

By: Representatives Brown, Flaggs, Holland,
Peranich, Stringer, Watson, Broomfield,
Hudson, Franks, Patterson, Clark, Scott,
Perkins

To: Appropriations

HOUSE BILL NO. 238
(As Passed the House)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF FUNDING
2 K-12 AND OTHER RELATED EDUCATIONAL ACTIVITIES, INCLUDING CERTAIN
3 AGENCIES AND PROGRAMS, IN THE STATE OF MISSISSIPPI, FOR THE FISCAL
4 YEAR 2008.

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

6 **SECTION 1.** The following sums, or so much of those sums as
7 may be necessary, are appropriated out of any money in the State
8 General Fund not otherwise appropriated, for the purpose of
9 funding K-12 and other related educational activities, including
10 certain agencies and programs, in the State of Mississippi, for
11 the fiscal year beginning July 1, 2007, and ending June 30, 2008,
12 as follows:

13 (a) To the State Board of Education for the purpose of
14 defraying the expenses of the State Department of Education, and
15 excluding the expenses of the Vocational and Technical Education
16 Division..... \$ 104,453,415.00.

17 (b) To the State Board of Education for the purpose of
18 defraying the expenses of the Vocational and Technical Education
19 Division of the State Department of Education.....
20 \$ 78,468,420.00.

21 (c) To the State Board of Education for the purpose of
22 paying annual compensation to the Chickasaw Cession counties for
23 sixteenth section lands which they lost through sale by the state,
24 as provided in Section 29-3-137 through 29-3-141, Mississippi Code
25 of 1972..... \$ 13,880,990.00.

26 (d) To the State Board of Education for defraying the
27 expenses of the Mississippi Adequate Education Program.....
28 \$ 2,000,958,304.00.

29 Of the amount appropriated in paragraph (d) of this section,
30 Thirteen Million Three Hundred Seventy-Five Thousand Dollars
31 (\$13,375,000.00) shall be used to provide an additional three
32 percent (3%) of at-risk funds for students in kindergarten through
33 Grade 3 (K-3) in Mississippi public school districts.

34 (e) To the State Board of Education for the purpose of
35 defraying the expenses of the Mississippi School for the Blind and
36 the Mississippi School for the Deaf..... \$ 12,417,161.00.

37 TOTAL AMOUNT OF STATE GENERAL FUNDS APPROPRIATED
38 BY THIS SECTION BEING..... \$ 2,210,178,290.00.

39 **SECTION 2.** The following sums, or so much of those sums as
40 may be necessary, are appropriated out of any money in any special
41 fund in the State Treasury to the credit of the proper fund or
42 funds of the agencies or programs specified in the following
43 paragraphs for the fiscal year beginning July 1, 2007, and ending
44 June 30, 2008, as follows:

45 (a) To the State Board of Education for the purpose of
46 defraying the expenses of the State Department of Education,
47 excluding the expenses of the Vocational and Technical Education
48 Division..... \$ 730,964,202.00.

49 (b) To the State Board of Education for the purpose of
50 defraying the expenses of the Vocational and Technical Education
51 Division of the State Department of Education.....
52 \$ 23,927,180.00.

53 (c) To the State Board of Education for the purpose of
54 defraying the expenses of the Mississippi Adequate Education
55 Program..... \$ 251,625,653.00.

56 (d) To the State Board of Education for the purpose of
57 defraying the expenses of the Mississippi School for the Blind and
58 the Mississippi School for the Deaf..... \$ 761,504.00.

59 TOTAL AMOUNT OF SPECIAL FUNDS APPROPRIATED
60 BY THIS SECTION BEING..... \$ 1,007,278,539.00.

61 **SECTION 3.** Of the funds appropriated in Section 2, One
 62 Hundred Seventy-Four Thousand One Hundred Ninety-six Dollars
 63 (\$174,196.00), or so much of that sum as may be necessary, is
 64 appropriated out of any money in the State Treasury to the credit
 65 of the Health Care Expendable Fund to the State Department of
 66 Education for the purpose of defraying the expenses of the
 67 department for the Mississippi Eye Screening Program for providing
 68 vision safety services.

69 **SECTION 4.** Of the funds appropriated in Section 2, the
 70 following sums, or so much of those sums as may be necessary, are
 71 derived out of any money in the State Treasury to the credit of
 72 the Education Enhancement Fund pursuant to Sections 27-65-75 and
 73 27-67-31, Mississippi Code of 1972, as follows:

74 (a) To the State Department of Education, excluding the
 75 expenses of the Vocational and Technical Education Division, for
 76 the following purposes:

77	Grants to school districts for capital	
78	facilities and buses.....	\$ 16,000,000.00.
79	Instructional materials.....	\$ 6,194,875.00.
80	Tech prep bond service.....	\$ 3,200,662.00.
81	Implementing Performance Based Data	
82	Collection and Accreditation	
83	Model.....	\$ 274,937.00.
84	World Class Teacher Program.....	\$ 125,000.00.
85	Testing.....	\$ 226,413.00.
86	Education Technology Council.....	\$ 94,082.00.
87	TOTAL.....	\$ 26,115,969.00.

88 (b) To the State Department of Education to defray the
 89 expenses of the Vocational and Technical Education Division.....
 90 \$ 7,863,746.00.

91 (c) To the State Department of Education to provide
 92 funding for the Mississippi Adequate Education Program.....
 93 \$181,625,653.00.

94 **SECTION 5.** Of the funds appropriated in this act, not more
 95 than the amounts set forth below shall be expended for the
 96 respective major objects or purposes of expenditure for the State
 97 Department of Education, excluding the expenses of the Vocational
 98 and Technical Education Division:

99 **MAJOR OBJECTS OF EXPENDITURE:**

100 Personal Services:

101	Salaries, Wages and Fringe Benefits.. \$	29,672,029.00
102	Travel and Subsistence.....	2,630,074.00
103	Contractual Services.....	44,252,138.00
104	Commodities.....	7,395,199.00
105	Capital Outlay:	
106	Other Than Equipment.....	1,544,500.00
107	Equipment.....	2,983,437.00
108	Vehicles.....	30,000.00
109	Wireless Communication Devices.....	0.00
110	Subsidies, Loans and Grants.....	<u>746,910,240.00</u>
111	Total..... \$	835,417,617.00

112 **FUNDING:**

113	General Funds..... \$	104,453,415.00
114	Special Funds.....	<u>730,964,202.00</u>
115	Total..... \$	835,417,617.00

116 **AUTHORIZED POSITIONS:**

117	Permanent: Full Time.....	470
118	Part Time.....	3
119	Time-Limited: Full Time.....	70
120	Part Time	0

121 **SECTION 6.** It is the intention of the Legislature that the
 122 State Superintendent for the Department of Education, excluding
 123 the expenses of the Vocational and Technical Education Division,
 124 may increase major objects of expenditure in total amounts not to
 125 exceed twenty-five percent (25%) of the appropriated amount of
 126 each major object of expenditure, provided that other major

127 objects of expenditure are decreased by a corresponding dollar
 128 amount and provided the Executive Director of the Mississippi
 129 Department of Finance and Administration also approves with
 130 written authorization. However, no transfers shall be authorized
 131 that increase the major object of expenditure "Salaries, Wages and
 132 Fringe Benefits."

133 **SECTION 7.** In compliance with the "Mississippi Performance
 134 Budget and Strategic Planning Act of 1994," it is the intent of
 135 the Legislature that the funds provided in this act shall be
 136 utilized in the most efficient and effective manner possible to
 137 achieve the intended mission of the State Department of Education,
 138 excluding the expenses of the Vocational and Technical Education
 139 Division. Based on the funding authorized, this agency shall make
 140 every effort to attain the targeted performance measures provided
 141 below:

	FY2008
<u>Performance Measures</u>	<u>Target</u>
144 Special Education	
145 Approved Funding for Children (\$ in millions)	87.89
146 Teacher Units Approved for Funding (Units)	4,672
147 Child Nutrition	
148 Number of Meals Required (Millions)	121
149 Cost per Meal (\$)	2.28
150 MS School For Math & Science	
151 Students Enrolled (Persons)	270
152 Cost per Student (\$)	15,717.00
153 Educational Accountability	
154 Performance Accreditation Visits (Visits)	30
155 Tests Administered (Persons)	738,491
156 Compliance & Performance Reviews (Actions)	25
157 Educ Training & Development	
158 Administrators Trained (Persons)	1,000
159 Administrators Trained (%)	35

160	Technical Assistance to School Districts (%)	92
161	Compensatory Education	
162	Title I Projects Awarded (Programs)	152
163	Average Expenditure per Child (\$)	612
164	Review & Approve Delinquent Prgs (Programs)	6
165	Community & Outreach Services	
166	Requested Available Federal Funding (%)	100
167	MS School Attendance Officers	
168	Resolutions to Referrals (%)	90
169	School Visits (Number of)	25,000
170	MS Teacher Center	
171	Teachers Recruited in Shortage Areas (Number)	1,800

172 A reporting of the degree to which the performance targets
173 set above have been or are being achieved shall be provided in the
174 agency's budget request submitted to the Joint Legislative Budget
175 Committee for Fiscal Year 2009.

176 **SECTION 8.** In compliance with the "Mississippi Performance
177 Budget and Strategic Planning Act of 1994," it is the intent of
178 the Legislature that the funds provided in this act shall be
179 utilized in the most efficient and effective manner possible to
180 achieve the intended mission of the Mississippi Adequate Education
181 Program. Based on the funding authorized, this agency shall make
182 every effort to attain the targeted performance measures provided
183 below:

184		FY2008
185	<u>Performance Measures</u>	<u>Target</u>
186	Basic Program	
187	Percentage of students scoring basic and	
188	above on the MS Curriculum Test in grades 2-8	
189	in reading, language and math (%)	93.7
190	Percentage of students achieving the passing	
191	score on the History Test (%)	96.6
192	Percentage of students achieving the passing	

193 score on the Biology test (%) 94.8
194 Percentage of students achieving the passing
195 score on the Algebra test (%) 94.6
196 Provide 100% Funding of the Base Student Cost 100

197 A reporting of the degree to which the performance targets
198 set above have been or are being achieved shall be provided in the
199 agency's budget request submitted to the Joint Legislative Budget
200 Committee for Fiscal Year 2009.

201 **SECTION 9.** Of the funds appropriated in Section 2, Forty-six
202 Million Dollars (\$46,000,000.00) shall be derived from the School
203 Ad Valorem Reduction Fund.

204 No school district shall expend any funds, received under the
205 School Ad Valorem Reduction Grant, unless such school district has
206 specifically identified the amount of the grant within the
207 published budget as required by Section 37-61-9, Mississippi Code
208 of 1972. The published budget shall include the following
209 statement: "Ad Valorem taxes will be \$_____ less as a result
210 of the Ad Valorem Reduction Grants enacted by the Mississippi
211 Legislature in 1992."

212 **SECTION 10.** Of the funds appropriated in Section 2, Two
213 Million One Hundred Thousand Dollars (\$2,100,000.00) shall be
214 derived from the Technology in Classroom Fund 3203 for the purpose
215 of defraying the expenses of the State Department of Education,
216 excluding the expenses of the Vocational and Technical Education
217 Division.

218 **SECTION 11.** Of the funds appropriated in Section 2, funds in
219 the amount of One Million Dollars (\$1,000,000.00) shall come from
220 income derived from the principal of the Education Improvement
221 Trust Fund created by Section 206A, Mississippi Constitution of
222 1890, and One Million Dollars (\$1,000,000.00) shall be used for
223 the School for Math and Science.

224 **SECTION 12.** With the funds appropriated in this act, the
 225 following positions are authorized for the Vocational and
 226 Technical Education Division of the State Department of Education:

227 AUTHORIZED POSITIONS:

228	Permanent:	Full Time.....	59
229		Part Time.....	0
230	Time-Limited:	Full Time.....	3
231		Part Time.....	0

232 **SECTION 13.** In compliance with the "Mississippi Performance
 233 Budget and Strategic Planning Act of 1994," it is the intent of
 234 the Legislature that the funds provided in this act shall be
 235 utilized in the most efficient and effective manner possible to
 236 achieve the intended mission of the Vocational and Technical
 237 Education Division of the State Department of Education. Based on
 238 the funding authorized, this agency shall make every effort to
 239 attain the targeted performance measures provided below:

240		FY2008
241	<u>Performance Measures</u>	<u>Target</u>
242	Secondary Programs	
243	Increase in Students Served (%)	1.00
244	LEAs Served (Sites)	144
245	Post-secondary Programs	
246	Short-Term Students Served (Persons)	2,800
247	Short-Term Adult Program Classes (Classes)	225
248	Short-Term Cost per Student (\$)	45.00

249 A reporting of the degree to which the performance targets
 250 set above have been or are being achieved shall be provided in the
 251 agency's budget request submitted to the Joint Legislative Budget
 252 Committee for Fiscal Year 2009.

253 **SECTION 14.** Of the funds appropriated in this act, an amount
 254 not to exceed Two Hundred Twenty-nine Thousand Six Hundred
 255 Eighty-four Dollars (\$229,684.00) is authorized for the support of
 256 vocational and technical education programs as authorized in

257 Section 37-31-13, Mississippi Code of 1972, for a period in excess
258 of ten (10) months in a calendar year.

259 **SECTION 15.** It is the intention of the Legislature that the
260 Vocational and Technical Education Division of the State
261 Department of Education shall, with the funds appropriated in
262 Section 1, transfer no more than One Hundred Thousand Dollars
263 (\$100,000.00) to the Mississippi Soil and Water Conservation
264 Commission for the purpose of providing matching funds to purchase
265 soil conservation equipment.

266 **SECTION 16.** Of the funds appropriated in this act, no more
267 than One Hundred Eighteen Thousand Seventy-five Dollars
268 (\$118,075.00) is provided for the purpose of supporting the Future
269 Farmers of America Center.

270 **SECTION 17.** Of the funds provided in Section 1 for the
271 purpose of providing financial assistance for the education of
272 exceptional children as determined under Section 37-23-63,
273 Mississippi Code of 1972, children who are certified by the
274 designated authority as requiring inpatient care in a private
275 intermediate care facility for the mentally retarded or
276 psychiatric residential treatment facility, with Medicaid
277 reimbursement, shall be eligible and entitled to receive state
278 financial assistance under the provisions of Section 37-23-69, in
279 an amount not to exceed Five Thousand Dollars (\$5,000.00) from
280 state funds, per child per school year, if an approved private
281 school is operated as an integral part of the facility that
282 provides twenty-four (24) hours a day monitoring, treatment and
283 education, except that the State Department of Education is
284 authorized to pilot a fee-for-service based cost system for
285 children served through Millcreek Schools, Inc.

286 **SECTION 18.** Of the funds provided in Section 1, Two Hundred
287 Twenty-four Thousand Four Hundred Ninety-six Dollars (\$224,496.00)
288 shall be used to provide for a Director of School Nurses in the
289 State Department of Education and the implementation of three (3)

290 pilot projects for a variety of school health programs in an
291 elementary school setting. Evaluations shall be developed to
292 determine the program's effect to drop-out rates, suspensions,
293 expulsions, attendance and test scores.

294 Income generated by the school-based clinics shall remain
295 available for expenditure by the programs utilizing any special
296 fund authority provided in Section 2 for use by the State
297 Department of Education and the pilots shall remain the same as in
298 Fiscal Year 2007.

299 **SECTION 19.** It is the intention of the Legislature that the
300 State Department of Education shall have the authority to accept,
301 budget and expend any source funds not to exceed Thirty Million
302 Dollars (\$30,000,000.00), that become available to the department
303 to carry out the provisions of those funds in a manner consistent
304 with the rules and regulations of the Department of Finance and
305 Administration.

306 **SECTION 20.** The State Department of Education shall transfer
307 the designated amounts to the appropriate entities, which shall
308 assume full responsibility for the expenditure of these funds in
309 accordance with state laws and accept all responsibility for any
310 improper expenditure, for the following: World Class Teacher
311 Programs, USM Special Education Program, Soil and Water
312 Conservation Commission, Mississippi School Boards Association,
313 Mississippi Eye Screening Program-Vision Research Corporation and
314 Very Special Arts, Arts Institute, Jobs for Mississippi Graduates,
315 and Mississippi Symphony, University of Southern Mississippi Safe
316 Schools Program, Mississippi State University Center for Education
317 Design, Writing and Thinking Institute, Greater Columbus Early
318 Learning Center and Mississippi Council for Economic Education.

319 **SECTION 21.** Of the funds appropriated in Section 1, Two
320 Hundred Thirty-five Thousand Dollars (\$235,000.00) is provided for
321 the Writing and Thinking Institute, Seventy Thousand Dollars
322 (\$70,000.00) is provided for the Very Special Arts Program and One

323 Hundred Thousand Dollars (\$100,000,00) is provided for the
324 Mississippi Council for Economic Education.

325 **SECTION 22.** Of the funds appropriated in this act, an amount
326 not to exceed One Million Three Hundred Thousand Dollars
327 (\$1,300,000.00) shall be used for technological methods for
328 agricultural programs from the Vocational and Technical Education
329 Division of the State Department of Education.

330 **SECTION 23.** Of the funds appropriated in Section 1, the sum
331 of Sixty-two Thousand One Hundred Ninety-one Dollars (\$62,191.00),
332 which is the aggregate sum that the school districts in the
333 Chickasaw Cession receive annually from interest payments from the
334 Chickasaw School Fund under Section 212, Mississippi Constitution
335 of 1890, shall be deducted from the allocations to the school
336 districts as provided in Section 29-3-137, Mississippi Code of
337 1972, and shall be distributed among the school districts in the
338 Chickasaw Cession by the State Department of Education in the
339 manner that those interest payments were distributed during Fiscal
340 Year 1985.

341 **SECTION 24.** Of the funds provided in this act for the
342 purpose of funding the Mississippi Adequate Education Program as
343 determined under Section 37-151-7, Mississippi Code of 1972, the
344 base student cost in Fiscal Year 2008 shall be Four Thousand Four
345 Hundred Sixty-five Dollars (\$4,465.00).

346 **SECTION 25.** Of the funds appropriated in this act, an amount
347 not more than Fifty Million Dollars (\$50,000,000.00) shall be
348 derived from the Interim School District Capital Expenditure Fund
349 for the benefit of the school districts as authorized in
350 Mississippi Code Annotated, Section 37-151-7(5).

351 **SECTION 26.** Of the funds appropriated in this act, it is the
352 intention of the Legislature that Twenty Million Dollars
353 (\$20,000,000.00) from the Public School Building Fund shall be
354 used for the Mississippi Adequate Education Program.

355 **SECTION 27.** With the funds appropriated in this act, the
356 following positions are authorized for the Mississippi School for
357 the Blind and the Mississippi School for the Deaf:

358 AUTHORIZED POSITIONS:

359	Permanent:	Full Time.....	194
360		Part Time.....	30
361	Time-Limited:	Full Time.....	1
362		Part Time.....	0

363 None of the funds provided in this act shall be expended to
364 hire any person on a contractual basis, for any period for any
365 purpose, without the express prior approval of the State Personnel
366 Director. The State Personnel Director shall consider, in
367 approving those contracts, the availability of funds, the need for
368 services, compliance with the State Compensation Plan and the
369 qualifications of the persons offering to perform the services.
370 The State Fiscal Officer shall not pay any warrant that is in
371 violation of this section.

372 Of the funds appropriated in Section 1 and Section 2 for the
373 Mississippi School for the Blind and the Mississippi School for
374 the Deaf, not more than One Hundred Forty-five Thousand Dollars
375 (\$145,000.00) shall be expended for vehicle purchases.

376 **SECTION 28.** With the funds provided in this act, it is the
377 intention of the Legislature that the academic teachers at the
378 Mississippi School for the Deaf and the Mississippi School for the
379 Blind shall receive their annual increment.

380 **SECTION 29.** It is the intention of the Legislature that no
381 State General Funds authorized to be expended in this act shall be
382 used to replace federal funds and/or other special funds that are
383 being used for salaries authorized under the provisions of this
384 act and that are withdrawn and no longer available.

385 With respect to agency programs whose operation is dependent
386 on the receipt of federal funds, it is the intent of the
387 Legislature, except as hereinafter provided, that no funds from

388 the State General Fund be expended to administer, support or in
389 any way continue those programs if federal funds for their
390 operation be reduced or become unavailable and that no funds from
391 the State General Fund available for expenditure under this act
392 shall be used to replace federal funds in any major object of
393 expenditure.

394 With the funds appropriated in this act, it is the intention
395 of the Legislature that it shall be the agency's responsibility to
396 make certain that funds required to be appropriated for "Personal
397 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
398 funds appropriated for that purpose, unless programs or positions
399 are added to the agency's Fiscal Year 2009 budget by the
400 Mississippi Legislature. Based on data provided by the
401 Legislative Budget Office, the State Personnel Board shall
402 determine and publish the projected annual cost to fully fund all
403 appropriated positions in compliance with the provisions of this
404 act. It shall be the responsibility of the agency head to insure
405 that no single personnel action increases this projected annual
406 cost and/or the Fiscal Year 2008 appropriation for "Personal
407 Services" when annualized, with the exception of escalated funds.
408 If, at the time the agency takes any action to change "Personal
409 Services," the State Personnel Board determines that the agency
410 has taken an action that would cause the agency to exceed this
411 projected annual cost or the Fiscal Year 2008 "Personal Services"
412 appropriated level, when annualized, then only those actions that
413 reduce the projected annual cost and/or the appropriation
414 requirement will be processed by the State Personnel Board until
415 such time as the requirements of this provision are met.

416 Any transfers or escalations shall be made in accordance with
417 the terms, conditions and procedures established by law or
418 allowable under the terms set forth in this act. The State
419 Personnel Board shall not escalate positions without written
420 approval from the Department of Finance and Administration. The

421 Department of Finance and Administration shall not provide written
422 approval to escalate any funds for salaries and/or positions
423 without proof of availability of new or additional funds above the
424 appropriated level.

425 **SECTION 30.** It is the intention of the Legislature that the
426 State Board of Education shall maintain complete accounting and
427 personnel records related to the expenditure of all funds
428 appropriated in this act and that those records shall be in the
429 same format and level of details as maintained for Fiscal Year
430 2007. It is further the intention of the Legislature that the
431 budget requests for Fiscal Year 2009 shall be submitted to the
432 Joint Legislative Budget Committee in a format and level of detail
433 comparable to the format and level of detail provided during the
434 Fiscal Year 2008 budget request process for each agency and
435 institution appropriated funds within the provisions of this act.

436 **SECTION 31.** Of the funds appropriated in Section 1 to the
437 State Board of Education, not less than Twenty-four Million Eight
438 Hundred Ninety-seven Thousand Forty-eight Dollars (\$24,897,048.00)
439 shall be used for National Board Certification.

440 **SECTION 32.** Of the funds appropriated in Section 1, not less
441 than Fourteen Million Sixty-five Thousand Dollars (\$14,065,000.00)
442 shall be used for the Educable Child Program.

443 **SECTION 33.** It is the intention of the Legislature that at
444 least Twenty-one Million Dollars (\$21,000,000.00) be expended for
445 textbooks as defined in Section 37-43-1, Mississippi Code of 1972.
446 The State Department of Education shall report to the Legislature
447 the amount of expenditures for each school district no later than
448 October 31, 2008.

449 **SECTION 34.** The public school districts of the state are
450 authorized at their discretion to pay with local funds one hundred
451 percent (100%) of the cost of the health insurance premiums of the
452 State and School Employees Health Insurance Plan for all retired
453 members of the Public Employees' Retirement System who are

454 employed as school bus drivers by the school districts. It is the
455 intention of the Legislature that no state funds shall be used for
456 this purpose.

457 **SECTION 35.** Of the funds appropriated for Fiscal Year 2008
458 for the Educable Child Program, the Mississippi Department of
459 Education is authorized to pay the remaining balance up to Two
460 Million Dollars (\$2,000,000.00) for fiscal year 2007 claims.

461 **SECTION 36.** Of the funds appropriated for Orthopedic and
462 Aphasic, Two Hundred Thousand Dollars (\$200,000.00) shall be for
463 the Dubard School at the University of Southern Mississippi.

464 **SECTION 37.** It is the intention of the Legislature that
465 whenever two (2) or more bids are received by this agency for the
466 purchase of commodities or equipment, and whenever all things
467 stated in those received bids are equal with respect to price,
468 quality and service, the Mississippi Industries for the Blind
469 shall be given preference. A similar preference shall be given to
470 the Mississippi Industries for the Blind whenever purchases are
471 made without competitive bids.

472 **SECTION 38.** It is the intention of the Legislature that in
473 any year that the Mississippi Adequate Education Program is not
474 fully funded, the State Department of Education shall prorate the
475 underfunded amount to local school districts for that year.

476 **SECTION 39.** Of the funds appropriated in Section 1, not less
477 than Six Million Five Hundred Fifty-five Thousand One Hundred
478 Fifty-three Dollars (\$6,555,153.00) shall be used for the
479 Compulsory School Attendance Office and School Attendance
480 Officers.

481 **SECTION 40.** Of the funds appropriated in this act for the
482 Mississippi Adequate Education Program, funds of not more than Two
483 Million One Hundred Twenty Thousand Eight Hundred Forty-eight
484 Dollars (\$2,120,848.00) are provided to be set aside as a
485 mechanism to hold harmless those local school districts that

486 receive less than the funding levels that they received for fiscal
487 year 2007.

488 **SECTION 41.** The money appropriated in this act shall be paid
489 by the State Treasurer out of any money in the proper fund or
490 funds as set forth in this act, upon warrants issued by the State
491 Fiscal Officer; and the State Fiscal Officer shall issue his
492 warrants upon requisitions signed by the proper person, officer or
493 officers in the manner provided by law.

494 **SECTION 42.** This act shall take effect and be in force from
495 and after July 1, 2007.