

By: Representative Hopkins

To: Education

HOUSE BILL NO. 511

1 AN ACT TO CREATE THE "EDUCATION STANDARDS LEGISLATIVE REVIEW  
 2 ACT"; TO PROVIDE THAT ALL SUBJECT MATTER STANDARDS AND REVISIONS  
 3 TO THOSE STANDARDS ADOPTED BY THE STATE BOARD OF EDUCATION SHALL  
 4 BE SUBJECT TO LEGISLATIVE REVIEW BEFORE SUCH STANDARDS CAN BE  
 5 IMPLEMENTED BY THE BOARD; TO PRESCRIBE THE PROCESS TO BE ADHERED  
 6 TO BY THE STATE BOARD OF EDUCATION AND THE LEGISLATION IN THE  
 7 ADOPTION, REVIEW AND FINAL IMPLEMENTATION OF STANDARDS UPON  
 8 COMPLETION OF THE LEGISLATIVE REVIEW PROCESS; TO BRING FORWARD  
 9 SECTION 37-1-3, MISSISSIPPI CODE OF 1972, FOR THE PURPOSE OF  
 10 POSSIBLE AMENDMENTS; TO AMEND SECTION 37-1-2, MISSISSIPPI CODE OF  
 11 1972, TO CORRECT GRAMMATICAL ERRORS; AND FOR RELATED PURPOSES.

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

13 **SECTION 1.** This act shall be known and may be cited as the  
 14 "Education Standards Legislative Review Act."

15 **SECTION 2.** (1) All subject matter standards and revisions  
 16 to the standards adopted by the State Board of Education pursuant  
 17 to the authority provided to the board to do so under Sections  
 18 37-1-2 and 37-1-3 shall be subject to legislative review as set  
 19 forth in this section. The standards shall not be implemented by  
 20 the State Board of Education until the legislative review process  
 21 is completed as provided for in this section.



22           (2) Upon adoption of any subject matter standards, the State  
23 Board of Education shall submit the adopted standards to the  
24 Speaker of the House of Representatives or a designee and the  
25 President Pro Tempore of the Senate or a designee before the last  
26 thirty (30) days of the legislative session of the year in which  
27 such standards are scheduled to be implemented by the board.

28           (3) By adoption of a joint resolution, the Legislature shall  
29 approve the standards, disapprove the standards in whole or in  
30 part, amend the standards in whole or in part or disapprove the  
31 standards in whole or in part with instructions to the State Board  
32 of Education. If the Legislature fails to adopt a joint  
33 resolution within thirty (30) legislative days following  
34 submission of the standards, the standards shall be deemed  
35 approved.

36           (4) If the subject matter standards are disapproved in whole  
37 or are disapproved in whole with instructions as provided for in  
38 this section, the State Board of Education may adopt new standards  
39 and submit the new standards for legislative review pursuant to  
40 this section. The State Board of Education shall continue to  
41 implement current standards in place until the new standards have  
42 been reviewed by the Legislature and approved as provided for in  
43 this section. If the subject matter standards are amended,  
44 approved in part or are disapproved in part with instructions, the  
45 State Board of Education may revise the standards in accordance  
46 with the legislative changes and implement the standards.



47           (5) Upon final approval of the standards, the standards  
48 shall be considered final agency rules. The board shall submit a  
49 copy of the standards to the Secretary of State, who shall include  
50 the standards in the publication known as the "Mississippi  
51 Administrative Code" in the same manner as agency rules are  
52 published in the "Code" as provided for in the Administrative  
53 Procedures Act. All standards approved and published as provided  
54 for in this subsection shall have the same force and effect of law  
55 as agency rules promulgated pursuant to the Administrative  
56 Procedures Act.

57           (6) Unless otherwise provided by specific vote of the  
58 Legislature, joint resolutions introduced for purposes of  
59 approving, disapproving, amending or disapproving with  
60 instructions any subject matter standards shall not be subject to  
61 regular legislative cutoff dates, shall be limited to such  
62 provisions as may be necessary for approving, disapproving,  
63 amending or disapproving with instructions any subject matter  
64 standards and any such other direction or mandate regarding the  
65 standards deemed necessary by the Legislature. The joint  
66 resolution shall contain no other provisions.

67           **SECTION 3.** Section 37-1-2, Mississippi Code of 1972, is  
68 amended as follows:

69           37-1-2. The Legislature finds and determines that the  
70 quality of public education and its effect upon the social,  
71 cultural and economic enhancement of the people of Mississippi is



72 a matter of public policy, the object of which is the education  
73 and performance of its children and youth. The Legislature hereby  
74 declares the following to be the policy of the State of  
75 Mississippi:

76 (a) That the students, parents, general citizenry,  
77 local schoolteachers and administrators, local governments, local  
78 school boards, and state government have a joint and shared  
79 responsibility for the quality of education delivered through the  
80 public education system in the State of Mississippi;

81 (b) To produce a functionally literate school  
82 population;

83 (c) To ensure that all students master the most  
84 essential parts of a basic education;

85 (d) To establish, raise and maintain educational  
86 standards;

87 (e) To improve the quality of education by  
88 strengthening it and elevating its goals;

89 (f) To provide quality education for all school-age  
90 children in the state;

91 (g) That excellence and high achievement of all  
92 students should be the ultimate goal;

93 (h) To encourage the common efforts of students,  
94 parents, teachers, administrators and business and professional  
95 leaders for the establishment of specific goals for performance;



96 (i) To improve instructional and administrative  
97 quality, to relate the education community to other policymakers,  
98 to achieve increased competency among students, teachers and  
99 administrators, to provide for continuing professional development  
100 for teachers, counselors and administrators, to assure that the  
101 budget process, the planning function and the allocation of  
102 personnel of the State Department of Education are commensurate  
103 with its educational goals;

104 (j) That the return on public education which is the  
105 single largest investment for the state be the effectiveness of  
106 the delivery system and the product it is designed to produce;

107 (k) That the investment in public education can be  
108 justified on the basis of the economic benefits that will accrue  
109 both to the individual and to society, recognizing that the return  
110 on such investment is long term and dramatic progress is not  
111 immediate;

112 (l) That emphasis must be placed upon early mastery of  
113 the skills necessary to \* \* \* be successful in school and that  
114 quality, performance-based early childhood education programs are  
115 an essential element of a comprehensive education system;

116 (m) That local school districts and their public  
117 schools be required to account for the product of their efforts;

118 (n) That the children of this state receive a period of  
119 instruction sufficient to train each in the basic educational  
120 skills adequate for the student to take his or her place in



121 society and make a contribution as a citizen of this state, and  
122 that all children be encouraged to continue their education until  
123 they have completed high school;

124 (o) To establish an accreditation system based upon  
125 measurable elements in school known to be related to instructional  
126 effectiveness, to establish a credible process for measuring and  
127 rating schools, to establish a method for monitoring continued  
128 performance, and to provide for a state response when performance  
129 is inadequate;

130 (p) That the teachers of this state, to the extent  
131 possible, receive salaries that are at least equal to the average  
132 of the salaries received by teachers in the southeastern United  
133 States.

134 **SECTION 4.** Section 37-1-3, Mississippi Code of 1972, is  
135 brought forward as follows:

136 37-1-3. (1) The State Board of Education shall adopt rules  
137 and regulations and set standards and policies for the  
138 organization, operation, management, planning, budgeting and  
139 programs of the State Department of Education.

140 (a) The board is directed to identify all functions of  
141 the department that contribute to or comprise a part of the state  
142 system of educational accountability and to establish and maintain  
143 within the department the necessary organizational structure,  
144 policies and procedures for effectively coordinating such  
145 functions. Such policies and procedures shall clearly fix and



146 delineate responsibilities for various aspects of the system and  
147 for overall coordination of the total system and its effective  
148 management.

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

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

155 (d) The board shall establish and maintain a central  
156 budget policy.

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

160 (f) The board, with recommendations from the  
161 superintendent, shall design and maintain a five-year plan and  
162 program for educational improvement that shall set forth  
163 objectives for system performance and development and be the basis  
164 for budget requests and legislative initiatives.

165 (2) (a) The State Board of Education shall adopt and  
166 maintain a curriculum and a course of study to be used in the  
167 public school districts that is designed to prepare the state's  
168 children and youth to be productive, informed, creative citizens,  
169 workers and leaders, and it shall regulate all matters arising in



170 the practical administration of the school system not otherwise  
171 provided for.

172 (b) Before the 1999-2000 school year, the State Board  
173 of Education shall develop personal living and finances objectives  
174 that focus on money management skills for individuals and families  
175 for appropriate, existing courses at the secondary level. The  
176 objectives must require the teaching of those skills necessary to  
177 handle personal business and finances and must include instruction  
178 in the following:

179 (i) Opening a bank account and assessing the  
180 quality of a bank's services;

181 (ii) Balancing a checkbook;

182 (iii) Managing debt, including retail and credit  
183 card debt;

184 (iv) Completing a loan application;

185 (v) The implications of an inheritance;

186 (vi) The basics of personal insurance policies;

187 (vii) Consumer rights and responsibilities;

188 (viii) Dealing with salesmen and merchants;

189 (ix) Computing state and federal income taxes;

190 (x) Local tax assessments;

191 (xi) Computing interest rates by various  
192 mechanisms;

193 (xii) Understanding simple contracts; and

194 (xiii) Contesting an incorrect billing statement.





195           (3) The State Board of Education shall have authority to  
196 expend any available federal funds, or any other funds expressly  
197 designated, to pay training, educational expenses, salary  
198 incentives and salary supplements to licensed teachers employed in  
199 local school districts or schools administered by the State Board  
200 of Education. Such incentive payments shall not be considered  
201 part of a school district's local supplement as defined in Section  
202 37-151-5(o), nor shall the incentives be considered part of the  
203 local supplement paid to an individual teacher for the purposes of  
204 Section 37-19-7(1). MAEP funds or any other state funds shall not  
205 be used to provide such incentives unless specifically authorized  
206 by law.

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

209           **SECTION 5.** This act shall take effect and be in force from  
210 and after July 1, 2023.

