

## Senate Amendments to House Bill No. 1178

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

7           **SECTION 1.** Section 37-151-17, Mississippi Code of 1972, is  
8 amended as follows:

9           37-151-17. (1) There is established the Council for  
10 Education Technology, which shall be an advisory group attached to  
11 the Board of the Department of Information Technology Services and  
12 the State Board of Education. The council shall develop a master  
13 plan for education technology.

14           (2) (a) The council shall consist of the following members  
15 who shall serve as ex officio voting members:

16                       (i) The Director of the Management Information  
17 Services in the Department of Education;

18                       (ii) The Director of Educational Technology in the  
19 Department of Education;

20                       (iii) The Executive Director of the Mississippi  
21 Department of Information Technology Services;

22                       (iv) The Executive Director of Mississippi Public  
23 Broadcasting;

24                       (v) The Executive Director of the Mississippi  
25 Library Commission;

26                       (vi) The Executive Director of the State Board for  
27 Community and Junior Colleges; and

28                       (vii) The Commissioner of Higher Education \* \* \*.

29           (b) The following six (6) members to be appointed no  
30 later than August 1, 2004, as follows:

31                       (i) One (1) member appointed by the State Board of  
32 Education;

33                   (ii) Two (2) members appointed by the  
34 Governor; \* \* \*

35                   (iii) One (1) member appointed by the Lieutenant  
36 Governor;

37                   (iv) One (1) member appointed by the Board of  
38 Information Technology Services; and

39                   (v) One (1) member appointed by the Executive  
40 Director of the Mississippi Development Authority. All appointed  
41 members of the council shall have a demonstrated knowledge in the  
42 use, applications and specifications of education  
43 technology \* \* \*. A majority of the membership present at any  
44 meeting shall constitute a quorum for the official conduct of  
45 business.

46                   (c) Members appointed to the council before August 1,  
47 2004, shall be subject to reappointment or replacement by the  
48 appointing entity.

49           (3) Members shall be appointed for four-year terms and may  
50 be reappointed for one (1) additional four-year term. Members may  
51 be reimbursed for mileage and actual and necessary expenses in  
52 accordance with state law, and members who are not state officers  
53 or employees shall receive per diem as authorized in Section  
54 25-3-69, Mississippi Code of 1972.

55           (4) Immediately upon receiving notice of the appointment of  
56 all members, the Executive Director of the Department of  
57 Information and Technology Services shall call an organizational  
58 meeting no later than September 15, 2004, and shall serve as  
59 chairperson of the council for the first year beginning with the  
60 date of the organizational meeting. The council shall elect from  
61 among the members \* \* \* any other officers it deems necessary, and  
62 define the duties of the officers. The council shall annually  
63 elect a chairperson and no member shall serve more than two (2)  
64 consecutive years as chairperson.

65           (5) Meetings shall be held at least four (4) times per year,  
66 or upon call of the chairperson, at a time and place designated by  
67 the chairperson. The Department of Information and Technology

68 Services and the State Department of Education shall provide staff  
69 support for the council.

70 (6) The duties and responsibilities of the council shall  
71 include, but not be limited to, the following:

72 (a) Developing and updating annually a long-range  
73 master plan for the efficient and equitable use of technology at  
74 all levels from primary school through higher education, including  
75 vocational and adult education. The plan shall focus on the  
76 technology requirements of classroom instruction, literacy  
77 laboratories, student record management, financial and  
78 administrative management, distance learning and communications as  
79 they relate to the state's performance goals for students. The  
80 annual plan shall include specific and detailed cost projections  
81 and analysis related to its implementation. The plan shall be  
82 presented to the Mississippi Department of Information Technology  
83 Services for approval and a copy shall be provided annually to the  
84 Legislature no later than November 1, highlighting any cost  
85 projections and a detailed budget and justifications for  
86 implementation of the plan;

87 (b) Creating, overseeing and monitoring a well-planned  
88 and efficient statewide network of technology services designed to  
89 meet the educational and informational needs of the schools;

90 (c) Working with private enterprise to encourage the  
91 development of technology products specifically designed to answer  
92 Mississippi's educational needs;

93 (d) Encouraging an environment receptive to  
94 technological progress in education throughout the state; \* \* \*

95 (e) Working with other state entities to maximize the  
96 use and benefit of the state's technology infrastructure, to avoid  
97 duplication of public and private resources and to maximize the  
98 purchasing ability of the state. When appropriate, shared  
99 resources and competitive bidding shall be used; and

100 (f) Ensuring collaboration of all education entities to  
101 maximize efficiency and cost savings and to enhance the

102 utilization of education technology as a means of impacting the  
103 shortage of teachers.

104 All contracts, requests for proposals and bid awards shall be  
105 subject to the approval of the Mississippi Department of  
106 Information Technology Services.

107 **SECTION 2.** Section 37-151-19, Mississippi Code of 1972, is  
108 amended as follows:

109 37-151-19. (1) The Council for Education Technology shall  
110 develop and update annually the master plan for education  
111 technology and submit the plan to the Board of the Department of  
112 Information Technology Services, State Board of Education and the  
113 Legislature. The annual master plan shall include detailed and  
114 specific cost projections and a detailed budget for its  
115 implementation. Implementation of each stage of the master plan  
116 shall begin immediately upon approval of the Board of the  
117 Department of Information Technology Services and the State Board  
118 of Education, and upon any appropriation of any necessary funding  
119 required to carry out the objectives of the plan. The plan shall  
120 outline the state's five-year activities related to purchasing,  
121 developing and using technology to:

122 (a) Improve learning and teaching and the ability to  
123 meet individual students' needs to increase student achievement;

124 (b) Improve curriculum delivery to help meet the needs  
125 for educational equity across the state;

126 (c) Improve delivery of professional development;

127 (d) Improve the efficiency and productivity of  
128 administrators; and

129 (e) Encourage development by the private sector and  
130 acquisition by districts of technologies and applications  
131 appropriate for education.

132 (2) The five-year plan, which shall be updated annually,  
133 shall cover all aspects of education technology, including but not  
134 limited to, its use in educational instruction and administration,  
135 video and computer systems, software and hardware, multiple  
136 delivery systems for satellite, microwave, cable, instructional

137 television fixed service, fiber optic and computer connections  
138 products, video cameras and monitoring equipment for classrooms,  
139 school buildings and school buses, the preparation of school  
140 buildings for technological readiness, and the development of  
141 staff necessary to implement the plan.

142 (3) Periodically, to develop and make specific  
143 recommendations to the Board of the Department of Information  
144 Technology Services and the State Board of Education for the  
145 adoption of minimum specifications for the equipment to be  
146 utilized in the education technology plan by school districts.  
147 The Board of the Department of Information Technology Services and  
148 the State Board of Education shall adopt and promulgate said  
149 minimum guidelines for the utilization of said education  
150 technology equipment \* \* \*.

151 (4) The integrated technology-based communications system  
152 shall provide comprehensive, current, accurate and accessible  
153 information relating to management, finance, operations,  
154 instruction and pupil programs which are under the jurisdiction of  
155 the Department of Education.

156 (5) To facilitate communication among teachers, parents,  
157 students and prospective employers of students, and to provide  
158 access to many vital technological services, the five-year plan  
159 may include the installation of telephone lines in each classroom.

160 (6) In designing and implementing the five-year plan, the  
161 council shall consider seeking the active participation of private  
162 organizations whose knowledge and assistance will be useful.

163 (7) The council shall update as necessary, but not less than  
164 annually, the plan developed under subsection (2) of this section  
165 and report to the Legislature, the Board of the Department of  
166 Information Technology Services and the State Board of Education  
167 at the completion of each implementation phase of the master plan.

168 \* \* \*

169 **SECTION 3.** Section 37-151-21, Mississippi Code of 1972, is  
170 amended as follows:

171           37-151-21. The council shall create a strategic plan for  
172 distance learning in the state and submit it to the Legislature,  
173 the Board of the Department of Information Technology Services and  
174 the State Board of Education by November 1, 2004. The plan shall  
175 set forth the state's vision for developing a long-term and  
176 statewide distance learning strategy. It shall include, but not  
177 be limited to, definitions of the types of distance learning  
178 delivery systems, an evaluation process for determining and  
179 certifying the educational and cost-effectiveness of each type of  
180 delivery system, comparisons of the various types of delivery  
181 systems and recommendations for implementation. The plan shall  
182 include specific cost projections and a detailed budget for all  
183 components of its implementation.

184           **SECTION 4.** This act shall take effect and be in force from  
185 and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT TO AMEND SECTION 37-151-17, MISSISSIPPI CODE OF 1972,  
2 TO REVISE THE MEMBERSHIP OF THE COUNCIL FOR EDUCATION TECHNOLOGY;  
3 TO REVISE THE DUTIES AND RESPONSIBILITIES OF THE COUNCIL; TO AMEND  
4 SECTIONS 37-151-19 AND 37-151-21, MISSISSIPPI CODE OF 1972, IN  
5 CONFORMITY THERETO; AND FOR RELATED PURPOSES.

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John O. Gilbert  
Secretary of the Senate