

By: Representatives Creekmore IV, Felsher,
Anthony

To: Education

HOUSE BILL NO. 566

1 AN ACT TO CREATE THE MENTAL AWARENESS PROGRAM FOR SCHOOLS; TO
2 AMEND SECTION 37-3-89, MISSISSIPPI CODE OF 1972, TO REQUIRE MENTAL
3 AWARENESS AND TRAUMA-INFORMED APPROACHES IN EDUCATOR PREPARATION
4 PROGRAMS; TO DEFINE TRAUMA-INFORMED APPROACHES; TO AMEND SECTION
5 37-9-79, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT PUBLIC SCHOOL
6 DISTRICTS AND PUBLIC CHARTER SCHOOLS SHALL HAVE AT LEAST ONE
7 SCHOOL COUNSELOR OR MENTAL HEALTH SERVICES PROVIDER PER 250
8 STUDENTS; TO AUTHORIZE UNDERFUNDED AND UNDERSTAFFED SCHOOLS TO
9 EMPLOY ONE SCHOOL COUNSELOR TO SERVICE ALL THE SCHOOLS IN THE
10 EMPLOYING SCHOOL DISTRICT; TO PROVIDE FOR THE DISTRIBUTION OF TIME
11 AND DUTIES WITHIN SUCH DISTRICTS; TO REQUIRE SCHOOL COUNSELORS OR
12 SCHOOL-BASED MENTAL HEALTH SERVICES PROVIDERS TO CREATE A
13 TRAUMA-INFORMED TEAM FOR EACH SCHOOL; TO REQUIRE SCHOOL DISTRICTS
14 AND PUBLIC CHARTER SCHOOLS TO REPORT THE NUMBER AND PLACEMENT OF
15 SCHOOL COUNSELORS IN THE DISTRICT TO THE DEPARTMENT OF EDUCATION;
16 TO AUTHORIZE SCHOOL DISTRICTS TO ENTER INTO A MEMORANDUM OF
17 AGREEMENT WITH A NATIONALLY RECOGNIZED SOCIAL WORK CONSORTIUM AND
18 CERTAIN STATE INSTITUTIONS OF HIGHER LEARNING TO PLACE MASTER'S
19 LEVEL GRADUATE STUDENTS INTO SCHOOLS AS SCHOOL COUNSELORS UNDER A
20 SUPERVISED INTERNSHIP PROGRAM; TO CREATE NEW SECTION 37-9-80,
21 MISSISSIPPI CODE OF 1972, WHICH REQUIRES THE DEPARTMENT OF
22 EDUCATION, IN COLLABORATION WITH THE DEPARTMENT OF MENTAL HEALTH,
23 TO CREATE A TOOLKIT TO ASSIST SCHOOLS IN IMPLEMENTING
24 TRAUMA-INFORMED APPROACHES; AND FOR RELATED PURPOSES.

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

26 **SECTION 1.** The provisions of this act shall be known and may
27 be cited as the "Mental Awareness Program for School Act."

28 **SECTION 2.** Section 37-3-89, Mississippi Code of 1972, is
29 amended as follows:



30 37-3-89. (1) The State Board of Education, acting through
31 the Commission on Teacher and Administrator Education,
32 Certification and Licensure and Development, shall require each
33 educator preparation program in the state, as a condition for
34 approval, to include a course or courses on school discipline or
35 classroom management, including mental disturbance awareness and
36 trauma-informed approaches as defined in subsection (2) of this
37 section, as a required part of the teacher education program. All
38 school discipline or classroom management courses offered by a
39 teacher education program shall be approved by the Educator
40 License Commission.

41 (2) "Mental disturbance awareness and trauma-informed
42 approaches" means incorporating principles of mental disturbance
43 awareness, trauma awareness and trauma-informed practices, as
44 recommended by the federal Department of Health and Human
45 Services' Substance Abuse and Mental Health Services
46 Administration, in a school in order to foster a safe learning
47 environment for all students and staff, and to ensure that each
48 student is well-known by at least one (1) adult in the school
49 setting.

50 **SECTION 3.** Section 37-9-79, Mississippi Code of 1972, is
51 amended as follows:

52 37-9-79. (1) Beginning with the 2014-2015 school year, the
53 assignment of K-12 Professional School Counselors to the



particular schools within the district shall be at the discretion of the local school board with the following restrictions:

(a) As funds and qualified personnel become available, every public school district and public charter school shall employ at least one (1) school counselor in each school;

(b) As funds and qualified personnel become available, it shall be the goal that each public school district and public charter school shall provide at least one (1) school counselor for every two hundred fifty (250) students, including, but not limited to, the school counselor required in paragraph (a) of this subsection;

(c) If funds or qualified personnel are not available each public school district and public charter school shall employ at least one (1) school counselor who shall serve the entire school district, and who shall proportionately allocate his or her service, on a rotational basis, to each school in the school district or each public charter school under the jurisdiction of a single charter governing board. Additionally, in the event that a mental disturbance or trauma-inducing incident occurs at any school in the school district or charter district on a date the school counselor is not scheduled in assigned service rotation at that school, the school counselor shall be temporarily assigned to the school where the incident occurred, until such time that the school counselor, building principal and district superintendent



78 or charter administrator reasonably conclude that the trauma has
79 been mitigated.

80 (* * *d) Except as otherwise provided in subsection
81 (6) of this section, no individual shall be employed as a
82 professional school counselor without a minimum of a master's
83 degree * * * counseling, or in an emergency situation, an
84 appropriate certification as determined by the Commission on
85 Teacher and Administrator Education, Certification and Licensure
86 and Development; and

87 (* * *e) Professional school counselors shall provide
88 the following comprehensive counseling services:

89 (i) Academic * * *a, social, emotional and
90 college-and-career readiness counseling;

91 (ii) Use multiple student data sources to help
92 students make informed academic and career choices;

93 (iii) Career and educational counseling;

94 (iv) Individual and group counseling
95 (large/small);

96 (v) Crisis intervention and preventive counseling;

97 (vi) Referrals to community agencies;

98 (vii) Educational consultations and collaboration
99 with teachers, administrators, parents and community leaders;

100 (viii) Educational and career placement services;

101 (ix) Follow-up counseling services;

102 (x) Conflict resolution; and



103 (xi) Professional school counselors must spend a
104 minimum of eighty percent (80%) of their * * * time to the
105 delivery of services to students * * *. Delivery of services is
106 the direct service provided to students, parents, school staff and
107 the community which are interaction between professional school
108 counselors and students. These direct services may include the
109 delivery of the following:

110 1. School counseling core curriculum: This
111 curriculum is designed to help students attain the desired
112 competencies and to provide all students with the knowledge,
113 attitudes and skills appropriate for their developmental level.
114 The school counseling core curriculum is delivered throughout the
115 school's overall curriculum and may be presented by professional
116 school counselors in collaboration with other professional
117 educators and other resources. Collaborative efforts may be
118 implemented to enhance the services provided.

119 2. Individual student planning: Professional
120 school counselors coordinate ongoing systemic activities or
121 individual/group sessions designed to assist students in
122 establishing personal/social goals and developing future career
123 plans.

124 3. Responsive services: Responsive services
125 are designed to meet students' immediate needs and concerns in
126 regard to social/personal issues. Responsive services may include
127 counseling in individual, small-group settings * * * crisis



responses, mental disturbance awareness or trauma-informed approaches as defined in Section 37-3-89(2).

4. Indirect Student Services: Indirect services are provided on behalf of students as a result of the school counselors' interactions with others including referrals for additional assistance, consultation and collaboration with parents, teachers, other educators and community organizations.

(2) Professional school counselors shall abide * * * a relevant national counseling code of ethics.

(3) A professional school counselor or administrator shall facilitate at each school the creation of a trauma-informed team to identify students whose learning, behavior and relationships have been impacted by trauma. The trauma-informed team may consist of school administrators, school counselors, teachers, mental health services providers, family resource and youth service coordinators, school nurses and any other school or district personnel.

(4) Each school counselor providing services pursuant to this section, in collaboration with the trauma-informed team members described in this section, shall provide at least one (1) hour of in-person or virtual annual training, guidance and assistance to administrators, teachers and staff on:

(a) Recognizing symptoms of mentally induced disturbance or trauma in students; and



152 (b) Utilizing responses, interventions and strategies
153 to support the learning needs of those students.

154 (5) (a) School districts may employ, contract or otherwise
155 work collaboratively with mental health service providers,
156 including community mental health centers, other organizations
157 providing relevant training for educators and school personnel, or
158 other school districts to assist with the development and
159 implementation of mental awareness and trauma-informed approaches
160 and a trauma-informed team.

161 (b) School districts and public charter schools may
162 enter in a memorandum of agreement (MOA) with the Consortium for
163 Career Development in Social Work Education, or other similar
164 nationally recognized consortium career services professionals
165 representing and/or serving social work education, which partner
166 with colleges and universities serving social work students in the
167 State of Mississippi, including, but not limited to, Delta State
168 University, Jackson State University, Mississippi State University
169 and the University of Mississippi. Through the use of the MOA the
170 consortium shall establish a program in collaboration with the
171 social work departments of the participating colleges and
172 universities to:

173 (i) Provide students pursuing master's degrees in
174 social work, counseling or psychology with internship placement
175 opportunities in school districts or charter schools to assist in
176 providing counseling services to schools in need;



(ii) Provide students pursuing master's degrees in social work, counseling or psychology with practical workplace experience; and

(iii) Pair such students with local consortium-member mentees who will offer professional guidance and constructive observation and feedback.

(6) Local school districts and each public charter school shall report the number and placement of school counselors in the district to the State Department of Education no later than November 1, 2025, and each subsequent year thereafter. The report shall include the source of funding for each position, as well as a summary of the job duties of each counselor and the approximate percent of time devoted to duties over the course of the year.

(* * *7) The State Department of Education may adopt regulations regarding the activities of the professional school counselor as are not inconsistent with this section.

SECTION 4. The following shall be codified as Section 37-9-80, Mississippi Code of 1972:

37-9-80. (1) On or before July 1, 2025, the State Department of Education, in collaboration with the State Department of Mental Health, shall make available a toolkit to assist school districts and public charter schools in implementing trauma-informed teams as described in Section 37-9-79(3). The toolkit shall include a template for local boards of education and



public charter schools to develop a plan to incorporate mental disturbance awareness and trauma-informed approaches in schools.

(2) On or before July 1, 2027, each local board of education and public charter school shall develop a plan for implementing trauma-informed teams and mental disturbance awareness and trauma-informed approaches in its schools. These plans shall be submitted to the State Department of Education and the State Department of Mental Health, which may collaborate to provide feedback to school districts on the plans. Plans shall include, but not be limited to, strategies for:

(a) Enhancing mental disturbance and trauma awareness throughout the school community and provide services designed to foster a safe school environment for students;

(b) Developing trauma-informed discipline policies and practices, which may include consultation with the school counselor or school-based mental health services provider when a student is recommended for suspension for ten (10) or more days, expulsion or attendance at an alternative school; and

(c) Collaborating with appropriate and relevant school, public safety, and community organizations to create procedures for notification of trauma-exposed students.

SECTION 5. This act shall take effect and be in force from and after its passage.

