

By: Representative Franks

To: Education

HOUSE BILL NO. 809

1 AN ACT TO AMEND SECTION 37-6-13, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT THE SCHOOL BOARD OF ANY SCHOOL DISTRICT, BY A
3 MAJORITY VOTE OF THE SCHOOL BOARD MEMBERS, MAY INCREASE THE PER
4 DIEM OR ANNUAL SALARY OF MEMBERS; AND FOR RELATED PURPOSES.

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

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

8 37-6-13. (1) * * * Each person serving as a member of the
9 school board of any school district shall receive per diem in the
10 amount of Sixty-seven Dollars (\$67.00) for no more than thirty-six
11 (36) meetings of the school board during any one (1) fiscal year
12 or, in his or her discretion, irrevocably may choose to receive as
13 compensation for his or her services an annual salary in the
14 amount of Two Thousand Four Hundred Dollars (\$2,400.00), which
15 choice shall remain in force for all successive terms or periods
16 of service of that member. The receipt of the compensation shall
17 not entitle any member of a school board to receive or be eligible
18 for any state employee group insurance, retirement or other fringe
19 benefits. Each member shall be reimbursed for the necessary
20 expenses and mileage in attending meetings of the school board.
21 In addition to the foregoing, all members may be reimbursed for
22 mileage and actual expenses incurred in the further performance of
23 their duties, including attendance at any mandatory school board
24 training session or at regional and national education meetings,
25 when such mileage and other expenses are authorized by the board
26 prior to the date on which they occur. Detailed vouchers shall be
27 submitted for reimbursement for all expenses authorized by this
28 section. * * * Such reimbursement shall be in accordance with

29 Section 25-3-41. Such expenses shall be paid on order of the
30 school board by pay certificates issued by the superintendent of
31 the school district involved against the funds available for
32 payment of the administrative expense of the district.

33 The school board of a school district, by a majority vote of
34 the school board members, may increase the per diem or the annual
35 salary of members established in this subsection.

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.** The Attorney General of the State of Mississippi
51 shall submit this act, immediately upon approval by the Governor,
52 or upon approval by the Legislature subsequent to a veto, to the
53 Attorney General of the United States or to the United States
54 District Court for the District of Columbia in accordance with the
55 provisions of the Voting Rights Act of 1965, as amended and
56 extended.

57 **SECTION 3.** This act shall take effect and be in force from
58 and after the date it is effectuated under Section 5 of the Voting
59 Rights Act of 1965, as amended and extended.