and all such orders shall be supported  
122 by properly itemized invoices from the vendors covering the  
123 materials and supplies purchased. All such orders and the  
124 itemized invoices supporting same shall be filed as a public  
125 record in the office of the superintendent for a period of five  
126 (5) years. The superintendent shall be liable upon his official  
127 bond for the amount of any pay certificate issued in violation of  
128 the provisions of this section. The school board shall have the

129 power and authority to direct and cause warrants to be issued  
130 against such district funds for the purpose of refunding any  
131 amount of taxes erroneously or illegally paid into such fund when  
132 such refund has been approved in the manner provided by law.

133 (4) The superintendent of schools shall be special  
134 accounting officer and treasurer with respect to any and all  
135 district school funds for his school district. He or his designee  
136 shall issue all warrants without the necessity of registration  
137 thereof by the chancery clerk. Transactions with the depositories  
138 and with the various tax collecting agencies which involve school  
139 funds for such school district shall be with the superintendent of  
140 schools, or his designee.

141 (5) The superintendent of schools will have no  
142 responsibility with regard to agricultural high school and junior  
143 college funds.

144 All agricultural high school and junior college funds shall  
145 be handled and expended in the manner provided for in Sections  
146 37-29-31 through 37-29-39.

147 (6) It shall be the duty of the superintendent of schools to  
148 keep and preserve the minutes of the proceedings of the school  
149 board.

150 (7) The superintendent of schools shall maintain as a record  
151 in his office a book or a computer printout in which he shall  
152 enter all demands, claims and accounts paid from any funds of the  
153 school district. The record shall be in a form to be prescribed  
154 by the State Auditor. All demands, claims and accounts filed  
155 shall be preserved by the superintendent of schools as a public  
156 record for a period of five (5) years. All claims found by the  
157 school board to be illegal shall be rejected or disallowed. All  
158 claims which are found to be legal and proper shall be allowed and  
159 ratified as paid by the superintendent of schools. The local  
160 school board shall be authorized and empowered to promulgate rules  
161 and regulations for the payment of claims by the superintendent of

162 schools in an amount not to exceed Two Hundred Fifty Dollars  
163 (\$250.00) per claim, to be ratified by the school board after  
164 payment has been made at its next regular meeting, pursuant to  
165 guidelines issued by the State Department of Audit under Section  
166 37-37-1. All claims as to which a continuance is requested by the  
167 claimant and those found to be defective but which may be  
168 perfected by amendment shall be continued. The superintendent of  
169 schools shall issue a pay certificate against any legal and proper  
170 fund of the school district in favor of the claimant in payment of  
171 claims. The provisions of this section, however, shall not be  
172 applicable to the payment of teachers' salaries, salaries of  
173 drivers of publicly owned school buses, travel advances, amounts  
174 due private contractors or other obligations where the amount  
175 thereof has been previously approved by a contract or by an order  
176 of the school board entered upon its minutes, or for an amount  
177 authorized to be paid by board policy, or by inclusion in the  
178 current fiscal year budget, and all such amounts may be paid by  
179 the superintendent of schools by pay certificates issued by him  
180 against the legal and proper fund without allowance of a specific  
181 claim therefor as provided in this section, provided that the  
182 payment thereof is otherwise in conformity with law.

183       **SECTION 2.** Section 37-37-1, Mississippi Code of 1972, is  
184 amended as follows:

185       37-37-1. The Department of Audit of the Office of the State  
186 Auditor of Public Accounts is hereby authorized and directed to  
187 prescribe and formulate for use by all school districts of this  
188 state, including municipal separate school districts, adequate  
189 accounting systems and other essential financial records which  
190 shall be uniform for all of the school districts of this state.  
191 Such uniform system shall include a method of accounting for and  
192 keeping records of all funds received, handled and disbursed by  
193 such school district, whether derived from taxation or otherwise,  
194 including funds derived from donations, athletic events and other

195 special activities of the school district. The uniform system of  
196 accounts so prescribed and formulated by the Department of Audit  
197 shall be distributed and disseminated to all of the school  
198 districts of this state and it shall be mandatory that the boards  
199 of trustees of all such school districts install, utilize and  
200 follow said uniform system of accounts in keeping the financial  
201 records of the school district. The State Department of Audit  
202 shall issue guidelines for local school boards to follow in order  
203 to authorize the prior payment of claims by the superintendent of  
204 schools for amounts not to exceed Two Hundred Fifty Dollars  
205 (\$250.00) to be ratified by the school board after payment has  
206 been made.

207       **SECTION 3.** Section 37-7-301, Mississippi Code of 1972, is  
208 amended as follows:

209       37-7-301. The school boards of all school districts shall  
210 have the following powers, authority and duties in addition to all  
211 others imposed or granted by law, to wit:

212           (a) To organize and operate the schools of the district  
213 and to make such division between the high school grades and  
214 elementary grades as, in their judgment, will serve the best  
215 interests of the school;

216           (b) To introduce public school music, art, manual  
217 training and other special subjects into either the elementary or  
218 high school grades, as the board shall deem proper;

219           (c) To be the custodians of real and personal school  
220 property and to manage, control and care for same, both during the  
221 school term and during vacation;

222           (d) To have responsibility for the erection, repairing  
223 and equipping of school facilities and the making of necessary  
224 school improvements;

225           (e) To suspend or to expel a pupil or to change the  
226 placement of a pupil to the school district's alternative school  
227 or home-bound program for misconduct in the school or on school

228 property, as defined in Section 37-11-29, on the road to and from  
229 school, or at any school-related activity or event, or for conduct  
230 occurring on property other than school property or other than at  
231 a school-related activity or event when such conduct by a pupil,  
232 in the determination of the school superintendent or principal,  
233 renders that pupil's presence in the classroom a disruption to the  
234 educational environment of the school or a detriment to the best  
235 interest and welfare of the pupils and teacher of such class as a  
236 whole, and to delegate such authority to the appropriate officials  
237 of the school district;

238 (f) To visit schools in the district, in their  
239 discretion, in a body for the purpose of determining what can be  
240 done for the improvement of the school in a general way;

241 (g) To support, within reasonable limits, the  
242 superintendent, principal and teachers where necessary for the  
243 proper discipline of the school;

244 (h) To exclude from the schools students with what  
245 appears to be infectious or contagious diseases; provided,  
246 however, such student may be allowed to return to school upon  
247 presenting a certificate from a public health officer, duly  
248 licensed physician or nurse practitioner that the student is free  
249 from such disease;

250 (i) To require those vaccinations specified by the  
251 State Health Officer as provided in Section 41-23-37, Mississippi  
252 Code of 1972;

253 (j) To see that all necessary utilities and services  
254 are provided in the schools at all times when same are needed;

255 (k) To authorize the use of the school buildings and  
256 grounds for the holding of public meetings and gatherings of the  
257 people under such regulations as may be prescribed by said board;

258 (l) To prescribe and enforce rules and regulations not  
259 inconsistent with law or with the regulations of the State Board  
260 of Education for their own government and for the government of



261 the schools, and to transact their business at regular and special  
262 meetings called and held in the manner provided by law;

263 (m) To maintain and operate all of the schools under  
264 their control for such length of time during the year as may be  
265 required;

266 (n) To enforce in the schools the courses of study and  
267 the use of the textbooks prescribed by the proper authorities;

268 (o) To make orders directed to the superintendent of  
269 schools for the issuance of pay certificates for lawful purposes  
270 on any available funds of the district and to have full control of  
271 the receipt, distribution, allotment and disbursement of all funds  
272 provided for the support and operation of the schools of such  
273 school district whether such funds be derived from state  
274 appropriations, local ad valorem tax collections, or otherwise.  
275 The local school board shall be authorized and empowered to  
276 promulgate rules and regulations for payment of claims by the  
277 superintendent of schools to be ratified by the board at its next  
278 regularly scheduled meeting after payment has been made;

279 (p) To select all school district personnel in the  
280 manner provided by law, and to provide for such employee fringe  
281 benefit programs, including accident reimbursement plans, as may  
282 be deemed necessary and appropriate by the board;

283 (q) To provide athletic programs and other school  
284 activities and to regulate the establishment and operation of such  
285 programs and activities;

286 (r) To join, in their discretion, any association of  
287 school boards and other public school-related organizations, and  
288 to pay from local funds other than minimum foundation funds, any  
289 membership dues;

290 (s) To expend local school activity funds, or other  
291 available school district funds, other than minimum education  
292 program funds, for the purposes prescribed under this paragraph.

293 "Activity funds" shall mean all funds received by school officials

294 in all school districts paid or collected to participate in any  
295 school activity, such activity being part of the school program  
296 and partially financed with public funds or supplemented by public  
297 funds. The term "activity funds" shall not include any funds  
298 raised and/or expended by any organization unless commingled in a  
299 bank account with existing activity funds, regardless of whether  
300 the funds were raised by school employees or received by school  
301 employees during school hours or using school facilities, and  
302 regardless of whether a school employee exercises influence over  
303 the expenditure or disposition of such funds. Organizations shall  
304 not be required to make any payment to any school for the use of  
305 any school facility if, in the discretion of the local school  
306 governing board, the organization's function shall be deemed to be  
307 beneficial to the official or extracurricular programs of the  
308 school. For the purposes of this provision, the term  
309 "organization" shall not include any organization subject to the  
310 control of the local school governing board. Activity funds may  
311 only be expended for any necessary expenses or travel costs,  
312 including advances, incurred by students and their chaperons in  
313 attending any in-state or out-of-state school-related programs,  
314 conventions or seminars and/or any commodities, equipment, travel  
315 expenses, purchased services or school supplies which the local  
316 school governing board, in its discretion, shall deem beneficial  
317 to the official or extracurricular programs of the district,  
318 including items which may subsequently become the personal  
319 property of individuals, including yearbooks, athletic apparel,  
320 book covers and trophies. Activity funds may be used to pay  
321 travel expenses of school district personnel. The local school  
322 governing board shall be authorized and empowered to promulgate  
323 rules and regulations specifically designating for what purposes  
324 school activity funds may be expended. The local school governing  
325 board shall provide (i) that such school activity funds shall be  
326 maintained and expended by the principal of the school generating

327 the funds in individual bank accounts, or (ii) that such school  
328 activity funds shall be maintained and expended by the  
329 superintendent of schools in a central depository approved by the  
330 board. The local school governing board shall provide that such  
331 school activity funds be audited as part of the annual audit  
332 required in Section 37-9-18. The State Auditor shall prescribe a  
333 uniform system of accounting and financial reporting for all  
334 school activity fund transactions;

335 (t) To contract, on a shared savings, lease or  
336 lease-purchase basis, for energy efficiency services and/or  
337 equipment as provided for in Section 31-7-14, not to exceed ten  
338 (10) years;

339 (u) To maintain accounts and issue pay certificates on  
340 school food service bank accounts;

341 (v) (i) To lease a school building from an individual,  
342 partnership, nonprofit corporation or a private for-profit  
343 corporation for the use of such school district, and to expend  
344 funds therefor as may be available from any nonminimum program  
345 sources. The school board of the school district desiring to  
346 lease a school building shall declare by resolution that a need  
347 exists for a school building and that the school district cannot  
348 provide the necessary funds to pay the cost or its proportionate  
349 share of the cost of a school building required to meet the  
350 present needs. The resolution so adopted by the school board  
351 shall be published once each week for three (3) consecutive weeks  
352 in a newspaper having a general circulation in the school district  
353 involved, with the first publication thereof to be made not less  
354 than thirty (30) days prior to the date upon which the school  
355 board is to act on the question of leasing a school building. If  
356 no petition requesting an election is filed prior to such meeting  
357 as hereinafter provided, then the school board may, by resolution  
358 spread upon its minutes, proceed to lease a school building. If  
359 at any time prior to said meeting a petition signed by not less

360 than twenty percent (20%) or fifteen hundred (1500), whichever is  
361 less, of the qualified electors of the school district involved  
362 shall be filed with the school board requesting that an election  
363 be called on the question, then the school board shall, not later  
364 than the next regular meeting, adopt a resolution calling an  
365 election to be held within such school district upon the question  
366 of authorizing the school board to lease a school building. Such  
367 election shall be called and held, and notice thereof shall be  
368 given, in the same manner for elections upon the questions of the  
369 issuance of the bonds of school districts, and the results thereof  
370 shall be certified to the school board. If at least three-fifths  
371 (3/5) of the qualified electors of the school district who voted  
372 in such election shall vote in favor of the leasing of a school  
373 building, then the school board shall proceed to lease a school  
374 building. The term of the lease contract shall not exceed twenty  
375 (20) years, and the total cost of such lease shall be either the  
376 amount of the lowest and best bid accepted by the school board  
377 after advertisement for bids or an amount not to exceed the  
378 current fair market value of the lease as determined by the  
379 averaging of at least two (2) appraisals by certified general  
380 appraisers licensed by the State of Mississippi. The term "school  
381 building" as used in this item (v) shall be construed to mean any  
382 building or buildings used for classroom purposes in connection  
383 with the operation of schools and shall include the site therefor,  
384 necessary support facilities, and the equipment thereof and  
385 appurtenances thereto such as heating facilities, water supply,  
386 sewage disposal, landscaping, walks, drives and playgrounds. The  
387 term "lease" as used in this item (v)(i) may include a  
388 lease/purchase contract;

389 (ii) If two (2) or more school districts propose  
390 to enter into a lease contract jointly, then joint meetings of the  
391 school boards having control may be held but no action taken shall  
392 be binding on any such school district unless the question of

393 leasing a school building is approved in each participating school  
394 district under the procedure hereinabove set forth in item (v)(i).  
395 All of the provisions of item (v)(i) regarding the term and amount  
396 of the lease contract shall apply to the school boards of school  
397 districts acting jointly. Any lease contract executed by two (2)  
398 or more school districts as joint lessees shall set out the amount  
399 of the aggregate lease rental to be paid by each, which may be  
400 agreed upon, but there shall be no right of occupancy by any  
401 lessee unless the aggregate rental is paid as stipulated in the  
402 lease contract. All rights of joint lessees under the lease  
403 contract shall be in proportion to the amount of lease rental paid  
404 by each;

405           (w) To employ all noninstructional and noncertificated  
406 employees and fix the duties and compensation of such personnel  
407 deemed necessary pursuant to the recommendation of the  
408 superintendent of schools;

409           (x) To employ and fix the duties and compensation of  
410 such legal counsel as deemed necessary;

411           (y) Subject to rules and regulations of the State Board  
412 of Education, to purchase, own and operate trucks, vans and other  
413 motor vehicles, which shall bear the proper identification  
414 required by law;

415           (z) To expend funds for the payment of substitute  
416 teachers and to adopt reasonable regulations for the employment  
417 and compensation of such substitute teachers;

418           (aa) To acquire in its own name by purchase all real  
419 property which shall be necessary and desirable in connection with  
420 the construction, renovation or improvement of any public school  
421 building or structure. Whenever the purchase price for such real  
422 property is greater than Fifty Thousand Dollars (\$50,000.00), the  
423 school board shall not purchase the property for an amount  
424 exceeding the fair market value of such property as determined by  
425 the average of at least two (2) independent appraisals by

426 certified general appraisers licensed by the State of Mississippi.  
427 If the board shall be unable to agree with the owner of any such  
428 real property in connection with any such project, the board shall  
429 have the power and authority to acquire any such real property by  
430 condemnation proceedings pursuant to Section 11-27-1 et seq.,  
431 Mississippi Code of 1972, and for such purpose, the right of  
432 eminent domain is hereby conferred upon and vested in said board.  
433 Provided further, that the local school board is authorized to  
434 grant an easement for ingress and egress over sixteenth section  
435 land or lieu land in exchange for a similar easement upon  
436 adjoining land where the exchange of easements affords substantial  
437 benefit to the sixteenth section land; provided, however, the  
438 exchange must be based upon values as determined by a competent  
439 appraiser, with any differential in value to be adjusted by cash  
440 payment. Any easement rights granted over sixteenth section land  
441 under such authority shall terminate when the easement ceases to  
442 be used for its stated purpose. No sixteenth section or lieu land  
443 which is subject to an existing lease shall be burdened by any  
444 such easement except by consent of the lessee or unless the school  
445 district shall acquire the unexpired leasehold interest affected  
446 by the easement;

447 (bb) To charge reasonable fees related to the  
448 educational programs of the district, in the manner prescribed in  
449 Section 37-7-335;

450 (cc) Subject to rules and regulations of the State  
451 Board of Education, to purchase relocatable classrooms for the use  
452 of such school district, in the manner prescribed in Section  
453 37-1-13;

454 (dd) Enter into contracts or agreements with other  
455 school districts, political subdivisions or governmental entities  
456 to carry out one or more of the powers or duties of the school  
457 board, or to allow more efficient utilization of limited resources  
458 for providing services to the public;

459           (ee) To provide for in-service training for employees  
460 of the district. Until June 30, 1994, the school boards may  
461 designate two (2) days of the minimum school term, as defined in  
462 Section 37-19-1, for employee in-service training for  
463 implementation of the new statewide testing system as developed by  
464 the State Board of Education. Such designation shall be subject  
465 to approval by the State Board of Education pursuant to uniform  
466 rules and regulations;

467           (ff) As part of their duties to prescribe the use of  
468 textbooks, to provide that parents and legal guardians shall be  
469 responsible for the textbooks and for the compensation to the  
470 school district for any books which are not returned to the proper  
471 schools upon the withdrawal of their dependent child. If a  
472 textbook is lost or not returned by any student who drops out of  
473 the public school district, the parent or legal guardian shall  
474 also compensate the school district for the fair market value of  
475 the textbooks;

476           (gg) To conduct fund-raising activities on behalf of  
477 the school district that the local school board, in its  
478 discretion, deems appropriate or beneficial to the official or  
479 extracurricular programs of the district; provided that:

480                   (i) Any proceeds of the fund-raising activities  
481 shall be treated as "activity funds" and shall be accounted for as  
482 are other activity funds under this section; and

483                   (ii) Fund-raising activities conducted or  
484 authorized by the board for the sale of school pictures, the  
485 rental of caps and gowns or the sale of graduation invitations for  
486 which the school board receives a commission, rebate or fee shall  
487 contain a disclosure statement advising that a portion of the  
488 proceeds of the sales or rentals shall be contributed to the  
489 student activity fund;

490           (hh) To allow individual lessons for music, art and  
491 other curriculum-related activities for academic credit or

492 nonacademic credit during school hours and using school equipment  
493 and facilities, subject to uniform rules and regulations adopted  
494 by the school board;

495           (ii) To charge reasonable fees for participating in an  
496 extracurricular activity for academic or nonacademic credit for  
497 necessary and required equipment such as safety equipment, band  
498 instruments and uniforms;

499           (jj) To conduct or participate in any fund-raising  
500 activities on behalf of or in connection with a tax-exempt  
501 charitable organization;

502           (kk) To exercise such powers as may be reasonably  
503 necessary to carry out the provisions of this section; and

504           (ll) To expend funds for the services of nonprofit arts  
505 organizations or other such nonprofit organizations who provide  
506 performances or other services for the students of the school  
507 district.

508           **SECTION 4.** This act shall take effect and be in force from  
509 and after July 1, 2004.