

By: Representative Young

To: Universities and  
Colleges

HOUSE BILL NO. 800

1 AN ACT TO AMEND SECTIONS 37-29-63 AND 37-29-67, MISSISSIPPI  
2 CODE OF 1972, TO CLARIFY THE APPLICATION OF THE AUTOMATIC REPEALER  
3 ON CERTAIN EMPLOYMENT PROCEDURES IN COMMUNITY/JUNIOR COLLEGE  
4 DISTRICTS; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 37-29-63, Mississippi Code of 1972, is  
7 amended as follows:

8 37-29-63. (1) The president of any community/junior  
9 college, or such other person designated or authorized by the  
10 board of trustees, shall have the power to recommend to the board  
11 of trustees all teachers to be employed in the district. This  
12 subsection (1) shall stand repealed on July 1, 2006.

13 (2) The president may remove or suspend any member of the  
14 faculty subject to the approval of the trustees. He shall be the  
15 general manager of all fiscal and administrative affairs of the  
16 district with full authority to select, direct, employ and  
17 discharge any and all employees other than teachers; however, the  
18 board may make provisions and establish policies for leave for  
19 faculty members and other key personnel.

20 (3) The president shall have the authority, subject to the  
21 provisions of Sections 37-29-1 through 37-29-273 and the approval  
22 of the trustees, to arrange and survey courses of study, fix  
23 schedules, and establish and enforce rules and discipline for the  
24 governing of teachers and students. He shall be the general  
25 custodian of the property of the district.

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27 **SECTION 2.** Section 37-29-67, Mississippi Code of 1972, is  
28 amended as follows:

29           37-29-67. (1) The duties of the board of trustees shall be  
30 the general government of the community/junior college and  
31 directive of the administration thereof. Subject to the  
32 provisions of Sections 37-29-1 through 37-29-273, the board shall  
33 have full power to do all things necessary to the successful  
34 operation of the district and the college or colleges or  
35 attendance centers located therein to insure educational  
36 advantages and opportunities to all the enrollees within the  
37 district.

38           (2) The board of trustees shall be authorized to designate a  
39 personnel supervisor or other person employed by the district to  
40 recommend teachers and to transmit such recommendations to the  
41 board of trustees; however, this authorization shall be restricted  
42 to no more than two (2) positions for each employment period in  
43 the district.

44           This subsection (2) shall be repealed on July 1, 2006.

45           (3) The delineation and enumeration of the powers and  
46 purposes set out in Sections 37-29-1 through 37-29-273 shall be  
47 deemed to be supplemental and additional, and shall not be  
48 construed to restrict the powers of the board of trustees of the  
49 district or of any college located therein so as to deny to the  
50 said district and the college or colleges therein the rights,  
51 privileges, and powers previously authorized by statute.

52           (4) The board of trustees shall have the power to contract,  
53 on a shared-savings, lease or lease-purchase basis, for energy  
54 efficiency services and/or equipment as prescribed in Section  
55 31-7-14, not to exceed ten (10) years.

56           (5) The board of trustees shall be authorized with the  
57 approval of the State Board for Community and Junior Colleges, to  
58 change the name of the junior college to community college. The  
59 State Board for Community and Junior Colleges shall establish  
60 guidelines for the implementation of any junior college name  
61 change. Any reference to junior college district in this chapter

62 shall hereinafter refer to the junior college district or its  
63 successor in name as changed by the board of trustees.

64       **SECTION 3.** This act shall take effect and be in force from  
65 and after July 1, 2005.