

**Not Germane
AMENDMENT NO 3 PROPOSED TO**

Senate Bill No. 2496

BY: Senator(s) Barnett

1 **AMEND under line 169 by adding the following:**

2 **SECTION *.** Section 37-9-39, Mississippi Code of 1972, is
3 amended as follows:

4 37-9-39. (1) All school districts shall process * * * a
5 bimonthly payroll for employees * * *, consistent with the
6 provisions of Section 37-157-103(1), except for December, when
7 salaries or wages shall be paid by the last working day. Salaries
8 or wages shall be paid at a minimum on a monthly basis. The
9 standard contract for school district employees prescribed by the
10 State Board of Education shall provide that school district
11 employees shall earn a salary payable in equal monthly or
12 bimonthly installments beginning in the first month of employment,



13 regardless of the number of days worked in any particular month by
14 the employee. Any employee failing to complete the contractual
15 obligation of service, and who receives payment in excess of the
16 installment for the period which such employee ceases employment
17 with the school district, shall become liable immediately to the
18 school board of the employing district for the sum of all amounts
19 received in payment less the corresponding amount of any
20 compensation paid for which service has been rendered, plus
21 interest accruing at the current Stafford Loan rate at the time
22 the person discontinues his or her service.

23 (2) Any school employee whose employment ends during a
24 school term, regardless of the reason(s) the employment ended,
25 shall be paid salary or wages only for that portion of the school
26 term that employee actually worked. Nothing in this subsection
27 (2) shall be construed to entitle any employee to payment of
28 salary or wages when no work has been performed.

29 **FURTHER, AMEND the title to conform.**

