

By: Representative Miles

To: Education

## HOUSE BILL NO. 687

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

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

12 **SECTION 1.** In addition to the curriculum otherwise required  
13 by law or the State Board of Education to be taught in the public  
14 schools of this state, the school board of a local school district  
15 may implement a financial literacy and public finance curriculum  
16 for students in Grades 9 through 12. In developing the  
17 curriculum, the school board may review national programs and  
18 solicit free literature from various nationally recognized  
19 programs. After a review of the different programs, the school  
20 board may certify a program that is most appropriate for the  
21 school districts' needs for a financial literacy and public  
22 finance curriculum. Any student in Grades 9 through 12 may



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

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

35 37-7-301. The school boards of all school districts shall  
36 have the following powers, authority and duties in addition to all  
37 others imposed or granted by law, to wit:

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

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

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



48           (d) To have responsibility for the erection, repairing  
49 and equipping of school facilities and the making of necessary  
50 school improvements;

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

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

67           (g) To support, within reasonable limits, the  
68 superintendent, principal and teachers where necessary for the  
69 proper discipline of the school;

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



73 presenting a certificate from a public health officer, duly  
74 licensed physician or nurse practitioner that the student is free  
75 from such disease;

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

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

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

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

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

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

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



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

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

109 (q) To provide athletic programs and other school  
110 activities and to regulate the establishment and operation of such  
111 programs and activities;

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

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



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



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

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

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

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



173 exists for a school building and that the school district cannot  
174 provide the necessary funds to pay the cost or its proportionate  
175 share of the cost of a school building required to meet the  
176 present needs. The resolution so adopted by the school board  
177 shall be published once each week for three (3) consecutive weeks  
178 in a newspaper having a general circulation in the school district  
179 involved, with the first publication thereof to be made not less  
180 than thirty (30) days prior to the date upon which the school  
181 board is to act on the question of leasing a school building. If  
182 no petition requesting an election is filed prior to such meeting  
183 as hereinafter provided, then the school board may, by resolution  
184 spread upon its minutes, proceed to lease a school building. If  
185 at any time prior to said meeting a petition signed by not less  
186 than twenty percent (20%) or fifteen hundred (1500), whichever is  
187 less, of the qualified electors of the school district involved  
188 shall be filed with the school board requesting that an election  
189 be called on the question, then the school board shall, not later  
190 than the next regular meeting, adopt a resolution calling an  
191 election to be held within such school district upon the question  
192 of authorizing the school board to lease a school building. Such  
193 election shall be called and held, and notice thereof shall be  
194 given, in the same manner for elections upon the questions of the  
195 issuance of the bonds of school districts, and the results thereof  
196 shall be certified to the school board. If at least three-fifths  
197 (3/5) of the qualified electors of the school district who voted





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

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



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

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

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

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

241 (z) To expend funds for the payment of substitute  
242 teachers and to adopt reasonable regulations for the employment  
243 and compensation of such substitute teachers;

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



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

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

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

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



272 of such school district, in the manner prescribed in Section  
273 37-1-13;

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

279 (ee) To provide for in-service training for employees  
280 of the district;

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

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

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



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

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

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

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

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

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



322 (mm) To expend federal No Child Left Behind Act funds,  
323 or any other available funds that are expressly designated and  
324 authorized for that use, to pay training, educational expenses,  
325 salary incentives and salary supplements to employees of local  
326 school districts; except that incentives shall not be considered  
327 part of the local supplement as defined in Section 37-151-5(o),  
328 nor shall incentives be considered part of the local supplement  
329 paid to an individual teacher for the purposes of Section  
330 37-19-7(1). Mississippi Adequate Education Program funds or any  
331 other state funds may not be used for salary incentives or salary  
332 supplements as provided in this paragraph (mm);

333 (nn) To use any available funds, not appropriated or  
334 designated for any other purpose, for reimbursement to the  
335 state-licensed employees from both in state and out of state, who  
336 enter into a contract for employment in a school district, for the  
337 expense of moving when the employment necessitates the relocation  
338 of the licensed employee to a different geographical area than  
339 that in which the licensed employee resides before entering into  
340 the contract. The reimbursement shall not exceed One Thousand  
341 Dollars (\$1,000.00) for the documented actual expenses incurred in  
342 the course of relocating, including the expense of any  
343 professional moving company or persons employed to assist with the  
344 move, rented moving vehicles or equipment, mileage in the amount  
345 authorized for county and municipal employees under Section  
346 25-3-41 if the licensed employee used his personal vehicle or



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

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

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



372 of the management and efficiency of schools and school districts.  
373 Such management and efficiency reviews shall provide state and  
374 local officials and the public with the following:

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

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

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

380 (iv) An assessment of facilities utilization,  
381 planning and maintenance;

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

384 (vi) An assessment of instructional and  
385 administrative technology;

386 (vii) A review of the instructional management and  
387 the efficiency and effectiveness of existing instructional  
388 programs; and

389 (viii) Recommended methods for increasing  
390 efficiency and effectiveness in providing educational services to  
391 the public;

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





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

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



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

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

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

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

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



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

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

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

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



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

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

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

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

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



495 Such programs shall not conflict with the Early Learning  
496 Collaborative Act of 2013;

497 (aaa) To issue and provide for the use of procurement  
498 cards by school board members, superintendents and licensed school  
499 personnel consistent with the rules and regulations of the  
500 Mississippi Department of Finance and Administration under Section  
501 31-7-9; and

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

511 **SECTION 3.** Section 37-1-3, Mississippi Code of 1972, is  
512 brought forward as follows:

513 37-1-3. (1) The State Board of Education shall adopt rules  
514 and regulations and set standards and policies for the  
515 organization, operation, management, planning, budgeting and  
516 programs of the State Department of Education.

517 (a) The board is directed to identify all functions of  
518 the department that contribute to or comprise a part of the state  
519 system of educational accountability and to establish and maintain



520 within the department the necessary organizational structure,  
521 policies and procedures for effectively coordinating such  
522 functions. Such policies and procedures shall clearly fix and  
523 delineate responsibilities for various aspects of the system and  
524 for overall coordination of the total system and its effective  
525 management.

526 (b) The board shall establish and maintain a  
527 system-wide plan of performance, policy and directions of public  
528 education not otherwise provided for.

529 (c) The board shall effectively use the personnel and  
530 resources of the department to enhance technical assistance to  
531 school districts in instruction and management therein.

532 (d) The board shall establish and maintain a central  
533 budget policy.

534 (e) The board shall establish and maintain within the  
535 State Department of Education a central management capacity under  
536 the direction of the State Superintendent of Public Education.

537 (f) The board, with recommendations from the  
538 superintendent, shall design and maintain a five-year plan and  
539 program for educational improvement that shall set forth  
540 objectives for system performance and development and be the basis  
541 for budget requests and legislative initiatives.

542 (2) (a) The State Board of Education shall adopt and  
543 maintain a curriculum and a course of study to be used in the  
544 public school districts that is designed to prepare the state's



545 children and youth to be productive, informed, creative citizens,  
546 workers and leaders, and it shall regulate all matters arising in  
547 the practical administration of the school system not otherwise  
548 provided for.

549 (b) Before the 1999-2000 school year, the State Board  
550 of Education shall develop personal living and finances objectives  
551 that focus on money management skills for individuals and families  
552 for appropriate, existing courses at the secondary level. The  
553 objectives must require the teaching of those skills necessary to  
554 handle personal business and finances and must include instruction  
555 in the following:

- 556 (i) Opening a bank account and assessing the  
557 quality of a bank's services;
- 558 (ii) Balancing a checkbook;
- 559 (iii) Managing debt, including retail and credit  
560 card debt;
- 561 (iv) Completing a loan application;
- 562 (v) The implications of an inheritance;
- 563 (vi) The basics of personal insurance policies;
- 564 (vii) Consumer rights and responsibilities;
- 565 (viii) Dealing with salesmen and merchants;
- 566 (ix) Computing state and federal income taxes;
- 567 (x) Local tax assessments;
- 568 (xi) Computing interest rates by various  
569 mechanisms;



570 (xii) Understanding simple contracts; and  
571 (xiii) Contesting an incorrect billing statement.

572 (3) The State Board of Education shall have authority to  
573 expend any available federal funds, or any other funds expressly  
574 designated, to pay training, educational expenses, salary  
575 incentives and salary supplements to licensed teachers employed in  
576 local school districts or schools administered by the State Board  
577 of Education. Such incentive payments shall not be considered  
578 part of a school district's local supplement as defined in Section  
579 37-151-5(o), nor shall the incentives be considered part of the  
580 local supplement paid to an individual teacher for the purposes of  
581 Section 37-19-7(1). MAEP funds or any other state funds shall not  
582 be used to provide such incentives unless specifically authorized  
583 by law.

584 (4) The State Board of Education shall through its actions  
585 seek to implement the policies set forth in Section 37-1-2.

586 **SECTION 4.** This act shall take effect and be in force from  
587 and after July 1, 2019.

