MR. SPEAKER AND MR. PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1494: Appropriation; Education, Department of.

We, therefore, respectfully submit the following report and recommendation:

1. That the Senate recede from its Amendment No. 1.
2. That the House and Senate adopt the following amendment:

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

SECTION 1. The following sums, or so much of those sums as may be necessary, are appropriated out of any money in the State General Fund not otherwise appropriated, for the purpose of funding K-12 and other related educational activities, including certain agencies and programs, in the State of Mississippi, for the fiscal year beginning July 1, 2011, and ending June 30, 2012, as follows:

(a) To the State Board of Education for the purpose of defraying the expenses of the State Department of Education, and excluding the expenses of the Vocational and Technical Education Division...........................$ 87,040,000.00.

(b) To the State Board of Education for the purpose of defraying the expenses of the Vocational and Technical Education Division of the State Department of Education.......................$ 73,300,000.00.

(c) To the State Board of Education for the purpose of paying annual compensation to the Chickasaw Cession counties for sixteenth section lands which they lost through sale by the state, as provided in Section 29-3-137 through 29-3-141, Mississippi Code of 1972..........................$ 16,049,728.00.

(d) To the State Board of Education for defraying the expenses of the Mississippi Adequate Education Program............
SECTION 2. The following sums, or so much of those sums as may be necessary, are appropriated out of any money in any special fund in the State Treasury to the credit of the proper fund or funds of the agencies or programs specified in the following paragraphs for the fiscal year beginning July 1, 2011, and ending June 30, 2012, as follows:

(a) To the State Board of Education for the purpose of defraying the expenses of the State Department of Education, excluding the expenses of the Vocational and Technical Education Division..........................$ 843,720,485.00.

(b) To the State Board of Education for the purpose of defraying the expenses of the Vocational and Technical Education Division of the State Department of Education....................

(c) To the State Board of Education for the purpose of defraying the expenses of the Mississippi Adequate Education Program..........................$ 277,822,038.00.

(d) To the State Board of Education for the purpose of defraying the expenses of the Mississippi School for the Blind and the Mississippi School for the Deaf............$ 716,559.00.

TOTAL AMOUNT OF SPECIAL FUNDS APPROPRIATED

BY THIS SECTION BEING..................$ 1,142,575,952.00.

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

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

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

Grants to school districts for capital
facilities and buses............$ 16,000,000.00.

Instructional materials..........$ 6,000,000.00.

Implementing Performance Based Data
Collection and Accreditation
Model.........................$ 274,937.00.

Testing..........................$ 519,013.00.

Common Core/Literacy.........$ 94,082.00.

TOTAL.........................$ 22,888,032.00.

(b) To the State Department of Education to defray the
expenses of the Vocational and Technical Education Division......
......................................$ 4,300,000.00.

(c) To the State Department of Education to provide
funding for the Mississippi Adequate Education Program...........
......................................$207,822,038.00.

SECTION 5. Of the funds appropriated in this act, the
following positions are authorized for the State Department of
Education, excluding the expenses of the Vocational and Technical
Education Division:

AUTHORIZED POSITIONS:
With the funds herein appropriated, it is the intention of the Legislature that it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2013 do not exceed Fiscal Year 2012 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2012 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2012 appropriations for "Personal Services" when annualized, with the exception of escalated funds. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2012 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

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

No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

SECTION 6. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the State Department of Education, excluding the expenses of the Vocational and Technical Education Division. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

<table>
<thead>
<tr>
<th>Performance Measures</th>
<th>Target</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Education</td>
<td></td>
</tr>
<tr>
<td>Approved Funding for</td>
<td></td>
</tr>
<tr>
<td>Children ($ in Millions)</td>
<td>106.00</td>
</tr>
<tr>
<td>Teacher Units Approved for</td>
<td></td>
</tr>
<tr>
<td>Funding (Units)</td>
<td>4,990</td>
</tr>
<tr>
<td>Child Nutrition</td>
<td></td>
</tr>
<tr>
<td>Number of Meals Required (Millions)</td>
<td>128.00</td>
</tr>
<tr>
<td>Cost per Meal ($)</td>
<td>2.52</td>
</tr>
<tr>
<td>MS School For Math &amp; Science</td>
<td></td>
</tr>
<tr>
<td>Students Enrolled (Persons)</td>
<td>270</td>
</tr>
<tr>
<td>Cost per Student ($)</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Educational Accountability</td>
<td></td>
</tr>
<tr>
<td>Performance Accreditation</td>
<td></td>
</tr>
<tr>
<td>Visits (Visits)</td>
<td>30</td>
</tr>
<tr>
<td>Description</td>
<td>Value</td>
</tr>
<tr>
<td>-----------------------------------------------------------------</td>
<td>-----------</td>
</tr>
<tr>
<td>Tests Administered (Persons)</td>
<td>850,000</td>
</tr>
<tr>
<td>Compliance &amp; Performance Reviews (Actions)</td>
<td>40</td>
</tr>
<tr>
<td>Educ Training &amp; Development</td>
<td></td>
</tr>
<tr>
<td>Administrators Trained (Persons)</td>
<td>1,100</td>
</tr>
<tr>
<td>Administrators Trained (%)</td>
<td>40.00</td>
</tr>
<tr>
<td>Technical Assistance to School Districts (%)</td>
<td>95.00</td>
</tr>
<tr>
<td>Compensatory Education</td>
<td></td>
</tr>
<tr>
<td>Title I Projects Awarded (Programs)</td>
<td>152</td>
</tr>
<tr>
<td>Average Expenditure per Child ($)</td>
<td>463.28</td>
</tr>
<tr>
<td>Review &amp; Approve Delinquent Programs (Programs)</td>
<td>4</td>
</tr>
<tr>
<td>Community &amp; Outreach Services</td>
<td></td>
</tr>
<tr>
<td>Requested Available Federal Funding (%)</td>
<td>100.00</td>
</tr>
<tr>
<td>MS School Attendance Officers</td>
<td></td>
</tr>
<tr>
<td>Resolutions to Referrals (%)</td>
<td>98.00</td>
</tr>
<tr>
<td>School Visits (Number of)</td>
<td>21,000</td>
</tr>
<tr>
<td>MS Teacher Center</td>
<td></td>
</tr>
<tr>
<td>Teachers Recruited in Shortage Areas (Number of)</td>
<td>2,250</td>
</tr>
</tbody>
</table>

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2013.

SECTION 7. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the Mississippi Adequate Education Program. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

FY2012
Performance Measures

Target

Basic Program

Percentage of students scoring basic &
above on the MS Curriculum Test in grades
2-8 in reading, language & math (%) 86.60

Percentage of students achieving the
passing score on the History test (%) 94.30

Percentage of students achieving the
passing score on the Biology test (%) 87.00

Percentage of students achieving the
passing score on the Algebra test (%) 76.00

Provide 100% Funding of the Base
Student Cost (%) 100.00

A reporting of the degree to which the performance targets
set above have been or are being achieved shall be provided in the
agency's budget request submitted to the Joint Legislative Budget
Committee for Fiscal Year 2013.

SECTION 8. Of the funds appropriated in Section 2, Two
Million Twenty-six Thousand Four Hundred Thirty-eight Dollars
($2,026,438.00) shall be derived from the School Ad Valorem
Reduction Fund.

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

SECTION 9. Of the funds appropriated in Section 2, Two
Million One Hundred Thousand Dollars ($2,100,000.00) shall be
derived from the Technology in Classroom Fund 3203 for the purpose
of defraying the expenses of the State Department of Education,
excluding the expenses of the Vocational and Technical Education Division.

SECTION 10. Of the funds appropriated in Section 2, funds in the amount of One Million Dollars ($1,000,000.00) shall come from income derived from the principal of the Education Improvement Trust Fund created by Section 206A, Mississippi Constitution of 1890, and One Million Dollars ($1,000,000.00) shall be used for the School for Math and Science.

SECTION 11. Of the funds appropriated under the provisions of this act, the following positions are authorized for the Vocational and Technical Education Division of the State Department of Education:

AUTHORIZED POSITIONS:

| Permanent: | Full Time............. | 59 |
| Part Time............. | 0 |
| Time-Limited: | Full Time............. | 3 |
| Part Time............. | 0 |

With the funds herein appropriated, it is the intention of the Legislature that it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2013 do not exceed Fiscal Year 2012 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2012 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2012 appropriations for "Personal Services" when annualized, with the exception of escalated funds.
If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2012 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

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

No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

SECTION 12. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the Vocational and Technical Education Division of the State Department of Education. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

<table>
<thead>
<tr>
<th>FY2012</th>
<th>Performance Measures</th>
<th>Target</th>
</tr>
</thead>
<tbody>
<tr>
<td>Secondary Programs</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Increase in Students Served (%) 1.00
LEAs Served (Sites) 144

Post-secondary Programs
Short-term Students Served (Persons) 2,800
Short-term Adult Program Classes (Classes) 225
Short-term Cost per Student ($) 65.00

A reporting of the degree to which the performance targets
set above have been or are being achieved shall be provided in the
agency's budget request submitted to the Joint Legislative Budget
Committee for Fiscal Year 2013.

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

SECTION 14. It is the intention of the Legislature that the
Vocational and Technical Education Division of the State
Department of Education shall, with the funds appropriated in
Section 1, transfer no more than One Hundred Thousand Dollars
($100,000.00) to the Mississippi Soil and Water Conservation
Commission for the purpose of providing matching funds to purchase
soil conservation equipment.

SECTION 15. Of the funds appropriated in this act, no more
than One Hundred Thirty-five Thousand Dollars ($135,000.00) is
provided for the purpose of supporting the Future Farmers of
America Center.

SECTION 16. Of the funds provided in Section 1 for the
purpose of providing financial assistance for the education of
exceptional children as determined under Section 37-23-63,
Mississippi Code of 1972, children who are certified by the
designated authority as requiring inpatient care in a private
intermediate care facility for the mentally retarded or psychiatric residential treatment facility, with Medicaid reimbursement, shall be eligible and entitled to receive state financial assistance under the provisions of Section 37-23-69, Mississippi Code of 1972, in an amount not to exceed Ten Thousand Dollars ($10,000.00) from state funds, per child per year as state funds are available. The State Department of Education shall submit a report to the Legislature with the projected cost per child and the total cost of the program no later than January 30, 2012.

SECTION 17. It is the intention of the Legislature that the State Department of Education shall have the authority to accept, budget and expend any source funds not to exceed Thirty Million Dollars ($30,000,000.00), that become available to the department to carry out the provisions of those funds in a manner consistent with the rules and regulations of the Department of Finance and Administration.

SECTION 18. The State Department of Education shall transfer the designated amounts to the appropriate entities, which shall assume full responsibility for the expenditure of these funds in accordance with state laws and accept all responsibility for any improper expenditure, for the following: World Class Teacher Centers, Children’s Center for Communications and Development, Soil and Water Conservation Commission, Mississippi Eye Screening Program-Vision Research Corporation, Arts Institute, Jobs for Mississippi Graduates, Mississippi Symphony, and Mississippi Council for Economic Education.

SECTION 19. Of the funds appropriated in this act, an amount not to exceed One Million Three Hundred Thousand Dollars ($1,300,000.00) shall be used for technological methods for agricultural programs, robotic engineering programs and equipment
upgrades from the Vocational and Technical Education Division of
the State Department of Education.

SECTION 20. Of the funds appropriated in Section 1, the sum
of Sixty-two Thousand One Hundred Ninety-one Dollars ($62,191.00),
which is the aggregate sum that the school districts in the
Chickasaw Cession receive annually from interest payments from the
Chickasaw School Fund under Section 212, Mississippi Constitution
of 1890, shall be deducted from the allocations to the school
districts as provided in Section 29-3-137, Mississippi Code of
1972, and shall be distributed among the school districts in the
Chickasaw Cession by the State Department of Education in the
manner that those interest payments were distributed during Fiscal
Year 1985.

SECTION 21. Of the funds provided in this act for the
purpose of funding the Mississippi Adequate Education Program as
determined under Section 37-151-7, Mississippi Code of 1972, the
base student cost in Fiscal Year 2012 shall be Four Thousand Nine
Hundred Thirty-five Dollars and Ninety-one Cents ($4,935.91).

SECTION 22. Of the funds appropriated in this act, an amount
not more than Fifty Million Dollars ($50,000,000.00) shall be
derived from the Interim School District Capital Expenditure Fund
for the benefit of the school districts as authorized in Section

SECTION 23. Of the funds appropriated under the provisions
of this act, the following positions are authorized for the
Mississippi School for the Blind and the Mississippi School for
the Deaf:

AUTHORIZED POSITIONS:

Permanent:  
- Full Time: 180
- Part Time: 25

Time-Limited:  
- Full Time: 1
- Part Time: 0
With the funds herein appropriated, it is the intention of the Legislature that it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2013 do not exceed Fiscal Year 2012 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2012 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2012 appropriations for "Personal Services" when annualized, with the exception of escalated funds. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2012 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

Any transfers or escalations shall be made in accordance with the terms, conditions and procedures established by law or allowable under the terms set forth within this act. The State Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.
No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

SECTION 24. With the funds provided in this act, it is the intention of the Legislature that School Attendance Officers and academic teachers at the Mississippi School for the Deaf and the Mississippi School for the Blind shall receive their annual increment.

SECTION 25. It is the intention of the Legislature that the State Board of Education shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated in this act and that those records shall be in the same format and level of details as maintained for Fiscal Year 2011. It is further the intention of the Legislature that the budget requests for Fiscal Year 2013 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2012 budget request process for each agency and institution appropriated funds within the provisions of this act.

SECTION 26. Of the funds appropriated in Section 1 and as reappropriated in Section 46 to the State Board of Education, not less than Twenty-four Million Four Hundred Fifty Thousand Dollars ($24,450,000.00) shall be used for National Board Certification.

SECTION 27. Of the funds appropriated in Section 1, not less than Ten Million Dollars ($10,000,000.00) shall be used for the Educable Child Program.

SECTION 28. The public school districts of the state are authorized at their discretion to pay with local funds one hundred percent (100%) of the cost of the health insurance premiums of the State and School Employees Health Insurance Plan for all retired members of the Public Employees' Retirement System who are
employed as school bus drivers by the school districts. It is the
intention of the Legislature that no state funds shall be used for
this purpose.

SECTION 29. Of the funds appropriated for Fiscal Year 2012
for the Educable Child Program, the Mississippi Department of
Education is authorized to pay the remaining balance up to Two
Million Dollars ($2,000,000.00) for Fiscal Year 2011 claims.

SECTION 30. Of the funds appropriated for Orthopedic and
Aphasic, Three Hundred Twenty-five Thousand Dollars ($325,000.00)
shall be for the Dubard School at the University of Southern
Mississippi.

SECTION 31. It is the intention of the Legislature that
whenever two (2) or more bids are received by this agency for the
purchase of commodities or equipment, and whenever all things
stated in those received bids are equal with respect to price,
quality and service, the Mississippi Industries for the Blind
shall be given preference. A similar preference shall be given to
the Mississippi Industries for the Blind whenever purchases are
made without competitive bids.

SECTION 32. Of the funds appropriated in Section 1, not less
than Five Million Nine Hundred Ninety Thousand Dollars
($5,990,000.00) shall be used for the Compulsory School Attendance
Office and School Attendance Officers.

SECTION 33. Of the funds appropriated in Section 1(a), Three
Hundred Twenty-five Thousand Dollars ($325,000.00) is provided for
the Magnolia Speech School.

SECTION 34. Of the funds appropriated in Section 1, it is
the intention of the Legislature that Three Hundred Thousand
Dollars ($300,000.00) shall be used for professional development
for dyslexia and other related disorders.

SECTION 35. Of the funds appropriated in this act, it is the
intention of the Legislature that Three Million Six Hundred
Thousand Dollars ($3,600,000.00) shall be used for the Mary Kirkpatrick-Mary Sprayberry Public School Nurse Program. The amount of Three Million Six Hundred Thousand Dollars ($3,600,000.00) shall be transferred from the Department of Health.

SECTION 36. The State Department of Education shall contract with a Certified Public Accountant to calculate components of the Mississippi Adequate Education Program to include the base student cost, school district allocations, total program cost, add-on programs, and any other required components of Section 37-151-7, Mississippi Code of 1972. The contractor shall be responsible for calculating the estimates of these components due to the Legislative Budget Office and the Governor by August 1 and the final estimates due to the Legislative Budget Office and the Governor no later than January 2. A report detailing the funding of this contract shall be submitted by the State Department of Education to the Legislature no later than January 30, 2012.

SECTION 37. Any school district receiving funds for the Save the Children Program, Learning Through Sports/Kids College shall provide a thirty percent (30%) match from local funds for implementation of the program.

SECTION 38. Of the funds appropriated in this act, it is the intention of the Legislature that Twenty Million Dollars ($20,000,000.00) from the Public School Building Fund shall be used for the Mississippi Adequate Education Program.

SECTION 39. It is the intention of the Legislature that the State Board of Education shall charge a fee for room and board for students who enroll in the Mississippi School for Mathematics and Science and the Mississippi School of Arts. Such fees will be waived for any student enrolled in the State Children's Health Insurance Program. The amount of such fees shall be Five Hundred Dollars ($500.00) for each semester.
SECTION 40. It is the intent of the Legislature that each eligible employee who meets the National Board requirements under Section 37-19-7(2), Mississippi Code of 1972, shall be paid the full supplement and that such supplement shall be included on a prorated basis in the employee's monthly paycheck.

SECTION 41. It is the intention of the Legislature that the agency shall compile cell phone usage records of any cellular phone (wireless communication device) that is assigned, issued or made available to any officer or employee in accordance with Section 25-53-191, Mississippi Code of 1972, and these records shall be made publicly available at the expense of the agency.

SECTION 42. It is legislative intent to ensure beneficial information reaches as many Mississippians as possible. Further, it is legislative intent that the expenditure of public funds for this purpose be accomplished in an efficient and effective manner. Therefore, state agencies as standard procedure will observe the following criteria:

(a) Develop goals and desired result for a campaign.

(b) Evaluate effectiveness through respected advertising standards, including market reach and cost effectiveness.

(c) Seek public service announcements, which would be aired by media without cost.

(d) Itemize and justify professional assistance and related expenses for creative and production costs outside of the actual media expenditures.

(e) Utilize Mississippi-owned media companies when feasible.

SECTION 43. No former employee who is receiving State of Mississippi retirement benefits shall be hired under contract for an amount exceeding Twenty Thousand Dollars ($20,000.00) a year without prior approval by an agency's proper governing board or
authority. Upon approval of such contracts, a written report
shall be submitted detailing the cost and need of such contract
services to the Chairmen and members of the Senate and House
Appropriations Committees.

SECTION 44. It is the intention of the Legislature that the
Mississippi Department of Education may loan any general or
special source fund amount, not to exceed One Million Dollars
($1,000,000.00), to any school district for the purpose of
providing funds to school districts through the Emergency
Assistance Fund as outlined in Section 37-17-6, Mississippi Code
of 1972, during the period beginning July 1, 2011, and ending
June 30, 2012. The school districts receiving these loans shall
repay the Mississippi Department of Education the amount of the
loan on or before June 30, 2012.

SECTION 45. The following sum, or so much thereof as may be
necessary, is hereby reappropriated out of any money in the State
General Fund not otherwise appropriated, for the State Board of
Education for the purpose of reauthorizing the expenditure of
State General Funds, as authorized in House Bill No. 1622, Regular
Session of 2010, for the fiscal year beginning July 1, 2011, and
ending June 30, 2012 $2,000,000.00.

Notwithstanding the amount reappropriated under the
provisions of this section, in no event shall the amount expended
exceed the unexpended balance of June 30, 2011.

SECTION 46. The following sum, or so much thereof as may be
necessary, is hereby reappropriated out of any money in the State
General Fund not otherwise appropriated for the State Board of
Education for the purpose of reauthorizing the expenditure of
State General Funds, as authorized in House Bill 1622, Regular
Session of 2010, to provide additional funding for the National
Board Certification for fiscal year beginning July 1, 2011, and
ending June 30, 2012.
Notwithstanding the amount reappropriated under the provisions of this section, in no event shall the amount expended exceed the unexpended balance of June 30, 2011.

SECTION 47. Of the funds appropriated in Section 1(a), Seven Hundred Thousand Dollars ($700,000.00) shall be transferred to the Board of Health no later than December 31, 2011.

SECTION 48. The Mississippi Department of Education shall provide information to the Joint Legislative Committee on Performance Evaluation and Expenditure Review (PEER) regarding the total number of employees in the school nutrition program employed through the local school districts that are not currently receiving state-funded health care. PEER will then compile a report that includes:

a) the cost of providing health insurance with state funds to the school nutrition employees identified above if funding were to be provided at 100% and then if funding were to be provided in increments and spread out over a ten year period to reach 100%;

b) compare how other contiguous states are paying for these employees;

c) compile the total cost in federal dollars now being used to supplement and/or pay for health care currently;

c) identify solutions; and

d) this report shall be submitted to the chairmen of the House and Senate Education Committees and the House and Senate Appropriation Committees on or before November 1, 2011.

SECTION 49. The money appropriated in this act shall be paid by the State Treasurer out of any money in the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers in the manner provided by law.
SECTION 50. This act shall take effect and be in force from

and after July 1, 2011.

Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF FUNDING
K-12 AND OTHER RELATED EDUCATIONAL ACTIVITIES, INCLUDING CERTAIN
AGENCIES AND PROGRAMS, IN THE STATE OF MISSISSIPPI, FOR THE FISCAL
YEAR 2012.

CONFEREES FOR THE HOUSE
X (SIGNED) Stringer
X (SIGNED) Brown
X (SIGNED) Straughter

CONFEREES FOR THE SENATE
X (SIGNED) Davis
X (SIGNED) Carmichael
X (SIGNED) Turner