

By: Representative Banks

To: Education

HOUSE BILL NO. 1120

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 adequate 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, 2002, 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, 2002,
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.

