

By: Representative Young

To: Universities and
Colleges

HOUSE BILL NO. 800
(As Sent to Governor)

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

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

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

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

28 37-29-67. (1) The duties of the board of trustees shall be
29 the general government of the community/junior college and
30 directive of the administration thereof. Subject to the
31 provisions of Sections 37-29-1 through 37-29-273, the board shall
32 have full power to do all things necessary to the successful
33 operation of the district and the college or colleges or
34 attendance centers located therein to insure educational
35 advantages and opportunities to all the enrollees within the
36 district.

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

43 * * *

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

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

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

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

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