

By: Senator(s) Tollison

To: Education

SENATE BILL NO. 2250

1 AN ACT TO AMEND SECTIONS 37-9-103 AND 37-9-105, MISSISSIPPI
2 CODE OF 1972, TO PROVIDE THAT ASSISTANT TEACHERS SHALL BE SUBJECT
3 TO THE SAME PROCEDURES FOR NOTIFICATION OF NONREEMPLOYMENT OR
4 NONRENEWAL OF CONTRACT AS OTHER LICENSED TEACHERS UNDER THE SCHOOL
5 EMPLOYMENT PROCEDURES LAW; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 37-9-103, Mississippi Code of 1972, is
8 amended as follows:

9 37-9-103. As used in Sections 37-9-101 through 37-9-113, the
10 word "employee" shall include:

11 (a) Any teacher, principal, superintendent or other
12 professional personnel employed by the local school district for a
13 continuous period of two (2) years with that district and required
14 to have a valid license issued by the State Department of
15 Education as a prerequisite of employment; or

16 (b) Any teacher, principal, superintendent or other
17 professional personnel who has completed a continuous period of
18 two (2) years of employment in a Mississippi public school
19 district and one (1) full year of employment with the school
20 district of current employment, and who is required to have a
21 valid license issued by the State Department of Education as a
22 prerequisite of employment; or

23 (c) Any assistant teacher employed by the local school
24 district for a continuous period of two (2) years with that
25 district and holding the credential required by the State
26 Department of Education as a prerequisite of employment.

27 For purposes of Sections 37-9-101 through 37-9-113, the term
28 "days" means calendar days.

29 **SECTION 2.** Section 37-9-105, Mississippi Code of 1972, is
30 amended as follows:

31 37-9-105. If a recommendation is made by the school district
32 not to offer an employee a renewal contract for a successive year,
33 written notice of the proposed nonreemployment stating the reasons
34 for the proposed nonreemployment shall be given no later than the
35 following:

36 (a) If the employee is a principal, the superintendent,
37 without further board action, shall give notice of nonreemployment
38 on or before March 1; or

39 (b) If the employee is a teacher, assistant teacher,
40 administrator or other professional educator covered under
41 Sections 37-9-101 through 37-9-113, the superintendent, without
42 further board action, shall give notice of nonreemployment on or
43 before April 15, or within ten (10) days after the date that the
44 Governor approves the appropriation bill(s) comprising the state's
45 education budget for funding K-12, whichever date is later.

46 An interim conservator appointed pursuant to Section
47 37-17-6(14)(a) or a school board acting on the recommendation of a
48 school district financial advisor appointed pursuant to Section
49 37-9-18 shall not be required to comply with the time limitations
50 prescribed in this section for recommending the reemployment of
51 principals, teachers, administrators or other professional
52 educators.

53 **SECTION 3.** This act shall take effect and be in force from
54 and after its passage.