

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 238**

**BY: Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

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..... \$     101,613,411.00.

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 ..... \$     77,596,648.00.

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 ..... \$ 1,988,739,085.00.

29 (e) To the State Board of Education for the purpose of  
30 defraying the expenses of the Mississippi School for the Blind and  
31 the Mississippi School for the Deaf.....\$ 12,177,869.00.

32 TOTAL AMOUNT OF STATE GENERAL FUNDS APPROPRIATED  
33 BY THIS SECTION BEING..... \$ 2,194,008,003.00.

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

40 (a) To the State Board of Education for the purpose of  
41 defraying the expenses of the State Department of Education,  
42 excluding the expenses of the Vocational and Technical Education  
43 Division..... \$ 672,071,547.00.

44 (b) To the State Board of Education for the purpose of  
45 defraying the expenses of the Vocational and Technical Education  
46 Division of the State Department of Education.....  
47 ..... \$ 23,954,389.00.

48 (c) To the State Board of Education for the purpose of  
49 defraying the expenses of the Mississippi Adequate Education  
50 Program..... \$ 266,403,267.00.

51 (d) To the State Board of Education for the purpose of  
52 defraying the expenses of the Mississippi School for the Blind and  
53 the Mississippi School for the Deaf..... \$ 773,261.00.

54 TOTAL AMOUNT OF SPECIAL FUNDS APPROPRIATED  
55 BY THIS SECTION BEING..... \$ 963,202,464.00.

56           **SECTION 3.** Of the funds appropriated in Section 2, One  
57 Hundred Twenty-six Thousand Four Hundred Seventy-two Dollars  
58 (\$126,472.00), or so much of that sum as may be necessary, is  
59 appropriated out of any money in the State Treasury to the credit  
60 of the Health Care Expendable Fund to the State Department of  
61 Education for the purpose of defraying the expenses of the  
62 department for the Mississippi Eye Screening Program for providing  
63 vision safety services.

64           **SECTION 4.** Of the funds appropriated in Section 2, the  
65 following sums, or so much of those sums as may be necessary, are  
66 derived out of any money in the State Treasury to the credit of  
67 the Education Enhancement Fund pursuant to Sections 27-65-75 and  
68 27-67-31, Mississippi Code of 1972, as follows:

69           (a) To the State Department of Education, excluding the  
70 expenses of the Vocational and Technical Education Division, for  
71 the following purposes:

72	Grants to school districts for capital	
73	facilities and buses.....	\$ 16,000,000.00.
74	Instructional materials.....	\$ 6,206,938.00.
75	Tech prep bond service.....	\$ 3,200,662.00.
76	Implementing Performance Based Data	
77	Collection and Accreditation	
78	Model.....	\$ 274,937.00.
79	World Class Teacher Program.....	\$ 125,000.00.
80	Testing.....	\$ 226,413.00.
81	Education Technology Council.....	\$ 94,082.00.
82	TOTAL.....	\$ 26,128,032.00.

83           (b) To the State Department of Education to defray the  
84 expenses of the Vocational and Technical Education Division.....  
85 ..... \$ 7,863,746.00.

86           (c) To the State Department of Education to provide  
87 funding for the Mississippi Adequate Education Program.....

88 ..... \$196,403,267.00.

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

94 MAJOR OBJECTS OF EXPENDITURE:

95 Personal Services:

96	Salaries, Wages and Fringe Benefits.. \$	28,332,599.00
97	Travel and Subsistence.....	2,081,643.00
98	Contractual Services.....	38,094,876.00
99	Commodities.....	7,452,656.00

100 Capital Outlay:

101	Other Than Equipment.....	1,519,500.00
102	Equipment.....	2,353,522.00
103	Vehicles.....	30,000.00
104	Wireless Communication Devices.....	0.00
105	Subsidies, Loans and Grants.....	<u>693,820,162.00</u>
106	Total..... \$	773,684,958.00

107 FUNDING:

108	General Funds..... \$	101,613,411.00
109	Special Funds.....	<u>672,071,547.00</u>
110	Total..... \$	773,684,958.00

111 AUTHORIZED POSITIONS:

112	Permanent: Full Time.....	457
113	Part Time.....	3
114	Time-Limited: Full Time.....	79
115	Part Time .....	0

116 **SECTION 6.** It is the intention of the Legislature that the  
117 State Superintendent for the Department of Education, excluding  
118 the expenses of the Vocational and Technical Education Division,  
119 may increase major objects of expenditure in total amounts not to

120 exceed twenty-five percent (25%) of the appropriated amount of  
 121 each major object of expenditure, provided that other major  
 122 objects of expenditure are decreased by a corresponding dollar  
 123 amount and provided the Executive Director of the Mississippi  
 124 Department of Finance and Administration also approves with  
 125 written authorization. However, no transfers shall be authorized  
 126 that increase the major object of expenditure "Salaries, Wages and  
 127 Fringe Benefits."

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

	FY2008
<u>Performance Measures</u>	<u>Target</u>
139 Special Education	
140       Approved Funding for Children (\$ in millions)	100.80
141       Teacher Units Approved for Funding (Units)	4,672
142 Child Nutrition	
143       Number of Meals Required (Millions)	122
144       Cost per Meal (\$)	2.40
145 MS School For Math & Science	
146       Students Enrolled (Persons)	270
147       Cost per Student (\$)	16,500.00
148 Educational Accountability	
149       Performance Accreditation Visits (Visits)	35
150       Tests Administered (Persons)	545,679
151       Compliance & Performance Reviews (Actions)	30

152	Educ Training & Development	
153	Administrators Trained (Persons)	1,000
154	Administrators Trained (%)	35
155	Technical Assistance to School Districts (%)	95
156	Compensatory Education	
157	Title I Projects Awarded (Programs)	152
158	Average Expenditure per Child (\$)	612
159	Review & Approve Delinquent Prgs (Programs)	6
160	Community & Outreach Services	
161	Requested Available Federal Funding (%)	100
162	MS School Attendance Officers	
163	Resolutions to Referrals (%)	92
164	School Visits (Number of)	25,000
165	MS Teacher Center	
166	Teachers Recruited in Shortage Areas (Number)	1,900

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

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

179		FY2008
180	<u>Performance Measures</u>	<u>Target</u>
181	Basic Program	
182	Percentage of students scoring basic and	
183	above on the MS Curriculum Test in grades 2-8	

184	in reading, language and math (%)	93.7
185	Percentage of students achieving the passing	
186	score on the History Test (%)	96.6
187	Percentage of students achieving the passing	
188	score on the Biology test (%)	94.8
189	Percentage of students achieving the passing	
190	score on the Algebra test (%)	94.6
191	Provide 100% Funding of the Base Student Cost	100

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

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

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

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

213 **SECTION 11.** Of the funds appropriated in Section 2, funds in  
214 the amount of One Million Dollars (\$1,000,000.00) shall come from  
215 income derived from the principal of the Education Improvement

216 Trust Fund created by Section 206A, Mississippi Constitution of  
 217 1890, and One Million Dollars (\$1,000,000.00) shall be used for  
 218 the School for Math and Science.

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

222 AUTHORIZED POSITIONS:

223	Permanent:	Full Time.....	59
224		Part Time.....	0
225	Time-Limited:	Full Time.....	3
226		Part Time.....	0

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

235		FY2008
236	<u>Performance Measures</u>	<u>Target</u>
237	Secondary Programs	
238	Increase in Students Served (%)	1.00
239	LEAs Served (Sites)	144
240	Post-secondary Programs	
241	Short-Term Students Served (Persons)	2,800
242	Short-Term Adult Program Classes (Classes)	225
243	Short-Term Cost per Student (\$)	65.00

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



248           **SECTION 14.** Of the funds appropriated in this act, an amount  
249 not to exceed Two Hundred Twenty-nine Thousand Six Hundred  
250 Eighty-four Dollars (\$229,684.00) is authorized for the support of  
251 vocational and technical education programs as authorized in  
252 Section 37-31-13, Mississippi Code of 1972, for a period in excess  
253 of ten (10) months in a calendar year.

254           **SECTION 15.** It is the intention of the Legislature that the  
255 Vocational and Technical Education Division of the State  
256 Department of Education shall, with the funds appropriated in  
257 Section 1, transfer no more than One Hundred Thousand Dollars  
258 (\$100,000.00) to the Mississippi Soil and Water Conservation  
259 Commission for the purpose of providing matching funds to purchase  
260 soil conservation equipment.

261           **SECTION 16.** Of the funds appropriated in this act, no more  
262 than One Hundred Eighteen Thousand Seventy-five Dollars  
263 (\$118,075.00) is provided for the purpose of supporting the Future  
264 Farmers of America Center.

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

279 authorized to pilot a fee-for-service based cost system for  
280 children served through Millcreek Schools, Inc.

281         **SECTION 18.** Of the funds provided in Section 1, Two Hundred  
282 Twenty-four Thousand Four Hundred Ninety-six Dollars (\$224,496.00)  
283 shall be used to provide for a Director of School Nurses in the  
284 State Department of Education and the implementation of three (3)  
285 pilot projects for a variety of school health programs in an  
286 elementary school setting. Evaluations shall be developed to  
287 determine the program's effect to drop-out rates, suspensions,  
288 expulsions, attendance and test scores.

289         Income generated by the school-based clinics shall remain  
290 available for expenditure by the programs utilizing any special  
291 fund authority provided in Section 2 for use by the State  
292 Department of Education and the pilots shall remain the same as in  
293 Fiscal Year 2007.

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

301         **SECTION 20.** The State Department of Education shall transfer  
302 the designated amounts to the appropriate entities, which shall  
303 assume full responsibility for the expenditure of these funds in  
304 accordance with state laws and accept all responsibility for any  
305 improper expenditure, for the following: World Class Teacher  
306 Programs, USM Special Education Program, Soil and Water  
307 Conservation Commission, Mississippi School Boards Association,  
308 Mississippi Eye Screening Program-Vision Research Corporation and  
309 Very Special Arts, Arts Institute, Jobs for Mississippi Graduates,  
310 and Mississippi Symphony, University of Southern Mississippi Safe

311 Schools Program, Mississippi State University Center for Education  
312 Design, Writing and Thinking Institute, Greater Columbus Early  
313 Learning Center and Mississippi Council for Economic Education.

314       **SECTION 21.** Of the funds appropriated in Section 1, Two  
315 Hundred Thirty-five Thousand Dollars (\$235,000.00) is provided for  
316 the Writing and Thinking Institute, Seventy Thousand Dollars  
317 (\$70,000.00) is provided for the Very Special Arts Program and One  
318 Hundred Thousand Dollars (\$100,000.00) is provided for the  
319 Mississippi Council for Economic Education.

320       **SECTION 22.** Of the funds appropriated in this act, an amount  
321 not to exceed One Million Three Hundred Thousand Dollars  
322 (\$1,300,000.00) shall be used for technological methods for  
323 agricultural programs from the Vocational and Technical Education  
324 Division of the State Department of Education.

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

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

341       **SECTION 25.** Of the funds appropriated in this act, an amount  
342 not more than Fifty Million Dollars (\$50,000,000.00) shall be

343 derived from the Interim School District Capital Expenditure Fund  
344 for the benefit of the school districts as authorized in  
345 Mississippi Code Annotated, Section 37-151-7(5).

346 **SECTION 26.** Of the funds appropriated in this act, it is the  
347 intention of the Legislature that Twenty Million Dollars  
348 (\$20,000,000.00) from the Public School Building Fund shall be  
349 used for the Mississippi Adequate Education Program.

350 **SECTION 27.** With the funds appropriated in this act, the  
351 following positions are authorized for the Mississippi School for  
352 the Blind and the Mississippi School for the Deaf:

353 AUTHORIZED POSITIONS:

354	Permanent:	Full Time.....	194
355		Part Time.....	30
356	Time-Limited:	Full Time.....	1
357		Part Time.....	0

358 Of the funds appropriated in Section 1 and Section 2 for the  
359 Mississippi School for the Blind and the Mississippi School for  
360 the Deaf, not more than One Hundred Forty-five Thousand Dollars  
361 (\$145,000.00) shall be expended for vehicle purchases.

362 **SECTION 28.** With the funds provided in this act, it is the  
363 intention of the Legislature that School Attendance Officers and  
364 the academic teachers at the Mississippi School for the Deaf and  
365 the Mississippi School for the Blind shall receive their annual  
366 increment.

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

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

375 the State General Fund be expended to administer, support or in  
376 any way continue those programs if federal funds for their  
377 operation be reduced or become unavailable and that no funds from  
378 the State General Fund available for expenditure under this act  
379 shall be used to replace federal funds in any major object of  
380 expenditure.

381 Funds are provided herein to adjust the Variable Compensation  
382 Plan to ensure that all full-time employees receive a pay increase  
383 equal to the realignment component of the Variable Compensation  
384 Plan or One Thousand Dollars (\$1,000.00) or three percent (3%),  
385 whichever is greater, to be awarded on July 1, 2007.

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

406 requirement will be processed by the State Personnel Board until  
407 such time as the requirements of this provision are met.

408 Any transfers or escalations shall be made in accordance with  
409 the terms, conditions and procedures established by law or  
410 allowable under the terms set forth in this act. The State  
411 Personnel Board shall not escalate positions without written  
412 approval from the Department of Finance and Administration. The  
413 Department of Finance and Administration shall not provide written  
414 approval to escalate any funds for salaries and/or positions  
415 without proof of availability of new or additional funds above the  
416 appropriated level.

417 The agency shall not take any action to promote or otherwise  
418 award salary increases through reallocation, reclassification,  
419 realignment, education benchmark, career ladder, or any other  
420 means to increase salaries of employees or positions unless  
421 specifically exempted by the following conditions: the award of  
422 teacher pay increases, the advancement of a trainee/cadet to the  
423 next level of a bona fide career ladder, the award of an  
424 educational benchmark for the attainment of Certified Public  
425 Accountant License or higher level professional certification as  
426 determined by the State Personnel Board, the immediate replacement  
427 of a departing employee with an individual from within state  
428 service or a new hire at a salary level equivalent to that of the  
429 departing employee, and the emergency appointment of nurses,  
430 pharmacists or other health care professionals at a salary to be  
431 determined by the State Personnel Board, unless otherwise  
432 authorized in this act.

433 **SECTION 30.** It is the intention of the Legislature that the  
434 State Board of Education shall maintain complete accounting and  
435 personnel records related to the expenditure of all funds  
436 appropriated in this act and that those records shall be in the  
437 same format and level of details as maintained for Fiscal Year

438 2007. It is further the intention of the Legislature that the  
439 budget requests for Fiscal Year 2009 shall be submitted to the  
440 Joint Legislative Budget Committee in a format and level of detail  
441 comparable to the format and level of detail provided during the  
442 Fiscal Year 2008 budget request process for each agency and  
443 institution appropriated funds within the provisions of this act.

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

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

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

457 **SECTION 34.** The public school districts of the state are  
458 authorized at their discretion to pay with local funds one hundred  
459 percent (100%) of the cost of the health insurance premiums of the  
460 State and School Employees Health Insurance Plan for all retired  
461 members of the Public Employees' Retirement System who are  
462 employed as school bus drivers by the school districts. It is the  
463 intention of the Legislature that no state funds shall be used for  
464 this purpose.

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

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

472           **SECTION 37.** It is the intention of the Legislature that  
473 whenever two (2) or more bids are received by this agency for the  
474 purchase of commodities or equipment, and whenever all things  
475 stated in those received bids are equal with respect to price,  
476 quality and service, the Mississippi Industries for the Blind  
477 shall be given preference. A similar preference shall be given to  
478 the Mississippi Industries for the Blind whenever purchases are  
479 made without competitive bids.

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

484           **SECTION 39.** Of the funds appropriated in Section 1, not less  
485 than Six Million Seven Hundred Thirteen Thousand Six Hundred  
486 Fifty-three Dollars (\$6,713,653.00) shall be used for the  
487 Compulsory School Attendance Office and School Attendance  
488 Officers.

489           **SECTION 40.** Of the funds appropriated in this act, not less  
490 than Eight Hundred Twenty-five Thousand Dollars (\$825,000.00)  
491 shall be provided for Jobs for Mississippi Graduates. Of the  
492 funds provided in this section, Five Hundred Thousand Dollars  
493 (\$500,000.00) shall be used to support a Jobs for Mississippi  
494 Graduates Middle School Pilot Program.

495           **SECTION 41.** Of the funds appropriated in this act, not less  
496 than Two Hundred Thousand Dollars (\$200,000.00) shall be provided  
497 to fund the Magnolia Speech School.

498           **SECTION 42.** Of the funds provided herein, no less than Two  
499 Million Dollars (\$2,000,000.00) is provided for the Middle School  
500 Mentoring Program.



501           **SECTION 43.** Of the funds provided herein, no less than One  
502 Million Eight Hundred Thousand Dollars (\$1,800,000.00) is provided  
503 for the Dyslexia Program.

504           **SECTION 44.** The money appropriated in this act shall be paid  
505 by the State Treasurer out of any money in the proper fund or  
506 funds as set forth in this act, upon warrants issued by the State  
507 Fiscal Officer; and the State Fiscal Officer shall issue his  
508 warrants upon requisitions signed by the proper person, officer or  
509 officers in the manner provided by law.

510           **SECTION 45.** This act shall take effect and be in force from  
511 and after July 1, 2007.