

**Replaced by Substitute
AMENDMENT NO 1 TO COMMITTEE AMENDMENT NO 1 PROPOSED
TO**

Senate Bill No. 2604

BY: Representatives Brown, Mayo, Harrison, Clarke

1 **AMEND** on line 191 by deleting the word "The" and inserting in
2 lieu thereof the words and figures "Effective with fiscal year
3 2011, the"

4 **AMEND FURTHER** on line 210 by changing "2009" to "2010"

5 **AMEND FURTHER** on lines 221 and 222 by deleting the words and
6 figures "For fiscal year 2006" and inserting in lieu thereof the
7 words and figures "Effective with fiscal year 2011"

8 **AMEND FURTHER** on line 308 by changing "2299" to "2129"

9 **AMEND FURTHER** by inserting the following new Section 2 after
10 line 181 and renumbering the succeeding sections:

11 "**SECTION 2.** (1) Effective with fiscal year 2007, full
12 funding of the Mississippi Adequate Education Program (MAEP) shall
13 be phased-in over a four-year period. For fiscal year 2007 the
14 funding level shall be \$1,973,040,112.00; for fiscal year 2008 the
15 funding level shall be \$2,037,226,584.00; for fiscal year 2009 the
16 funding level shall be \$2,101,413,056.00; and for fiscal year 2010
17 the funding level shall be \$2,165,599,528.00. The costs of this
18 four-year phase-in does not include the costs associated with
19 other state mandated costs such as, but not limited to, teacher

20 pay raises, increased costs of insurance and increased costs of
21 employer contributions to the Public Employees' Retirement System,
22 and any such associated costs increases shall be funded separately
23 and in addition to the cost of the four-year phase-in.

24 (2) Funds appropriated to school districts based on the
25 four-year phase-in shall be allocated and prorated using average
26 daily attendance (ADA) for months one (1) through nine (9) of the
27 second preceding year or months two (2) and three (3) of the
28 preceding year, whichever is greater, for fiscal year 2007 through
29 fiscal year 2009. Allocation of funds for fiscal year 2010, at the
30 full funding level, shall be based on months two (2) and three (3)
31 ADA.

32 (3) School districts experiencing at least three (3)
33 consecutive years of growth in ADA shall receive an additional
34 allocation of funds during the four-year phase-in. That growth
35 shall be funded at twenty-five percent (25%) the first year, fifty
36 percent (50%) for year two (2), seventy-five percent (75%) for
37 year three (3) and one hundred percent (100%) for year four (4) at
38 full funding. The State Department of Education shall determine
39 the percentage change from the prior year of each year of each
40 school district's average of months two (2) and three (3) ADA for
41 the three (3) immediately preceding school years of the year for
42 which funds are being appropriated. For any school district that
43 experiences a positive growth in the average of months two (2) and
44 three (3) ADA each year of the three (3) years, the average
45 percentage growth over the three-year period shall be multiplied
46 times the school district's average of months two (2) and three
47 (3) ADA for the year immediately preceding the year for which MAEP
48 funds are being appropriated. For fiscal year 2007, twenty-five
49 percent (25%), for fiscal year 2008, fifty percent (50%), for
50 fiscal year 2009, seventy-five percent (75%) and for fiscal year
51 2010, one hundred percent (100%) of the resulting amount shall be

52 added to the school district's average of months two (2) and three
53 (3) ADA for the year immediately preceding the year for which MAEP
54 funds are being appropriated to arrive at the ADA to be used in
55 determining a school district's MAEP allocation. The district's
56 ADA shall be computed and currently maintained in accordance with
57 regulations promulgated by the State Board of Education."

58 **AMEND FURTHER** the title by inserting the following after the
59 semicolon on line 21: "TO PROVIDE THAT, EFFECTIVE WITH FISCAL YEAR
60 2007, FULL FUNDING OF THE MISSISSIPPI ADEQUATE EDUCATION PROGRAM
61 SHALL BE PHASED-IN OVER A FOUR-YEAR PERIOD;"