

Senate Amendments to House Bill No. 1387

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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

6 **SECTION 1.** The following sums, or so much of those sums as
7 may be necessary, are appropriated out of any money in the State
8 General Fund not otherwise appropriated, for the purpose of
9 funding K-12 and other related educational activities, including
10 certain agencies and programs, in the State of Mississippi, for
11 the fiscal year beginning July 1, 2021, and ending June 30, 2022,
12 as follows:

13 (a) To the State Board of Education for the purpose of
14 defraying the expenses of the State Department of Education, and
15 excluding the expenses of the Vocational and Technical Education
16 Division.....\$ 89,722,617.00.

17 (b) To the State Board of Education for the purpose of
18 defraying the expenses of the Vocational and Technical Education
19 Division of the State Department of Education.....
20\$ 73,546,001.00.

21 (c) To the State Board of Education for the purpose of
22 paying annual compensation to the Chickasaw Cession counties for

23 sixteenth section lands which they lost through sale by the state,
24 as provided in Sections 29-3-137 through 29-3-141, Mississippi
25 Code of 1972.....\$ 19,576,109.00.

26 (d) To the State Board of Education for defraying the
27 expenses of the Mississippi Adequate Education Program.....
28\$ 2,092,314,374.00.

29 (e) To the State Board of Education for the purpose of
30 defraying the expenses of the Mississippi School for the Blind and
31 the Mississippi School for the Deaf.....\$ 7,580,510.00.

32 TOTAL AMOUNT OF STATE GENERAL FUNDS APPROPRIATED
33 BY THIS SECTION BEING.....\$ 2,282,739,611.00.

34 **SECTION 2.** The following sums, or so much of those sums as
35 may be necessary, are appropriated out of any money in any special
36 fund in the State Treasury to the credit of the proper fund or
37 funds of the agencies or programs specified in the following
38 paragraphs for the fiscal year beginning July 1, 2021, and ending
39 June 30, 2022, as follows:

40 (a) To the State Board of Education for the purpose of
41 defraying the expenses of the State Department of Education,
42 excluding the expenses of the Vocational and Technical Education
43 Division.....\$ 899,918,151.00.

44 (b) To the State Board of Education for the purpose of
45 defraying the expenses of the Vocational and Technical Education
46 Division of the State Department of Education.....
47\$ 20,981,914.00.

48 (c) To the State Board of Education for the purpose of
49 defraying the expenses of the Mississippi Adequate Education
50 Program.....\$ 245,112,197.00.

51 (d) To the State Board of Education for the purpose of
52 defraying the expenses of the Mississippi School for the Blind and
53 the Mississippi School for the Deaf.....\$ 2,158,848.00.

54 TOTAL AMOUNT OF SPECIAL FUNDS APPROPRIATED
55 BY THIS SECTION BEING.....\$ 1,168,171,110.00.

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

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

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

72 Literacy Initiative and Assessment.....\$ 6,333,806.00.
73 Educable Child.....\$ 7,000,000.00.

74	Grants to school districts for capital	
75	facilities and buses.....	\$ 16,000,000.00.
76	Instructional materials.....	\$ 12,000,000.00.
77	Students with Special Needs.....	\$ 1,800,000.00.
78	Implementing Performance Based Data	
79	Collection and Accreditation	
80	Model.....	\$ 274,937.00.
81	Testing.....	\$ 6,125,670.00.
82	Mississippi School for Math	
83	and Science.....	\$ 125,000.00.
84	Mississippi School for Fine Arts.....	\$ 125,000.00.
85	TOTAL.....	\$ 49,784,413.00.

86 (b) To the State Department of Education to defray the
87 expenses of the Vocational and Technical Education Division.....
88\$ 4,937,258.00.

89 (c) To the State Department of Education to provide
90 funding for the Mississippi Adequate Education Program.....
91\$ 225,112,197.00.

92 (d) To the State Board of Education for the purpose of
93 defraying the expenses of the Mississippi School for the Blind and
94 the Mississippi School for the Deaf.....\$ 1,207,037.00.

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

99 AUTHORIZED POSITIONS:

100	Permanent:	Full Time.....	305
101		Part Time.....	3
102	Time-Limited:	Full Time.....	149
103		Part Time.....	0

104 With the funds herein appropriated, it shall be the agency's
105 responsibility to make certain that funds required to be
106 appropriated for "Personal Services" for Fiscal Year 2023 do not
107 exceed Fiscal Year 2022 funds appropriated for that purpose unless
108 programs or positions are added to the agency's Fiscal Year 2022
109 budget by the Mississippi Legislature. Based on data provided by
110 the Legislative Budget Office, the State Personnel Board shall
111 determine and publish the projected annual cost to fully fund all
112 appropriated positions in compliance with the provisions of this
113 act. Absent a special situation or circumstance approved by the
114 State Personnel Board, or unless otherwise authorized by this act,
115 no state agency shall take any action to promote or otherwise
116 award salary increases through reallocation or realignment. If
117 the State Personnel Board determines a special situation or
118 circumstance exists and approves an action, then the agency and
119 the State Personnel Board shall provide a monthly report of each
120 action approved by the State Personnel Board to the chairmen of
121 the Accountability, Efficiency and Transparency Committees of the
122 Senate and House of Representatives and the chairmen of the
123 Appropriations Committees of the Senate and House of
124 Representatives. It shall be the responsibility of the agency
125 head to ensure that no single personnel action increases this

126 projected annual cost and/or the Fiscal Year 2022 appropriations
127 for "Personal Services" when annualized, with the exception of
128 escalated funds and the award of benchmarks. If, at the time the
129 agency takes any action to change "Personal Services," the State
130 Personnel Board determines that the agency has taken an action
131 which would cause the agency to exceed this projected annual cost
132 or the Fiscal Year 2022 "Personal Services" appropriated level,
133 when annualized, then only those actions which reduce the
134 projected annual cost and/or the appropriation requirement will be
135 processed by the State Personnel Board until such time as the
136 requirements of this provision are met.

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

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

150 None of the funds herein appropriated shall be used in
151 violation of Internal Revenue Service's Publication 15-A relating

152 to the reporting of income paid to contract employees, as
153 interpreted by the Office of the State Auditor.

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

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

167 None of the funds herein appropriated shall be used in
168 violation of Internal Revenue Service's Publication 15-A relating
169 to the reporting of income paid to contract employees, as
170 interpreted by the Office of the State Auditor.

171 **SECTION 6.** In compliance with the "Mississippi Performance
172 Budget and Strategic Planning Act of 1994," it is the intent of
173 the Legislature that the funds provided in this act shall be
174 utilized in the most efficient and effective manner possible to
175 achieve the intended mission of the State Department of Education,
176 excluding the expenses of the Vocational and Technical Education
177 Division. Based on the funding authorized, this agency shall make

178 every effort to attain the targeted performance measures provided
179 below:

180		FY2022
181	<u>Performance Measures</u>	<u>Target</u>
182	Special Education	
183	Special Education teachers (FTE) (Number of)	6,300
184	Gifted Education teachers (Number of)	875
185	Increase percentage of children with	
186	disabilities in general education early	
187	childhood programs while decreasing the	
188	percentage in self-contained special	
189	education early childhood classrooms (%)	80.00
190	General Administration	
191	Total Dollars Spent on General	
192	Administration (\$)	23,000,000.00
193	Total Budget Spent on General	
194	Administration (%)	16.00
195	Create a public-facing data system for	
196	all stakeholders (%)	100.00
197	Create a user-friendly website for the	
198	public and school districts to access	
199	data to make decisions (%)	100.00
200	Create a roadmap to improve the	
201	Mississippi Student Information System	
202	(%)	100.00
203	Publish research results to support	

204	improved student outcomes and teacher	
205	effectiveness (Number of)	9
206	Graduation & Career Readiness	
207	Increase the percentage of students	
208	graduating from high school ready for	
209	college or career in each subgroup (%)	90.00
210	Early Childhood Education	
211	Increase percentage of kindergarten	
212	students achieving end-of-year target	
213	score on Kindergarten Readiness	
214	post-test (%)	75.00
215	Increase the percentage of Early	
216	Learning Collaborative sites meeting	
217	required rate of readiness (%)	100.00
218	Increase number of students enrolled in	
219	Title I or locally funded pre-K classes	
220	(Number of)	8,022
221	Teacher Tng & Professional Dev	
222	Increase the percentage of districts	
223	reporting Professional Growth System	
224	(PGS) ratings for teachers and leaders	
225	(%)	80.00
226	Increase the number of licensed, diverse	
227	teachers and leaders (Number of)	50
228	Increase the percentage of teacher	
229	candidates passing licensure exams on	

230	the first attempt (%)	70.00
231	Reduce the proportion of inexperienced	
232	and non-certified teachers in schools	
233	that are High Poverty (%)	25.00
234	Reduce the proportion of inexperienced	
235	and non-certified teachers in schools	
236	that are High Minority (%)	24.00
237	Elementary Education	
238	Increase the percentage of students who	
239	pass the 3rd grade reading assessment at	
240	the first administration in each	
241	subgroup (%)	85.00
242	Secondary Education	
243	Increase the number of students	
244	participating in and passing Advanced	
245	Placement (AP), International	
246	Baccalaureate (IB) and Cambridge exams	
247	in each subgroup (Number of)	40.00
248	Increase the percentage of students	
249	ready for college as measured by meeting	
250	ACT benchmarks in each content area	
251	(public school class data, grade 11)	
252	(Number of)	40.00
253	Assessment & Development	
254	Increase the percentage of students	
255	proficient (levels 4 and 5) on statewide	

256	assessments (grades 3-8 and high school	
257	composite) in each subgroup	60.00
258	Decrease the percentage of students	
259	scoring levels 1-3 on statewide	
260	assessments in each subgroup	40.00
261	Increase percentage of pre-kindergarten	
262	students in public schools attaining	
263	kindergarten readiness on the pre-K	
264	end-of-year assessment	75.00
265	School Performance	
266	Increase the percentage of schools rated	
267	"C" or higher	80.00
268	Increase the percentage of districts	
269	rated "C" or higher	80.00
270	Increase the percentage of students	
271	demonstrating growth on statewide ELA	
272	assessments in each subgroup	70.00
273	Increase the percentage of students	
274	demonstrating growth on statewide Math	
275	assessments in each subgroup	70.00
276	Increase the percentage of students	
277	participating in dual credit in each	
278	subgroup	50.00
279	Increase the percentage of students	
280	passing dual credit in each subgroup	98.00
281	Increase the growth of D and F districts	

282	demonstrating growth, by improving the	
283	letter grade and/or increasing the	
284	number of points within a letter grade	80.00
285	Increase the growth of D and F schools	
286	demonstrating growth, by improving the	
287	letter grade and/or increasing the	
288	number of points within a letter grade	80.00
289	Increase the growth of Districts of	
290	Transformation by improving the letter	
291	grade and/or increasing the number of	
292	points within a letter grade	100.00
293	Increase the growth of schools under	
294	Districts of Transformation by improving	
295	the letter grade and/or increasing the	
296	number of points within a letter grade	100.00
297	Decrease the number of high schools	
298	rated D or F	40

299 A reporting of the degree to which the performance targets
300 set above have been or are being achieved shall be provided in the
301 agency's budget request submitted to the Joint Legislative Budget
302 Committee for Fiscal Year 2023.

303 **SECTION 7.** No school district shall expend any funds,
304 received under the School Ad Valorem Reduction Grant, unless such
305 school district has specifically identified the amount of the
306 grant within the published budget as required by Section 37-61-9,
307 Mississippi Code of 1972. The published budget shall include the

308 following statement: "Ad Valorem taxes will be \$_____ less as
309 a result of the Ad Valorem Reduction Grants enacted by the
310 Mississippi Legislature in 1992."

311 **SECTION 8.** Of the funds appropriated in Section 2, Two
312 Million One Hundred Thousand Dollars (\$2,100,000.00) shall be
313 derived from the Technology in Classroom Fund 3203 for the purpose
314 of defraying the expenses of the State Department of Education,
315 excluding the expenses of the Vocational and Technical Education
316 Division.

317 **SECTION 9.** Of the funds appropriated in Section 2, funds in
318 the amount of One Million Dollars (\$1,000,000.00) shall come from
319 income derived from the principal of the Education Improvement
320 Trust Fund created by Section 206A, Mississippi Constitution of
321 1890, and One Million Dollars (\$1,000,000.00) shall be used for
322 the School for Math and Science.

323 **SECTION 10.** Of the funds appropriated under the provisions
324 of this act, the following positions are authorized for the
325 Vocational and Technical Education Division of the State
326 Department of Education:

327 AUTHORIZED POSITIONS:

328	Permanent:	Full Time.....	48
329		Part Time.....	0
330	Time-Limited:	Full Time.....	5
331		Part Time.....	0

332 With the funds herein appropriated, it shall be the agency's
333 responsibility to make certain that funds required to be

334 appropriated for "Personal Services" for Fiscal Year 2023 do not
335 exceed Fiscal Year 2022 funds appropriated for that purpose unless
336 programs or positions are added to the agency's Fiscal Year 2022
337 budget by the Mississippi Legislature. Based on data provided by
338 the Legislative Budget Office, the State Personnel Board shall
339 determine and publish the projected annual cost to fully fund all
340 appropriated positions in compliance with the provisions of this
341 act. Absent a special situation or circumstance approved by the
342 State Personnel Board, or unless otherwise authorized by this act,
343 no state agency shall take any action to promote or otherwise
344 award salary increases through reallocation or realignment. If
345 the State Personnel Board determines a special situation or
346 circumstance exists and approves an action, then the agency and
347 the State Personnel Board shall provide a monthly report of each
348 action approved by the State Personnel Board to the chairmen of
349 the Accountability, Efficiency and Transparency Committees of the
350 Senate and House of Representatives and the chairmen of the
351 Appropriations Committees of the Senate and House of
352 Representatives. It shall be the responsibility of the agency
353 head to ensure that no single personnel action increases this
354 projected annual cost and/or the Fiscal Year 2022 appropriations
355 for "Personal Services" when annualized, with the exception of
356 escalated funds and the award of benchmarks. If, at the time the
357 agency takes any action to change "Personal Services," the State
358 Personnel Board determines that the agency has taken an action
359 which would cause the agency to exceed this projected annual cost

360 or the Fiscal Year 2022 "Personal Services" appropriated level,
361 when annualized, then only those actions which reduce the
362 projected annual cost and/or the appropriation requirement will be
363 processed by the State Personnel Board until such time as the
364 requirements of this provision are met.

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

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

378 None of the funds herein appropriated shall be used in
379 violation of Internal Revenue Service's Publication 15-A relating
380 to the reporting of income paid to contract employees, as
381 interpreted by the Office of the State Auditor.

382 **SECTION 11.** Of the funds appropriated in this act, an amount
383 not to exceed Two Hundred Twenty-nine Thousand Six Hundred
384 Eighty-four Dollars (\$229,684.00) is authorized for the support of
385 vocational and technical education programs as authorized in

386 Section 37-31-13, Mississippi Code of 1972, for a period in excess
387 of ten (10) months in a calendar year.

388 **SECTION 12.** It is the intention of the Legislature that the
389 Vocational and Technical Education Division of the State
390 Department of Education shall, with the funds appropriated in
391 Section 1, transfer no more than Seventy-five Thousand Dollars
392 (\$75,000.00) to the Mississippi Soil and Water Conservation
393 Commission for the purpose of providing matching funds to purchase
394 soil conservation equipment.

395 **SECTION 13.** Of the funds appropriated in this act, no more
396 than One Hundred Seventy-five Thousand Dollars (\$175,000.00) is
397 provided for the purpose of supporting the Future Farmers of
398 America Center.

399 **SECTION 14.** The State Department of Education shall transfer
400 the designated amounts to the appropriate entities, which shall
401 assume full responsibility for the expenditure of these funds in
402 accordance with state laws and accept all responsibility for any
403 improper expenditure, for the following:

404 Detention Centers.....	\$ 900,000.00.
405 Dubard School.....	\$ 575,000.00.
406 Dyslexia Program.....	\$ 225,000.00.
407 Jobs for MS Graduates, Inc.....	\$ 700,000.00.
408 Stride.....	\$ 600,000.00.
409 Amplify Data Coaching.....	\$ 800,000.00.
410 Magnolia Speech School.....	\$ 500,000.00.
411 Principal Corp.....	\$ 300,000.00.

412	Sight Savers.....	\$ 300,000.00.
413	Teach for America.....	\$ 1,500,000.00.
414	Teacher Corp.....	\$ 100,000.00.
415	USM-Autism Program.....	\$ 40,000.00.
416	Children's Center for Comm & Develop.....	\$ 574,032.00.
417	Vision Screening Research.....	\$ 225,000.00.
418	Algebra Nation.....	\$ 725,000.00.
419	Save the Children.....	\$ 100,000.00.
420	Mississippi Construction Education Program.....	\$ 112,500.00.
421	Microsoft IT Academy.....	\$ 200,000.00.
422	Jumpstart ACT.....	\$ 175,000.00.
423	CampusKnot.....	\$ 75,000.00.
424	Mastery Prep.....	\$ 100,000.00.
425	Lighthouse Academy for Dyslexia.....	\$ 200,000.00.
426	Total.....	\$ 9,026,532.00.

427 **SECTION 15.** Of the funds appropriated in this act, an amount
428 not to exceed One Million Five Hundred Thousand Dollars
429 (\$1,500,000.00) shall be used for technological methods for
430 agricultural programs, computer science, engineering or robotic
431 engineering programs and equipment upgrades and Mississippi
432 Elementary (ME) STEM and STEAM programs from the Career and
433 Technical Education Division of the State Department of Education.
434 All programs must meet Mississippi Science Standards and/or
435 College and Career Standards.

436 Of the funds appropriated in this Section, an amount not to
437 exceed Sixty Thousand Dollars (\$60,000.00) shall be used for a

438 certification pilot program for agriculture. Of the funds
439 appropriated in this section, an amount not to exceed Three
440 Hundred Thousand Dollars (\$300,000.00) shall be distributed to the
441 Mississippi State University Center for Cyber Education and used
442 for computer science programs development and teacher training for
443 elementary schools, middle schools, and high schools for the
444 purpose of developing K-12 computer science curricula, including
445 both academic and career and technical education programs,
446 developing and delivering teacher training, and working with the
447 State Board of Education and Institutions of Higher Learning in
448 the state to develop teacher preparation programs for computer
449 science endorsements. All programs must meet the 2018 Mississippi
450 Computer Science Standards and/or Mississippi College and Career
451 Standards.

452 **SECTION 16.** Of the funds appropriated in Section 1, the sum
453 of Sixty-two Thousand One Hundred Ninety-one Dollars (\$62,191.00),
454 which is the aggregate sum that the school districts in the
455 Chickasaw Cession receive annually from interest payments from the
456 Chickasaw School Fund under Section 212, Mississippi Constitution
457 of 1890, shall be deducted from the allocations to the school
458 districts as provided in Section 29-3-137, Mississippi Code of
459 1972, and shall be distributed among the school districts in the
460 Chickasaw Cession by the State Department of Education in the
461 manner that those interest payments were distributed during Fiscal
462 Year 1985.

463 **SECTION 17.** Of the funds provided in this act for the
464 purpose of funding the Mississippi Adequate Education Program as
465 determined under Section 37-151-7, Mississippi Code of 1972, the
466 base student cost in Fiscal Year 2022 shall be Five Thousand Eight
467 Hundred Seventy-four Dollars and Eight Cents (\$5,874.08).

468 **SECTION 18.** Of the funds appropriated under the provisions
469 of this act, the following positions are authorized for the
470 Mississippi School for the Blind and the Mississippi School for
471 the Deaf:

472 AUTHORIZED POSITIONS:

473	Permanent:	Full Time.....	124
474		Part Time.....	13
475	Time-Limited:	Full Time.....	1
476		Part Time.....	0

477 With the funds herein appropriated, it shall be the agency's
478 responsibility to make certain that funds required to be
479 appropriated for "Personal Services" for Fiscal Year 2023 do not
480 exceed Fiscal Year 2022 funds appropriated for that purpose unless
481 programs or positions are added to the agency's Fiscal Year 2022
482 budget by the Mississippi Legislature. Based on data provided by
483 the Legislative Budget Office, the State Personnel Board shall
484 determine and publish the projected annual cost to fully fund all
485 appropriated positions in compliance with the provisions of this
486 act. Absent a special situation or circumstance approved by the
487 State Personnel Board, or unless otherwise authorized by this act,
488 no state agency shall take any action to promote or otherwise

489 award salary increases through reallocation, or realignment. If
490 the State Personnel Board determines a special situation or
491 circumstance exists and approves an action, then the agency and
492 the State Personnel Board shall provide a monthly report of each
493 action approved by the State Personnel Board to the chairmen of
494 the Accountability, Efficiency and Transparency Committees of the
495 Senate and House of Representatives and the chairmen of the
496 Appropriations Committees of the Senate and House of
497 Representatives. It shall be the responsibility of the agency
498 head to ensure that no single personnel action increases this
499 projected annual cost and/or the Fiscal Year 2022 appropriations
500 for "Personal Services" when annualized, with the exception of
501 escalated funds and the award of benchmarks. If, at the time the
502 agency takes any action to change "Personal Services," the State
503 Personnel Board determines that the agency has taken an action
504 which would cause the agency to exceed this projected annual cost
505 or the Fiscal Year 2022 "Personal Services" appropriated level,
506 when annualized, then only those actions which reduce the
507 projected annual cost and/or the appropriation requirement will be
508 processed by the State Personnel Board until such time as the
509 requirements of this provision are met.

510 Any transfers or escalations shall be made in accordance with
511 the terms, conditions and procedures established by law or
512 allowable under the terms set forth within this act. The State
513 Personnel Board shall not escalate positions without written
514 approval from the Department of Finance and Administration. The

515 Department of Finance and Administration shall not provide written
516 approval to escalate any funds for salaries and/or positions
517 without proof of availability of new or additional funds above the
518 appropriated level.

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

523 None of the funds herein appropriated shall be used in
524 violation of Internal Revenue Service's Publication 15-A relating
525 to the reporting of income paid to contract employees, as
526 interpreted by the Office of the State Auditor.

527 **SECTION 19.** With the funds provided in this act, it is the
528 intention of the Legislature that School Attendance Officers and
529 academic teachers at the Mississippi School for the Deaf and the
530 Mississippi School for the Blind shall receive their annual
531 increment.

532 **SECTION 20.** It is the intention of the Legislature that the
533 State Board of Education shall maintain complete accounting and
534 personnel records related to the expenditure of all funds
535 appropriated in this act and that those records shall be in the
536 same format and level of detail as maintained for Fiscal Year
537 2021. It is further the intention of the Legislature that the
538 budget requests for Fiscal Year 2023 shall be submitted to the
539 Joint Legislative Budget Committee in a format and level of detail
540 comparable to the format and level of detail provided during the

541 Fiscal Year 2022 budget request process for each agency and
542 institution appropriated funds within the provisions of this act.

543 **SECTION 21.** Of the funds appropriated in Section 1(a) to the
544 State Board of Education, not less than Twenty-three Million
545 Eighty Thousand Dollars (\$23,080,000.00) shall be used for
546 National Board Certification. Of this amount, Five Hundred Fifty
547 Thousand Dollars (\$550,000.00) shall be used for the World Class
548 Teacher Program providing instruction and assistance to teachers
549 seeking National Board Certification.

550 **SECTION 22.** Of the funds appropriated in Section 1 and
551 Section 4(a) not less than Fifteen Million Fifty-eight Thousand
552 Dollars (\$15,058,000.00) shall be used for the Educable Child
553 Program. It is the intention of the Legislature that the State
554 Board of Education shall allocate funding for the Educable Child
555 Program based upon a recalculated formula in a manner to include
556 only those billable days funded through appropriation of state
557 funds and not District funds. It is the intent of the Legislature
558 that the Educable Child funds shall be exempt from budget cuts
559 made to the Department of Education by the Legislature and/or the
560 Office of the Governor.

561 **SECTION 23.** Of the funds appropriated in Section 1(a) and
562 Section 4(a), not less than Three Million Dollars (\$3,000,000.00)
563 shall be used for the Education Scholarship Account (ESA) Program.
564 It is the intent of the Legislature that the Education Scholarship
565 Account (ESA) funds shall not be reduced by the State Department
566 of Education and/or the Office of the Governor.

567 **SECTION 24.** The public school districts of the state are
568 authorized at their discretion to pay with local funds one hundred
569 percent (100%) of the cost of the health insurance premiums of the
570 State and School Employees Health Insurance Plan for all retired
571 members of the Public Employees' Retirement System who are
572 employed as school bus drivers by the school districts. It is the
573 intention of the Legislature that no state funds shall be used for
574 this purpose.

575 **SECTION 25.** It is the intention of the Legislature that
576 whenever two (2) or more bids are received by this agency for the
577 purchase of commodities or equipment, and whenever all things
578 stated in those received bids are equal with respect to price,
579 quality and service, the Mississippi Industries for the Blind
580 shall be given preference. A similar preference shall be given to
581 the Mississippi Industries for the Blind whenever purchases are
582 made without competitive bids.

583 **SECTION 26.** Of the funds appropriated in Section 1, not less
584 than Six Million Three Hundred Twenty-one Thousand Nine Hundred
585 Twenty-seven Dollars (\$6,321,927.00) shall be used for the
586 Compulsory School Attendance Office and School Attendance
587 Officers.

588 **SECTION 27.** Of the funds appropriated in this act, it is the
589 intention of the Legislature that Three Million Sixty Thousand
590 Dollars (\$3,060,000.00) shall be used for the Mary
591 Kirkpatrick-Mary Sprayberry Public School Nurse Program. The

592 amount of Three Million Sixty Thousand Dollars (\$3,060,000.00) is
593 provided from the Department of Health.

594 **SECTION 28.** The State Department of Education shall contract
595 with a Certified Public Accountant to calculate components of the
596 Mississippi Adequate Education Program to include the base student
597 cost, school district allocations, total program cost, add-on
598 programs, and any other required components of Section 37-151-7,
599 Mississippi Code of 1972. The contractor shall be responsible for
600 calculating the estimates of these components due to the
601 Legislative Budget Office and the Governor by August 1 and the
602 final estimates due to the Legislative Budget Office and the
603 Governor no later than January 2. A report detailing the funding
604 of this contract shall be submitted by the State Department of
605 Education to the Legislature no later than January 30, 2021.

606 **SECTION 29.** Of the funds appropriated in this act, it is the
607 intention of the Legislature that Twenty Million Dollars
608 (\$20,000,000.00) from the Public School Building Fund shall be
609 used for the Mississippi Adequate Education Program.

610 **SECTION 30.** It is the intention of the Legislature that the
611 State Board of Education shall charge a fee for room and board for
612 students who enroll in the Mississippi School for Mathematics and
613 Science and the Mississippi School of Arts. Such fees will be
614 waived for any student enrolled in the State Children's Health
615 Insurance Program. The amount of such fees shall be Five Hundred
616 Dollars (\$500.00) for each semester.

617 **SECTION 31.** It is the intent of the Legislature that each
618 eligible employee who meets the National Board requirements under
619 Section 37-19-7(2), Mississippi Code of 1972, shall be paid the
620 full supplement and that such supplement shall be included on a
621 prorated basis in the employee's monthly paycheck.

622 **SECTION 32.** It is the intention of the Legislature that the
623 Mississippi Department of Education may loan any general or
624 special source fund amount, not to exceed Five Million Dollars
625 (\$5,000,000.00), to any school district for the purpose of
626 providing funds to school districts through the Emergency
627 Assistance Fund as outlined in Section 37-17-6, Mississippi Code
628 of 1972, during the period beginning July 1, 2021, and ending
629 June 30, 2022. The school districts receiving these loans shall
630 repay the Mississippi Department of Education the amount of the
631 loan on or before June 30, 2022.

632 **SECTION 33.** Of the funds appropriated in Section 1(a), Seven
633 Hundred Thousand Dollars (\$700,000.00) shall be transferred to the
634 Board of Health no later than December 31, 2021.

635 **SECTION 34.** Any school district receiving funds through Save
636 the Children and Stride may provide a ten percent (10%) match from
637 local funds for implementation of the program.

638 **SECTION 35.** Of the funds appropriated in Section 1(a), Two
639 Million Dollars (\$2,000,000.00) is provided for the Mississippi
640 Community Oriented Policing Services in Schools (MCOPS) grant
641 program. A portion of these funds not to exceed three percent (3%)

642 may be used for training and administrative costs related to
643 oversight and auditing of the program.

644 **SECTION 36.** Of the funds appropriated in Section 1(a), Seven
645 Million Seven Hundred Eighty-nine Thousand Four Hundred
646 Seventy-Four Dollars (\$7,789,474.00) is provided for an Early
647 Childhood Education Initiative program. The funding shall be
648 provided to early learning collaboratives in Fiscal Year 2022 as
649 follows: no less than Two Thousand Five Hundred Dollars
650 (\$2,500.00) per student in a full-day program and no less than One
651 Thousand Two Hundred Fifty Dollars (\$1,250.00) per student in a
652 half-day program. Funds must be matched as provided by Section
653 37-21-51.

654 **SECTION 37.** Of the funds appropriated in Section 1(a) and
655 Section 4(a), Fifteen Million Ninety-four Thousand Five Hundred
656 Dollars (\$15,094,500.00) shall be used for the Literacy Initiative
657 and Assessment.

658 **SECTION 38.** Of the funds appropriated herein, funding is
659 provided for the ACT test, which is the college readiness portion
660 of the state accountability model.

661 **SECTION 39.** Of the funds appropriated in Section 1(a), Two
662 Million Six Hundred One Thousand Nine Hundred Eighteen Dollars
663 (\$2,601,918.00) shall be used for the Mississippi School of the
664 Arts and Three Million Seven Hundred Fifty-eight Thousand Seven
665 Hundred Thirty-three Dollars (\$3,758,733.00) shall be used for the
666 Mississippi School for Mathematics and Science. It is the
667 intention of the Legislature that of the funds appropriated in

668 Section 1(a) for the Mississippi School of the Arts One Million
669 Three Hundred Thousand Nine Hundred Fifty-nine Dollars
670 (\$1,300,959.00) shall be paid to the school no later than July 10,
671 2021, and One Million Three Hundred Thousand Nine Hundred
672 Fifty-nine Dollars (\$1,300,959.00) shall be paid no later than
673 January 10, 2022. All funds appropriated from Section 4(a) for the
674 Mississippi School of the Arts shall be paid to the school each
675 month within ten (10) working days after such amount was received
676 by the Department of Education. It is the intention of the
677 Legislature that the State Board of Education shall not reduce the
678 appropriated amounts provided in this act for the Mississippi
679 School of the Arts and the Mississippi School for Mathematics and
680 Science.

681 **SECTION 40.** Of the funds appropriated in Section 1(b) and
682 Section 2(b), Five Hundred Thousand Dollars (\$500,000.00) is
683 provided for career and technical grants to schools for qualified
684 students as authorized by Section 37-153-15, Mississippi Code of
685 1972.

686 **SECTION 41.** Of the funds appropriated in Section 1(d), an
687 amount not to exceed Fifty-one Million Four Hundred Twenty
688 Thousand Six Hundred Twenty-seven Dollars (\$51,420,627.00) shall
689 be allocated for the purpose of providing funds to each public
690 school district in the state for an annual salary increase of One
691 Thousand Dollars (\$1,000.00) or One Thousand One Hundred Ten
692 Dollars (\$1,110.00) as prescribed in the Minimum Salary Schedule
693 in House Bill 852, 2021 Regular Session, for each state funded

694 certified teacher, teacher assistant, reading and librarian aide,
695 counselor and librarian, excluding non-instructional personnel and
696 administrators, for the 2021-2022 school year, and school years
697 thereafter.

698 **SECTION 42.** The money appropriated in this act shall be paid
699 by the State Treasurer out of any money in the proper fund or
700 funds as set forth in this act, upon warrants issued by the State
701 Fiscal Officer; and the State Fiscal Officer shall issue his
702 warrants upon requisitions signed by the proper person, officer or
703 officers in the manner provided by law.

704 **SECTION 43.** It is the intent of the Legislature that each
705 eligible professional school counselor employee who meets the year
706 of teaching experience requirements under Section 37-151-5(m),
707 Mississippi Code of 1972, shall be considered having a year of
708 experience for purposes of the annual experience salary increment.

709 **SECTION 44.** This act shall take effect and be in force from
710 and after July 1, 2021, and shall stand repealed June 29, 2021.

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

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF FUNDING
2 K-12 AND OTHER RELATED EDUCATIONAL ACTIVITIES, INCLUDING CERTAIN
3 AGENCIES AND PROGRAMS, IN THE STATE OF MISSISSIPPI, FOR THE FISCAL
4 YEAR 2022.

SS15\HB1387A.1J

Eugene S. Clarke
Secretary of the Senate