

By: Senator(s) Browning

To: Finance

SENATE BILL NO. 2139

1 AN ACT TO AMEND SECTION 37-6-13, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT MEMBERS OF A SCHOOL BOARD WHO RECEIVE AN ANNUAL  
3 SALARY AS COMPENSATION FOR HIS OR HER SERVICES SHALL BE ELIGIBLE  
4 FOR MEMBERSHIP IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AND FOR  
5 RELATED PURPOSES.

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

7 **SECTION 1.** Section 37-6-13, Mississippi Code of 1972, is  
8 amended as follows:

9 37-6-13. (1) Each person serving as a member of the school  
10 board of any school district shall receive per diem in the amount  
11 of Sixty-seven Dollars (\$67.00) for no more than thirty-six (36)  
12 meetings of the school board during any one (1) fiscal year or, in  
13 his or her discretion, irrevocably may choose to receive as  
14 compensation for his or her services an annual salary in the  
15 amount of Two Thousand Four Hundred Dollars (\$2,400.00), which  
16 choice shall remain in force for all successive terms or periods  
17 of service of that member. The receipt of an annual salary as  
18 compensation for his or her services shall not entitle any member  
19 of a school board to receive or be eligible for any state employee  
20 group insurance \* \* \* or other fringe benefits except retirement.  
21 Each member shall be reimbursed for the necessary expenses and  
22 mileage in attending meetings of the school board. In addition to  
23 the foregoing, all members may be reimbursed for mileage and  
24 actual expenses incurred in the further performance of their  
25 duties, including attendance at any mandatory school board  
26 training session or at regional and national education meetings,  
27 when such mileage and other expenses are authorized by the board  
28 prior to the date on which they occur. Detailed vouchers shall be

29 submitted for reimbursement for all expenses authorized by this  
30 section. Such reimbursement shall be in accordance with Section  
31 25-3-41.

32 Such expenses shall be paid on order of the school board by  
33 pay certificates issued by the superintendent of the school  
34 district involved against the funds available for payment of the  
35 administrative expense of the district.

36 (2) (a) If a member of a school board misses twenty percent  
37 (20%) or more of the meetings of the school board during a  
38 calendar year, except for absences caused by required military  
39 duty, the member must reimburse the school district that portion  
40 of the total salary paid to the member that year which is  
41 proportionate to the number of meetings missed by the member in  
42 relation to the total number of school board meetings held during  
43 that year. For purposes of this subsection, consideration may be  
44 given only to meetings of which public notice is required.

45 (b) Before February 1 of each year, the president of  
46 each local school board shall submit a report to the State Board  
47 of Education containing the names of any members of the school  
48 board who missed twenty percent (20%) or more of the school board  
49 meetings during the preceding calendar year.

50 **SECTION 2.** This act shall take effect and be in force from  
51 and after July 1, 2004.