

By: Representative Wooten

To: Education

HOUSE BILL NO. 226

1 AN ACT TO AUTHORIZE SCHOOL BOARDS TO IMPLEMENT A FINANCIAL  
 2 LITERACY CURRICULUM FOR STUDENTS IN HIGH SCHOOL; TO AMEND SECTION  
 3 37-7-301, MISSISSIPPI CODE OF 1972, TO EXPAND THE GRADES IN WHICH  
 4 SCHOOL BOARDS ARE AUTHORIZED TO IMPLEMENT A FINANCIAL LITERACY  
 5 PROGRAM FROM GRADES 10 AND 11 TO GRADES 9 THROUGH 12; TO REMOVE  
 6 THE AUTHORITY OF SCHOOL BOARDS TO ACQUIRE PROPERTY THROUGH  
 7 CONDEMNATION PROCEEDINGS OR USE OF EMINENT DOMAIN; AND FOR RELATED  
 8 PURPOSES.

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

10 **SECTION 1.** In addition to the curriculum otherwise required  
 11 by law or the State Board of Education to be taught in the public  
 12 schools of this state, the school board of a local school district  
 13 may implement a financial literacy curriculum for students in  
 14 Grades 9 through 12. In developing the curriculum, the school  
 15 board may review national programs and solicit free literature  
 16 from various nationally recognized programs. After a review of  
 17 the different programs, the school board may certify a program  
 18 that is most appropriate for the school districts' needs for a  
 19 financial literacy curriculum. Any student in Grades 9 through 12  
 20 may participate in the financial literacy program. The program  
 21 must include, but not necessarily be limited to, instruction in



22 the same areas of personal business and finance as required under  
23 Section 37-1-3(2) (b). The school board may coordinate with  
24 volunteer teachers from local community organizations to offer the  
25 financial literacy curriculum including, but not limited to,  
26 representatives of the following: the United States Department of  
27 Agriculture Rural Development; the United States Department of  
28 Housing and Urban Development; Junior Achievement; financial  
29 institutions; and other nonprofit organizations.

30 **SECTION 2.** Section 37-7-301, Mississippi Code of 1972, is  
31 amended as follows:

32 37-7-301. The school boards of all school districts shall  
33 have the following powers, authority and duties in addition to all  
34 others imposed or granted by law, to wit:

35 (a) To organize and operate the schools of the district  
36 and to make such division between the high school grades and  
37 elementary grades as, in their judgment, will serve the best  
38 interests of the school;

39 (b) To introduce public school music, art, manual  
40 training and other special subjects into either the elementary or  
41 high school grades, as the board shall deem proper;

42 (c) To be the custodians of real and personal school  
43 property and to manage, control and care for same, both during the  
44 school term and during vacation;



45 (d) To have responsibility for the erection, repairing  
46 and equipping of school facilities and the making of necessary  
47 school improvements;

48 (e) To suspend or to expel a pupil or to change the  
49 placement of a pupil to the school district's alternative school  
50 or homebound program for misconduct in the school or on school  
51 property, as defined in Section 37-11-29, on the road to and from  
52 school, or at any school-related activity or event, or for conduct  
53 occurring on property other than school property or other than at  
54 a school-related activity or event when such conduct by a pupil,  
55 in the determination of the school superintendent or principal,  
56 renders that pupil's presence in the classroom a disruption to the  
57 educational environment of the school or a detriment to the best  
58 interest and welfare of the pupils and teacher of such class as a  
59 whole, and to delegate such authority to the appropriate officials  
60 of the school district;

61 (f) To visit schools in the district, in their  
62 discretion, in a body for the purpose of determining what can be  
63 done for the improvement of the school in a general way;

64 (g) To support, within reasonable limits, the  
65 superintendent, principal and teachers where necessary for the  
66 proper discipline of the school;

67 (h) To exclude from the schools students with what  
68 appears to be infectious or contagious diseases; provided,  
69 however, such student may be allowed to return to school upon



70 presenting a certificate from a public health officer, duly  
71 licensed physician or nurse practitioner that the student is free  
72 from such disease;

73 (i) To require those vaccinations specified by the  
74 State Health Officer as provided in Section 41-23-37;

75 (j) To see that all necessary utilities and services  
76 are provided in the schools at all times when same are needed;

77 (k) To authorize the use of the school buildings and  
78 grounds for the holding of public meetings and gatherings of the  
79 people under such regulations as may be prescribed by said board;

80 (l) To prescribe and enforce rules and regulations not  
81 inconsistent with law or with the regulations of the State Board  
82 of Education for their own government and for the government of  
83 the schools, and to transact their business at regular and special  
84 meetings called and held in the manner provided by law;

85 (m) To maintain and operate all of the schools under  
86 their control for such length of time during the year as may be  
87 required;

88 (n) To enforce in the schools the courses of study and  
89 the use of the textbooks prescribed by the proper authorities;

90 (o) To make orders directed to the superintendent of  
91 schools for the issuance of pay certificates for lawful purposes  
92 on any available funds of the district and to have full control of  
93 the receipt, distribution, allotment and disbursement of all funds  
94 provided for the support and operation of the schools of such



95 school district whether such funds be derived from state  
96 appropriations, local ad valorem tax collections, or otherwise.  
97 The local school board shall be authorized and empowered to  
98 promulgate rules and regulations that specify the types of claims  
99 and set limits of the dollar amount for payment of claims by the  
100 superintendent of schools to be ratified by the board at the next  
101 regularly scheduled meeting after payment has been made;

102 (p) To select all school district personnel in the  
103 manner provided by law, and to provide for such employee fringe  
104 benefit programs, including accident reimbursement plans, as may  
105 be deemed necessary and appropriate by the board;

106 (q) To provide athletic programs and other school  
107 activities and to regulate the establishment and operation of such  
108 programs and activities;

109 (r) To join, in their discretion, any association of  
110 school boards and other public school-related organizations, and  
111 to pay from local funds other than minimum foundation funds, any  
112 membership dues;

113 (s) To expend local school activity funds, or other  
114 available school district funds, other than minimum education  
115 program funds, for the purposes prescribed under this paragraph.  
116 "Activity funds" shall mean all funds received by school officials  
117 in all school districts paid or collected to participate in any  
118 school activity, such activity being part of the school program  
119 and partially financed with public funds or supplemented by public



120 funds. The term "activity funds" shall not include any funds  
121 raised and/or expended by any organization unless commingled in a  
122 bank account with existing activity funds, regardless of whether  
123 the funds were raised by school employees or received by school  
124 employees during school hours or using school facilities, and  
125 regardless of whether a school employee exercises influence over  
126 the expenditure or disposition of such funds. Organizations shall  
127 not be required to make any payment to any school for the use of  
128 any school facility if, in the discretion of the local school  
129 governing board, the organization's function shall be deemed to be  
130 beneficial to the official or extracurricular programs of the  
131 school. For the purposes of this provision, the term  
132 "organization" shall not include any organization subject to the  
133 control of the local school governing board. Activity funds may  
134 only be expended for any necessary expenses or travel costs,  
135 including advances, incurred by students and their chaperons in  
136 attending any in-state or out-of-state school-related programs,  
137 conventions or seminars and/or any commodities, equipment, travel  
138 expenses, purchased services or school supplies which the local  
139 school governing board, in its discretion, shall deem beneficial  
140 to the official or extracurricular programs of the district,  
141 including items which may subsequently become the personal  
142 property of individuals, including yearbooks, athletic apparel,  
143 book covers and trophies. Activity funds may be used to pay  
144 travel expenses of school district personnel. The local school



145 governing board shall be authorized and empowered to promulgate  
146 rules and regulations specifically designating for what purposes  
147 school activity funds may be expended. The local school governing  
148 board shall provide (i) that such school activity funds shall be  
149 maintained and expended by the principal of the school generating  
150 the funds in individual bank accounts, or (ii) that such school  
151 activity funds shall be maintained and expended by the  
152 superintendent of schools in a central depository approved by the  
153 board. The local school governing board shall provide that such  
154 school activity funds be audited as part of the annual audit  
155 required in Section 37-9-18. The State Department of Education  
156 shall prescribe a uniform system of accounting and financial  
157 reporting for all school activity fund transactions;

158 (t) To enter into an energy performance contract,  
159 energy services contract, on a shared\_savings, lease or  
160 lease-purchase basis, for energy efficiency services and/or  
161 equipment as provided for in Section 31-7-14;

162 (u) To maintain accounts and issue pay certificates on  
163 school food service bank accounts;

164 (v) (i) To lease a school building from an individual,  
165 partnership, nonprofit corporation or a private for-profit  
166 corporation for the use of such school district, and to expend  
167 funds therefor as may be available from any nonminimum program  
168 sources. The school board of the school district desiring to  
169 lease a school building shall declare by resolution that a need



170 exists for a school building and that the school district cannot  
171 provide the necessary funds to pay the cost or its proportionate  
172 share of the cost of a school building required to meet the  
173 present needs. The resolution so adopted by the school board  
174 shall be published once each week for three (3) consecutive weeks  
175 in a newspaper having a general circulation in the school district  
176 involved, with the first publication thereof to be made not less  
177 than thirty (30) days prior to the date upon which the school  
178 board is to act on the question of leasing a school building. If  
179 no petition requesting an election is filed prior to such meeting  
180 as hereinafter provided, then the school board may, by resolution  
181 spread upon its minutes, proceed to lease a school building. If  
182 at any time prior to said meeting a petition signed by not less  
183 than twenty percent (20%) or fifteen hundred (1500), whichever is  
184 less, of the qualified electors of the school district involved  
185 shall be filed with the school board requesting that an election  
186 be called on the question, then the school board shall, not later  
187 than the next regular meeting, adopt a resolution calling an  
188 election to be held within such school district upon the question  
189 of authorizing the school board to lease a school building. Such  
190 election shall be called and held, and notice thereof shall be  
191 given, in the same manner for elections upon the questions of the  
192 issuance of the bonds of school districts, and the results thereof  
193 shall be certified to the school board. If at least three-fifths  
194 (3/5) of the qualified electors of the school district who voted





195 in such election shall vote in favor of the leasing of a school  
196 building, then the school board shall proceed to lease a school  
197 building. The term of the lease contract shall not exceed twenty  
198 (20) years, and the total cost of such lease shall be either the  
199 amount of the lowest and best bid accepted by the school board  
200 after advertisement for bids or an amount not to exceed the  
201 current fair market value of the lease as determined by the  
202 averaging of at least two (2) appraisals by certified general  
203 appraisers licensed by the State of Mississippi. The term "school  
204 building" as used in this paragraph (v) (i) shall be construed to  
205 mean any building or buildings used for classroom purposes in  
206 connection with the operation of schools and shall include the  
207 site therefor, necessary support facilities, and the equipment  
208 thereof and appurtenances thereto such as heating facilities,  
209 water supply, sewage disposal, landscaping, walks, drives and  
210 playgrounds. The term "lease" as used in this paragraph (v) (i)  
211 may include a lease-purchase contract;

212 (ii) If two (2) or more school districts propose  
213 to enter into a lease contract jointly, then joint meetings of the  
214 school boards having control may be held but no action taken shall  
215 be binding on any such school district unless the question of  
216 leasing a school building is approved in each participating school  
217 district under the procedure hereinabove set forth in paragraph  
218 (v) (i). All of the provisions of paragraph (v) (i) regarding the  
219 term and amount of the lease contract shall apply to the school



220 boards of school districts acting jointly. Any lease contract  
221 executed by two (2) or more school districts as joint lessees  
222 shall set out the amount of the aggregate lease rental to be paid  
223 by each, which may be agreed upon, but there shall be no right of  
224 occupancy by any lessee unless the aggregate rental is paid as  
225 stipulated in the lease contract. All rights of joint lessees  
226 under the lease contract shall be in proportion to the amount of  
227 lease rental paid by each;

228 (w) To employ all noninstructional and noncertificated  
229 employees and fix the duties and compensation of such personnel  
230 deemed necessary pursuant to the recommendation of the  
231 superintendent of schools;

232 (x) To employ and fix the duties and compensation of  
233 such legal counsel as deemed necessary;

234 (y) Subject to rules and regulations of the State Board  
235 of Education, to purchase, own and operate trucks, vans and other  
236 motor vehicles, which shall bear the proper identification  
237 required by law;

238 (z) To expend funds for the payment of substitute  
239 teachers and to adopt reasonable regulations for the employment  
240 and compensation of such substitute teachers;

241 (aa) To acquire in its own name by purchase all real  
242 property which shall be necessary and desirable in connection with  
243 the construction, renovation or improvement of any public school  
244 building or structure. Whenever the purchase price for such real



245 property is greater than Fifty Thousand Dollars (\$50,000.00), the  
246 school board shall not purchase the property for an amount  
247 exceeding the fair market value of such property as determined by  
248 the average of at least two (2) independent appraisals by  
249 certified general appraisers licensed by the State of Mississippi.

250 \* \* \* Provided further, that the local school board is authorized  
251 to grant an easement for ingress and egress over sixteenth section  
252 land or lieu land in exchange for a similar easement upon  
253 adjoining land where the exchange of easements affords substantial  
254 benefit to the sixteenth section land; provided, however, the  
255 exchange must be based upon values as determined by a competent  
256 appraiser, with any differential in value to be adjusted by cash  
257 payment. Any easement rights granted over sixteenth section land  
258 under such authority shall terminate when the easement ceases to  
259 be used for its stated purpose. No sixteenth section or lieu land  
260 which is subject to an existing lease shall be burdened by any  
261 such easement except by consent of the lessee or unless the school  
262 district shall acquire the unexpired leasehold interest affected  
263 by the easement;

264 (bb) To charge reasonable fees related to the  
265 educational programs of the district, in the manner prescribed in  
266 Section 37-7-335;

267 (cc) Subject to rules and regulations of the State  
268 Board of Education, to purchase relocatable classrooms for the use



269 of such school district, in the manner prescribed in Section  
270 37-1-13;

271 (dd) Enter into contracts or agreements with other  
272 school districts, political subdivisions or governmental entities  
273 to carry out one or more of the powers or duties of the school  
274 board, or to allow more efficient utilization of limited resources  
275 for providing services to the public;

276 (ee) To provide for in-service training for employees  
277 of the district;

278 (ff) As part of their duties to prescribe the use of  
279 textbooks, to provide that parents and legal guardians shall be  
280 responsible for the textbooks and for the compensation to the  
281 school district for any books which are not returned to the proper  
282 schools upon the withdrawal of their dependent child. If a  
283 textbook is lost or not returned by any student who drops out of  
284 the public school district, the parent or legal guardian shall  
285 also compensate the school district for the fair market value of  
286 the textbooks;

287 (gg) To conduct fund-raising activities on behalf of  
288 the school district that the local school board, in its  
289 discretion, deems appropriate or beneficial to the official or  
290 extracurricular programs of the district; provided that:

291 (i) Any proceeds of the fund-raising activities  
292 shall be treated as "activity funds" and shall be accounted for as  
293 are other activity funds under this section; and



294                   (ii) Fund-raising activities conducted or  
295 authorized by the board for the sale of school pictures, the  
296 rental of caps and gowns or the sale of graduation invitations for  
297 which the school board receives a commission, rebate or fee shall  
298 contain a disclosure statement advising that a portion of the  
299 proceeds of the sales or rentals shall be contributed to the  
300 student activity fund;

301                   (hh) To allow individual lessons for music, art and  
302 other curriculum-related activities for academic credit or  
303 nonacademic credit during school hours and using school equipment  
304 and facilities, subject to uniform rules and regulations adopted  
305 by the school board;

306                   (ii) To charge reasonable fees for participating in an  
307 extracurricular activity for academic or nonacademic credit for  
308 necessary and required equipment such as safety equipment, band  
309 instruments and uniforms;

310                   (jj) To conduct or participate in any fund-raising  
311 activities on behalf of or in connection with a tax-exempt  
312 charitable organization;

313                   (kk) To exercise such powers as may be reasonably  
314 necessary to carry out the provisions of this section;

315                   (ll) To expend funds for the services of nonprofit arts  
316 organizations or other such nonprofit organizations who provide  
317 performances or other services for the students of the school  
318 district;



319 (mm) To expend federal No Child Left Behind Act funds,  
320 or any other available funds that are expressly designated and  
321 authorized for that use, to pay training, educational expenses,  
322 salary incentives and salary supplements to employees of local  
323 school districts; except that incentives shall not be considered  
324 part of the local supplement as defined in Section 37-151-5(o),  
325 nor shall incentives be considered part of the local supplement  
326 paid to an individual teacher for the purposes of Section  
327 37-19-7(1). Mississippi Adequate Education Program funds or any  
328 other state funds may not be used for salary incentives or salary  
329 supplements as provided in this paragraph (mm);

330 (nn) To use any available funds, not appropriated or  
331 designated for any other purpose, for reimbursement to the  
332 state-licensed employees from both in state and out of state, who  
333 enter into a contract for employment in a school district, for the  
334 expense of moving when the employment necessitates the relocation  
335 of the licensed employee to a different geographical area than  
336 that in which the licensed employee resides before entering into  
337 the contract. The reimbursement shall not exceed One Thousand  
338 Dollars (\$1,000.00) for the documented actual expenses incurred in  
339 the course of relocating, including the expense of any  
340 professional moving company or persons employed to assist with the  
341 move, rented moving vehicles or equipment, mileage in the amount  
342 authorized for county and municipal employees under Section  
343 25-3-41 if the licensed employee used his personal vehicle or



344 vehicles for the move, meals and such other expenses associated  
345 with the relocation. No licensed employee may be reimbursed for  
346 moving expenses under this section on more than one (1) occasion  
347 by the same school district. Nothing in this section shall be  
348 construed to require the actual residence to which the licensed  
349 employee relocates to be within the boundaries of the school  
350 district that has executed a contract for employment in order for  
351 the licensed employee to be eligible for reimbursement for the  
352 moving expenses. However, the licensed employee must relocate  
353 within the boundaries of the State of Mississippi. Any individual  
354 receiving relocation assistance through the Critical Teacher  
355 Shortage Act as provided in Section 37-159-5 shall not be eligible  
356 to receive additional relocation funds as authorized in this  
357 paragraph;

358           (oo) To use any available funds, not appropriated or  
359 designated for any other purpose, to reimburse persons who  
360 interview for employment as a licensed employee with the district  
361 for the mileage and other actual expenses incurred in the course  
362 of travel to and from the interview at the rate authorized for  
363 county and municipal employees under Section 25-3-41;

364           (pp) Consistent with the report of the Task Force to  
365 Conduct a Best Financial Management Practices Review, to improve  
366 school district management and use of resources and identify cost  
367 savings as established in Section 8 of Chapter 610, Laws of 2002,  
368 local school boards are encouraged to conduct independent reviews



369 of the management and efficiency of schools and school districts.  
370 Such management and efficiency reviews shall provide state and  
371 local officials and the public with the following:

372 (i) An assessment of a school district's  
373 governance and organizational structure;

374 (ii) An assessment of the school district's  
375 financial and personnel management;

376 (iii) An assessment of revenue levels and sources;

377 (iv) An assessment of facilities utilization,  
378 planning and maintenance;

379 (v) An assessment of food services, transportation  
380 and safety/security systems;

381 (vi) An assessment of instructional and  
382 administrative technology;

383 (vii) A review of the instructional management and  
384 the efficiency and effectiveness of existing instructional  
385 programs; and

386 (viii) Recommended methods for increasing  
387 efficiency and effectiveness in providing educational services to  
388 the public;

389 (qq) To enter into agreements with other local school  
390 boards for the establishment of an educational service agency  
391 (ESA) to provide for the cooperative needs of the region in which  
392 the school district is located, as provided in Section 37-7-345;





393 (rr) To implement a financial literacy program for  
394 students in Grades \* \* \* 9 through 12. The board may review the  
395 national programs and obtain free literature from various  
396 nationally recognized programs. After review of the different  
397 programs, the board may certify a program that is most appropriate  
398 for the school districts' needs. If a district implements a  
399 financial literacy program, then any student in Grade 9, 10 \* \* \*  
400 , 11 or 12 may participate in the program. The financial literacy  
401 program shall include, but is not limited to, instruction in the  
402 same areas of personal business and finance as required under  
403 Section 37-1-3(2) (b). The school board may coordinate with  
404 volunteer teachers from local community organizations, including,  
405 but not limited to, the following: United States Department of  
406 Agriculture Rural Development, United States Department of Housing  
407 and Urban Development, Junior Achievement, bankers and other  
408 nonprofit organizations \* \* \*;

409 (ss) To collaborate with the State Board of Education,  
410 Community Action Agencies or the Department of Human Services to  
411 develop and implement a voluntary program to provide services for  
412 a prekindergarten program that addresses the cognitive, social,  
413 and emotional needs of four-year-old and three-year-old children.  
414 The school board may utilize any source of available revenue to  
415 fund the voluntary program. Effective with the 2013-2014 school  
416 year, to implement voluntary prekindergarten programs under the



417 Early Learning Collaborative Act of 2013 pursuant to state funds  
418 awarded by the State Department of Education on a matching basis;

419 (tt) With respect to any lawful, written obligation of  
420 a school district, including, but not limited to, leases  
421 (excluding leases of sixteenth section public school trust land),  
422 bonds, notes, or other agreement, to agree in writing with the  
423 obligee that the Department of Revenue or any state agency,  
424 department or commission created under state law may:

425 (i) Withhold all or any part (as agreed by the  
426 school board) of any monies which such local school board is  
427 entitled to receive from time to time under any law and which is  
428 in the possession of the Department of Revenue, or any state  
429 agency, department or commission created under state law; and

430 (ii) Pay the same over to any financial  
431 institution, trustee or other obligee, as directed in writing by  
432 the school board, to satisfy all or part of such obligation of the  
433 school district.

434 The school board may make such written agreement to withhold  
435 and transfer funds irrevocable for the term of the written  
436 obligation and may include in the written agreement any other  
437 terms and provisions acceptable to the school board. If the  
438 school board files a copy of such written agreement with the  
439 Department of Revenue, or any state agency, department or  
440 commission created under state law then the Department of Revenue  
441 or any state agency, department or commission created under state



442 law shall immediately make the withholdings provided in such  
443 agreement from the amounts due the local school board and shall  
444 continue to pay the same over to such financial institution,  
445 trustee or obligee for the term of the agreement.

446 This paragraph (tt) shall not grant any extra authority to a  
447 school board to issue debt in any amount exceeding statutory  
448 limitations on assessed value of taxable property within such  
449 school district or the statutory limitations on debt maturities,  
450 and shall not grant any extra authority to impose, levy or collect  
451 a tax which is not otherwise expressly provided for, and shall not  
452 be construed to apply to sixteenth section public school trust  
453 land;

454 (uu) With respect to any matter or transaction that is  
455 competitively bid by a school district, to accept from any bidder  
456 as a good-faith deposit or bid bond or bid surety, the same type  
457 of good-faith deposit or bid bond or bid surety that may be  
458 accepted by the state or any other political subdivision on  
459 similar competitively bid matters or transactions. This paragraph  
460 (uu) shall not be construed to apply to sixteenth section public  
461 school trust land. The school board may authorize the investment  
462 of any school district funds in the same kind and manner of  
463 investments, including pooled investments, as any other political  
464 subdivision, including community hospitals;

465 (vv) To utilize the alternate method for the conveyance  
466 or exchange of unused school buildings and/or land, reserving a



467 partial or other undivided interest in the property, as  
468 specifically authorized and provided in Section 37-7-485;

469 (ww) To delegate, privatize or otherwise enter into a  
470 contract with private entities for the operation of any and all  
471 functions of nonacademic school process, procedures and operations  
472 including, but not limited to, cafeteria workers, janitorial  
473 services, transportation, professional development, achievement  
474 and instructional consulting services materials and products,  
475 purchasing cooperatives, insurance, business manager services,  
476 auditing and accounting services, school safety/risk prevention,  
477 data processing and student records, and other staff services;  
478 however, the authority under this paragraph does not apply to the  
479 leasing, management or operation of sixteenth section lands.  
480 Local school districts, working through their regional education  
481 service agency, are encouraged to enter into buying consortia with  
482 other member districts for the purposes of more efficient use of  
483 state resources as described in Section 37-7-345;

484 (xx) To partner with entities, organizations and  
485 corporations for the purpose of benefiting the school district;

486 (yy) To borrow funds from the Rural Economic  
487 Development Authority for the maintenance of school buildings;

488 (zz) To fund and operate voluntary early childhood  
489 education programs, defined as programs for children less than  
490 five (5) years of age on or before September 1, and to use any  
491 source of revenue for such early childhood education programs.



492 Such programs shall not conflict with the Early Learning  
493 Collaborative Act of 2013;

494 (aaa) To issue and provide for the use of procurement  
495 cards by school board members, superintendents and licensed school  
496 personnel consistent with the rules and regulations of the  
497 Mississippi Department of Finance and Administration under Section  
498 31-7-9; and

499 (bbb) To conduct an annual comprehensive evaluation of  
500 the superintendent of schools consistent with the assessment  
501 components of paragraph (pp) of this section and the assessment  
502 benchmarks established by the Mississippi School Board Association  
503 to evaluate the success the superintendent has attained in meeting  
504 district goals and objectives, the superintendent's leadership  
505 skill and whether or not the superintendent has established  
506 appropriate standards for performance, is monitoring success and  
507 is using data for improvement.

508 **SECTION 3.** This act shall take effect and be in force from  
509 and after July 1, 2016.

