

By: Senator(s) Burton, Polk

To: Universities and
Colleges

SENATE BILL NO. 2056

1 AN ACT TO AMEND SECTION 37-163-1, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE AND DIRECT THE EDUCATION ACHIEVEMENT COUNCIL TO
3 DEVELOP AND MAKE SPECIFIC RECOMMENDATIONS TO THE 2014 REGULAR
4 SESSION OF THE LEGISLATURE REGARDING COLLEGE READINESS,
5 IMPLEMENTATION OF COMMON CORE STANDARDS AND IMPLEMENTATION OF
6 PERFORMANCE-BASED BUDGETING FOR UNIVERSITIES AND COMMUNITY
7 COLLEGES; AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** Section 37-163-1, Mississippi Code of 1972, is
10 amended as follows:

11 37-163-1. (1) There is created an Education Achievement
12 Council whose purpose is to sustain attention to the state's goal
13 of increasing the educational attainment and skill levels of the
14 state's working-age population benchmark to the national average
15 by 2025.

16 (2) The Education Achievement Council shall consist of
17 twenty-three (23) members:

18 (a) The Chairmen of the House and Senate Universities
19 and Colleges Committees;



20 (b) The Chairmen of the House and Senate Education
21 Committees;

22 (c) The Chairmen of the House and Senate Appropriations
23 Committees, or their designees;

24 (* * *d) A representative of the Governor's office
25 appointed by the Governor;

26 (* * *e) Two (2) members of the Board of Trustees of
27 State Institutions of Higher Learning;

28 (* * *f) The Chairman of the State Board of Education,
29 or his designee;

30 (* * *g) The Chairman and one (1) member of the State
31 Board for Community and Junior Colleges, or his designee;

32 (* * *h) The State Superintendent of Public Education,
33 or his designee;

34 (* * *i) The Commissioner of Higher Education, or his
35 designee;

36 (* * *j) The Executive Director of the State Board for
37 Community and Junior Colleges, or his designee;

38 (* * *k) Three (3) presidents of state institutions of
39 higher learning appointed by the Board of Trustees of State
40 Institutions of Higher Learning, one (1) of which must be from a
41 historically black institution of higher learning;

42 (* * *l) Three (3) community and junior college
43 presidents appointed by the State Board for Community and Junior
44 Colleges;



45 (* * *m) The Executive Director of the Mississippi
46 Department of Mental Health, or his designee; and

47 (* * *n) The President and Chief Executive Officer of
48 the Mississippi Economic Council * * *.

49 * * *

50 (3) The Education Achievement Council shall work
51 collaboratively with the Board of Trustees of State Institutions
52 of Higher Learning and the State Board for Community and Junior
53 Colleges to achieve the state's goal, and shall not displace any
54 governing or coordinating responsibilities.

55 (4) The Education Achievement Council shall:

56 (a) Establish the education achievement goals for the
57 state;

58 (b) Develop and prescribe appropriate planning
59 processes;

60 (c) Establish appropriate benchmarks to measure
61 progress, including degrees awarded per one hundred (100)
62 full-time equivalent (FTE) students calculated using completed
63 credit hours; conduct the necessary studies and analysis;

64 (d) Research and develop a new performance-based
65 funding mechanism for public community colleges and state
66 institutions of higher learning based upon productivity goals and
67 accomplishments as well as enrollment, in order to measure and
68 base funding on the outcomes of job creation in critical work
69 areas in the State of Mississippi, and submit a report thereon



70 with necessary legislation to the Governor and the appropriate
71 committees of the Legislature on or before November 1, * * * 2013,
72 for consideration at the * * * 2014 Regular Session; * * *

73 (e) Research and develop recommendations for the
74 improvement of college readiness to include (i) the development of
75 indicators of common core state standards implementation and of
76 educator effectiveness, with benchmarking reports; (ii) the
77 requirements for increasing college-completion levels in the state
78 by building awareness and improved time-to-completion performance
79 standards; (iii) the implementation of statewide mathematics and
80 literacy transition courses to support students college readiness
81 and; (iv) the phase-out of funding for remedial education at the
82 postsecondary level; and submit a report thereon with necessary
83 legislation to the Governor and the appropriate committees of the
84 Legislature on or before November 1, 2013, for consideration at
85 the 2014 Regular Session; and

86 (* * * f) Contract for any professional services that
87 it deems necessary to complete its work.

88 (5) The Education Achievement Council shall monitor and
89 report on the state's progress toward these education achievement
90 goals by preparing an annual state report card compiled from the
91 annual reports prepared and submitted by each state institution of
92 higher learning and community and junior college in the state.
93 The state's annual report shall be made available on the Education
94 Achievement Council website, as well as the websites of the Board



95 of Trustees of State Institutions of Higher Learning and the State
96 Board for Community and Junior Colleges.

97 (6) Each state institution of higher learning and community
98 and junior college shall be required to develop and publish an
99 annual report as prescribed by the Education Achievement Council.
100 By November 1 of each year, as prescribed by the Education
101 Achievement Council, each institution's annual report shall be
102 published in a newspaper having general circulation in the county
103 and posted on the institution's website in printable form. The
104 public notice shall include information on the report's
105 availability on the institution's website, with the website
106 address, and the locations where a copy of the report may be
107 obtained.

108 (7) Within sixty (60) days of March 24, 2010, the Education
109 Achievement Council shall meet and organize by selecting from its
110 membership a chairman, vice chairman and secretary each for a
111 one-year term of office. A majority of the membership will
112 constitute a quorum. In the selection of its officers and the
113 adoption of rules, resolutions and reports, an affirmative
114 majority vote shall be required. All members must be notified in
115 writing of all meetings at least five (5) days before the date on
116 which a meeting is scheduled.

117 (8) The Legislature may appropriate funds to the Board of
118 Trustees of State Institutions of Higher Learning for the



119 administrative, contractual costs, travel and other expenses of
120 the Education Achievement Council.

121 (9) Members of the Education Achievement Council who are not
122 legislators, state officials or state employees may be compensated
123 at the per diem rate authorized by Section 25-3-41 for mileage and
124 actual expense incurred in the performance of their duties.
125 Legislative members of the Education Achievement Council may be
126 paid from the contingent expense funds of their respective houses,
127 but only with the specific approval of the Senate Rules Committee
128 or House Management Committee; however, no per diem or expense is
129 authorized for attending meetings of the Education Achievement
130 Council when the Legislature is in session. Nonlegislative
131 members may be paid from any funds made available for that
132 purpose.

133 (10) The Commissioner of Higher Education, or his designee,
134 shall serve as the principal staff to support the Education
135 Achievement Council. The Commissioner of Higher Education and the
136 Executive Director of the State Board for Community and Junior
137 Colleges shall provide appropriate staff to support the work of
138 the Education Achievement Council.

139 **SECTION 2.** This act shall take effect and be in force from
140 and after July 1, 2013.

