

By: Representative Banks

To: Education

HOUSE BILL NO. 1072

1 AN ACT TO AMEND SECTION 37-9-37, MISSISSIPPI CODE OF 1972, TO  
2 PROHIBIT SCHOOL DISTRICT SUPERINTENDENTS FROM RECEIVING INCOME  
3 SUPPLEMENTAL TO THE SALARY PAID BY THE SCHOOL DISTRICT; AND FOR  
4 RELATED PURPOSES.

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

6 SECTION 1. Section 37-9-37, Mississippi Code of 1972, is  
7 amended as follows:

8 37-9-37. (1) The amount of the salary to be paid any  
9 superintendent, principal or licensed employee shall be fixed by  
10 the school board, provided that the requirements of Chapter 19 of  
11 this title are met as to superintendents, principals and licensed  
12 employees paid in whole or in part from minimum education program  
13 funds. In employing such superintendents, principals and licensed  
14 employees and in fixing their salaries, the school boards shall  
15 take into consideration the character, professional training,  
16 experience, executive ability and teaching capacity of the  
17 licensed employee, superintendent or principal. It is the intent  
18 of the Legislature that whenever the salary of the school district  
19 superintendent is set by a school board, the board shall take into  
20 consideration the amount of money that the district spends per  
21 pupil, and shall attempt to insure that the administrative cost of  
22 the district and the amount of the salary of the superintendent  
23 are not excessive in comparison to the per pupil expenditure of  
24 the district.

25 (2) The salary established by the school board for the  
26 school district superintendent pursuant to subsection (1) of this  
27 section must be paid out of the funds of the school district and

28 must be the full and complete compensation for the duties rendered  
29 by the school superintendent. A school district superintendent  
30 may not be paid any compensation, salary, fee, grant, donation or  
31 income from any public or private source to supplement the salary  
32 established pursuant to subsection (1); however, this subsection  
33 shall not prohibit any school superintendent from accepting  
34 honoraria for public speaking engagements.

35 SECTION 2. The Attorney General of the State of Mississippi  
36 shall submit this act, immediately upon approval by the Governor,  
37 or upon approval by the Legislature subsequent to a veto, to the  
38 Attorney General of the United States or to the United States  
39 District Court for the District of Columbia in accordance with the  
40 provisions of the Voting Rights Act of 1965, as amended and  
41 extended.

42 SECTION 3. This act shall take effect and be in force from  
43 and after July 1, 2001, if it is effectuated on or before that  
44 date under Section 5 of the Voting Rights Act of 1965, as amended  
45 and extended. If it is effectuated under Section 5 of the Voting  
46 Rights Act of 1965, as amended and extended, after July 1, 2001,  
47 this act shall take effect and be in force from and after the date  
48 it is effectuated under Section 5 of the Voting Rights Act of  
49 1965, as amended and extended.