HOUSE BILL NO. 800
(As Passed the House)

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12   subsection (1) shall stand repealed on July 1, 2010.

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.

26   *** * ***

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.

H. B. No. 800   *HR03/R1108PH*
05/HR03/R1108PH   ST: Community college districts; clarify
PAGE 3 (CTE\LH)   repealer on employment procedures for.