

REPORT OF CONFERENCE COMMITTEE

2

MR. SPEAKER AND MR. PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1643: Appropriation; Education, Department of.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the Senate recede from its Amendment No. 1.
- 2. That the House and Senate adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

6 **SECTION 1.** The following sums, or so much of those sums as
 7 may be necessary, are appropriated out of any money in the State
 8 General Fund not otherwise appropriated, for the purpose of
 9 funding K-12 and other related educational activities, including
 10 certain agencies and programs, in the State of Mississippi, for
 11 the fiscal year beginning July 1, 2016, and ending June 30, 2017,
 12 as follows:

13 (a) To the State Board of Education for the purpose of
 14 defraying the expenses of the State Department of Education, and
 15 excluding the expenses of the Vocational and Technical Education
 16 Division.....\$ 111,955,459.00.

17 (b) To the State Board of Education for the purpose of
 18 defraying the expenses of the Vocational and Technical Education
 19 Division of the State Department of Education.....



20\$ 76,077,258.00.

21 (c) To the State Board of Education for the purpose of
22 paying annual compensation to the Chickasaw Cession counties for
23 sixteenth section lands which they lost through sale by the state,
24 as provided in Section 29-3-137 through 29-3-141, Mississippi Code
25 of 1972.....\$ 21,024,015.00.

26 (d) To the State Board of Education for defraying the
27 expenses of the Mississippi Adequate Education Program.....
28\$ 2,036,556,667.00.

29 (e) To the State Board of Education for the purpose of
30 defraying the expenses of the Mississippi School for the Blind and
31 the Mississippi School for the Deaf.....\$ 9,618,184.00.

32 TOTAL AMOUNT OF STATE GENERAL FUNDS APPROPRIATED
33 BY THIS SECTION BEING.....\$ 2,255,231,583.00.

34 **SECTION 2.** The following sums, or so much of those sums as
35 may be necessary, are appropriated out of any money in any special
36 fund in the State Treasury to the credit of the proper fund or
37 funds of the agencies or programs specified in the following
38 paragraphs for the fiscal year beginning July 1, 2016, and ending
39 June 30, 2017, as follows:

40 (a) To the State Board of Education for the purpose of
41 defraying the expenses of the State Department of Education,
42 excluding the expenses of the Vocational and Technical Education
43 Division.....\$ 874,513,606.00.



44 (b) To the State Board of Education for the purpose of
45 defraying the expenses of the Vocational and Technical Education
46 Division of the State Department of Education.....
47\$ 20,962,954.00.

48 (c) To the State Board of Education for the purpose of
49 defraying the expenses of the Mississippi Adequate Education
50 Program.....\$ 274,881,462.00.

51 (d) To the State Board of Education for the purpose of
52 defraying the expenses of the Mississippi School for the Blind and
53 the Mississippi School for the Deaf.....\$ 1,927,418.00.

54 TOTAL AMOUNT OF SPECIAL FUNDS APPROPRIATED
55 BY THIS SECTION BEING.....\$ 1,164,443,418.00.

56 **SECTION 3.** Of the funds appropriated in Section 2, One
57 Hundred Twenty-six Thousand Four Hundred Seventy-two Dollars
58 (\$126,472.00), or so much of that sum as may be necessary, is
59 appropriated out of any money in the State Treasury to the credit
60 of the Health Care Expendable Fund to the State Department of
61 Education for the purpose of defraying the expenses of the
62 department for the Mississippi Eye Screening Program for providing
63 vision safety services.

64 **SECTION 4.** Of the funds appropriated in Section 2, the
65 following sums, or so much of those sums as may be necessary, are
66 derived out of any money in the State Treasury to the credit of
67 the Education Enhancement Fund pursuant to Sections 27-65-75 and
68 27-67-31, Mississippi Code of 1972, as follows:



69 (a) To the State Department of Education, excluding the
 70 expenses of the Vocational and Technical Education Division, for
 71 the following purposes:

72	Literacy Initiative and Assessment.....\$	6,333,806.00.
73	Educable Child.....\$	7,000,000.00.
74	Grants to school districts for capital	
75	facilities and buses.....\$	16,000,000.00.
76	Instructional materials.....\$	12,000,000.00.
77	Students with Special Needs.....\$	1,800,000.00.
78	Implementing Performance Based Data	
79	Collection and Accreditation	
80	Model.....\$	274,937.00.
81	Testing.....\$	6,125,670.00.
82	Mississippi School for Math	
83	and Science.....\$	125,000.00.
84	Mississippi School for Fine Arts.....\$	125,000.00.
85	TOTAL.....\$	49,784,413.00.

86 (b) To the State Department of Education to defray the
 87 expenses of the Vocational and Technical Education Division.....
 88\$ 4,937,258.00.

89 (c) To the State Department of Education to provide
 90 funding for the Mississippi Adequate Education Program.....
 91\$ 204,881,462.00.



92 (d) To the State Board of Education for the purpose of
93 defraying the expenses of the Mississippi School for the Blind and
94 the Mississippi School for the Deaf.....\$ 1,207,037.00.

95 **SECTION 5.** Of the funds appropriated in this act, the
96 following positions are authorized for the State Department of
97 Education, excluding the expenses of the Vocational and Technical
98 Education Division:

99 AUTHORIZED POSITIONS:

100	Permanent:	Full Time.....	392
101		Part Time.....	3
102	Time-Limited:	Full Time.....	104
103		Part Time.....	0

104 With the funds herein appropriated, it shall be the agency's
105 responsibility to make certain that funds required to be
106 appropriated for "Personal Services" for Fiscal Year 2018 do not
107 exceed Fiscal Year 2017 funds appropriated for that purpose,
108 unless programs or positions are added to the agency's Fiscal Year
109 2017 budget by the Mississippi Legislature. Based on data
110 provided by the Legislative Budget Office, the State Personnel
111 Board shall determine and publish the projected annual cost to
112 fully fund all appropriated positions in compliance with the
113 provisions of this act. It shall be the responsibility of the
114 agency head to ensure that no single personnel action increases
115 this projected annual cost and/or the Fiscal Year 2017
116 appropriations for "Personal Services" when annualized, with the



117 exception of escalated funds and the award of benchmarks. If, at
118 the time the agency takes any action to change "Personal
119 Services," the State Personnel Board determines that the agency
120 has taken an action which would cause the agency to exceed this
121 projected annual cost or the Fiscal Year 2017 "Personal Services"
122 appropriated level, when annualized, then only those actions which
123 reduce the projected annual cost and/or the appropriation
124 requirement will be processed by the State Personnel Board until
125 such time as the requirements of this provision are met.

126 Any transfers or escalations shall be made in accordance with
127 the terms, conditions and procedures established by law or
128 allowable under the terms set forth within this act. The State
129 Personnel Board shall not escalate positions without written
130 approval from the Department of Finance and Administration. The
131 Department of Finance and Administration shall not provide written
132 approval to escalate any funds for salaries and/or positions
133 without proof of availability of new or additional funds above the
134 appropriated level.

135 No general funds authorized to be expended herein shall be
136 used to replace federal funds and/or other special funds which are
137 being used for salaries authorized under the provisions of this
138 act and which are withdrawn and no longer available.

139 None of the funds herein appropriated shall be used in
140 violation of Internal Revenue Service's Publication 15-A relating



141 to the reporting of income paid to contract employees, as
142 interpreted by the Office of the State Auditor.

143 **SECTION 6.** In compliance with the "Mississippi Performance
144 Budget and Strategic Planning Act of 1994," it is the intent of
145 the Legislature that the funds provided in this act shall be
146 utilized in the most efficient and effective manner possible to
147 achieve the intended mission of the State Department of Education,
148 excluding the expenses of the Vocational and Technical Education
149 Division. Based on the funding authorized, this agency shall make
150 every effort to attain the targeted performance measures provided
151 below:

	FY2017
<u>Performance Measures</u>	<u>Target</u>
Special Education	
Number of Special Education Teachers (FTEs)	5,138.10
2013-2014 IEP Students not Participating in	
Math Assessments	1,183
2013-2014 Percentage of IEP Students	
not Participating in Statewide Math	
Assessments (%)	4.50
2013-14 IEP Students not Participating in	
Statewide Reading Assessments	1,163
2013-14 Percentage of IEP Students	
not Participating in Statewide Reading	
Assessments (%)	4.50



166	Number of Students with an IEP Graduating	
167	with a Standard Diploma	892
168	Child Nutrition	
169	Sites Compliant with Fresh Fruit &	
170	Vegetable Program Standards (%)	100.00
171	Sites Compliant with the National School	
172	Lunch Program (%)	100.00
173	Sites Compliant with the School	
174	Breakfast Program	861
175	Graduation & Career Readiness	
176	Public High School 4-Year Graduation	
177	Rate for 2009-2010 Cohort (Number)	25,946
178	Public High School 4-Year Graduation	
179	Rate for 2009-2010 Cohort (%)	74.50
180	General Administration	
181	Total Dollars Spent on General	
182	Administration (Dollars)	21,277,539.00
183	Percentage of Total Dollars Spent on	
184	General Administration (%)	17.10
185	Turnover Rate at Central Office (%)	5.80
186	Special Schools	
187	Number of Students Enrolled Annually	
188	at MSMS	245
189	Amount of Scholarship Offerings for MSMS	
190	Students Attending College (Dollars)	22,000,000.00



191	Percentage of MSMS Graduating Seniors	
192	Who Earn National Merit or	
193	National Achievement Semifinalist	
194	Status (%)	11.00
195	Average ACT Composite Score	
196	for Graduating Seniors	27.80
197	Average Cost per Student to	
198	Attend MSMS (Dollars)	18,437.00
199	Average ACT Composite Score for Graduating	
200	Seniors at MS School for the Arts	20
201	Percentage of MS School for the Arts	
202	Graduating Seniors Receiving	
203	Scholarship Offers (%)	75.00
204	Early Childhood Education	
205	Early Learning Collaborative Mean	
206	Scaled Score on the Kindergarten	
207	Readiness Assessment for Fall 2014	435.40
208	Early Learning Collaborative Mean	
209	Scaled Score on the Kindergarten	
210	Readiness Assessment for Spring 2015	530.70
211	Teacher Training & Prof Development	
212	Statewide Percentage of 2015-2016	
213	Teachers with Alternative Route	
214	License (%)	10.60
215	Statewide Percentage of 2015-2016	



216	Teachers with Five or More Years	
217	of Experience (%)	69.90
218	Statewide Percentage of 2015-2016	
219	Teachers with Ten or More Years	
220	of Experience (%)	48.40
221	Statewide Average Years of Experience	
222	for 2015-2016 Full-Time Teachers	11
223	Statewide Percentage of 2015-2016	
224	Teachers with Less than Three Years	
225	of Experience (%)	19.30
226	Number of Teachers Retained	
227	Statewide from Previous Year	29,947
228	Percentage of Teachers Retained	
229	Statewide from Previous Year (%)	87.70
230	Elementary Education	
231	Number of Students Taking the Third	
232	Grade Reading Summative Assessment	
233	in May 2015	37,929
234	Percentage of All 3rd Graders Enrolled in	
235	May 2015 that took the Third Grade Reading	
236	Summative Assessment (%)	99.80
237	Statewide Mean Scaled Score on the Third	
238	Grade Reading Summative Assessment	980
239	Minimum Passing Score on the Third	
240	Grade Reading Summative Assessment	926



241	Number of Students Scoring At or Above	
242	Passing Score on the Third Grade	
243	Reading Summative Assessment	35,022
244	Percentage of Students Scoring At or	
245	Above Passing Score on the Third	
246	Grade Reading Summative	
247	Assessment (%)	92.30
248	Secondary Education	
249	Statewide Mean ACT Composite Score	
250	for Juniors Testing in March	17.60
251	Number of 11th Graders Taking	
252	the ACT in May 2015	29,947
253	Percentage of All 11th Graders Enrolled	
254	in March 2015 that took the ACT (%) .	
255	Number of Students Enrolled in One	
256	or More AP Course Grades 9 - 12	13,365
257	Percentage of Students Enrolled in	
258	One or More AP Course Grades	
259	9 - 12 (%)	9.90
260	Compulsory School Attendance	
261	Statewide 2009-2010 Cohort 4-Year	
262	Dropout Rate (%)	13.90
263	School Performance	
264	Percent of 2015-2016 Month 1 Net	
265	Membership in Schools with a	



266	2013-2014 Accountability Rating	
267	of A (%)	19.30
268	Percent of 2015-2016 Month 1 Net	
269	Membership in Schools with a	
270	2013-2014 Accountability Rating	
271	of B (%)	29.50
272	Percent of 2015-2016 Month 1 Net	
273	Membership in Schools with a	
274	2013-2014 Accountability Rating	
275	of C (%)	25.10
276	Percent of 2015-2016 Month 1 Net	
277	Membership in Schools with a	
278	2013-2014 Accountability Rating	
279	of D (%)	12.80
280	Percent of 2015-2016 Month 1 Net	
281	Membership in Schools with a	
282	2013-2014 Accountability Rating	
283	of F (%)	1.60
284	Percent of 2015-2016 Month 1 Net	
285	Membership in Schools without a	
286	2013-2014 Accountability Rating (%).	

287 A reporting of the degree to which the performance targets
288 set above have been or are being achieved shall be provided in the
289 agency's budget request submitted to the Joint Legislative Budget
290 Committee for Fiscal Year 2018.



291 **SECTION 7.** In compliance with the "Mississippi Performance
 292 Budget and Strategic Planning Act of 1994," it is the intent of
 293 the Legislature that the funds provided in this act shall be
 294 utilized in the most efficient and effective manner possible to
 295 achieve the intended mission of the Mississippi Adequate Education
 296 Program. Based on the funding authorized, this agency shall make
 297 every effort to attain the targeted performance measures provided
 298 below:

299		FY2017
300	<u>Performance Measures</u>	<u>Target</u>
301	Basic Program	
302	Increase Students Passing Algebra I	
303	Subject Area Test (SAPT2) (%)	1.00
304	2011-2012 Baseline: 81.90%	
305	Increase Students Passing Biology I	
306	Subject Area Test (SATP2) (%)	2.00
307	2011-2012 Baseline: 74.70%	
308	Increase Students Passing English II	
309	Subject Area Test (SATP2) (%)	2.00
310	2011-2012 Baseline: 73.10%	
311	Increase Students Passing US History	
312	Subject Area Test (SAPT2) (%)	2.00
313	2011-2012 Baseline: 72.90%	
314	Increase Students Scoring Proficient or Above	
315	on Mississippi Curriculum Test (MCT2) in	



316 Grades 3-8 in Reading/Language Arts (%) 2.50

317 2011-2012 Baseline: 56.50%

318 Increase Students Scoring Proficient

319 or Above on Mississippi Curriculum

320 Test (MCT2) in Grades 3-8 in Math (%) 2.50

321 2011-2012 Baseline: 63.50%

322 A reporting of the degree to which the performance targets
323 set above have been or are being achieved shall be provided in the
324 agency's budget request submitted to the Joint Legislative Budget
325 Committee for Fiscal Year 2018.

326 **SECTION 8.** In compliance with the "Mississippi Performance
327 Budget and Strategic Planning Act of 1994," it is the intent of
328 the Legislature that the funds provided in this act shall be
329 utilized in the most efficient and effective manner possible to
330 achieve the intended mission of the School for the Blind and Deaf
331 of the State Department of Education. Based on the funding
332 authorized, this agency shall make every effort to attain the
333 targeted performance measures provided below:

334 FY2017

335 Performance Measures Target

336 Instruction

337 School for the Blind - Increase Graduation

338 Rate for Visually Impaired Students (%) 70.00

339 2011-2012 Baseline: 50.00%

340 School for the Deaf - Increase Number of



341 Students Receiving Standard &
342 Occupational Diploma (%) 87.00
343 2011-2012 Baseline: 75.00%

344 Student Services

345 School for the Blind - Increase Eligible High
346 School Students Working Part-Time (%) 60.00
347 2011-2012 Baseline: 34.00%

348 Operation & Maintenance

349 Number of Persons Served Through
350 Community Sign Language Classes 160

351 Number of Parents Served Through
352 Community Sign Language Classes 70

353 **SECTION 9.** No school district shall expend any funds,
354 received under the School Ad Valorem Reduction Grant, unless such
355 school district has specifically identified the amount of the
356 grant within the published budget as required by Section 37-61-9,
357 Mississippi Code of 1972. The published budget shall include the
358 following statement: "Ad Valorem taxes will be \$_____ less as
359 a result of the Ad Valorem Reduction Grants enacted by the
360 Mississippi Legislature in 1992."

361 **SECTION 10.** Of the funds appropriated in Section 2, Two
362 Million One Hundred Thousand Dollars (\$2,100,000.00) shall be
363 derived from the Technology in Classroom Fund 3203 for the purpose
364 of defraying the expenses of the State Department of Education,



365 excluding the expenses of the Vocational and Technical Education
366 Division.

367 **SECTION 11.** Of the funds appropriated in Section 2, funds in
368 the amount of One Million Dollars (\$1,000,000.00) shall come from
369 income derived from the principal of the Education Improvement
370 Trust Fund created by Section 206A, Mississippi Constitution of
371 1890, and One Million Dollars (\$1,000,000.00) shall be used for
372 the School for Math and Science.

373 **SECTION 12.** Of the funds appropriated under the provisions
374 of this act, the following positions are authorized for the
375 Vocational and Technical Education Division of the State
376 Department of Education:

377 AUTHORIZED POSITIONS:

378	Permanent:	Full Time.....	51
379		Part Time.....	0
380	Time-Limited:	Full Time.....	5
381		Part Time.....	0

382 With the funds herein appropriated, it shall be the agency's
383 responsibility to make certain that funds required to be
384 appropriated for "Personal Services" for Fiscal Year 2018 do not
385 exceed Fiscal Year 2017 funds appropriated for that purpose,
386 unless programs or positions are added to the agency's Fiscal Year
387 2017 budget by the Mississippi Legislature. Based on data
388 provided by the Legislative Budget Office, the State Personnel
389 Board shall determine and publish the projected annual cost to



390 fully fund all appropriated positions in compliance with the
391 provisions of this act. It shall be the responsibility of the
392 agency head to ensure that no single personnel action increases
393 this projected annual cost and/or the Fiscal Year 2017
394 appropriations for "Personal Services" when annualized, with the
395 exception of escalated funds and the award of benchmarks. If, at
396 the time the agency takes any action to change "Personal
397 Services," the State Personnel Board determines that the agency
398 has taken an action which would cause the agency to exceed this
399 projected annual cost or the Fiscal Year 2017 "Personal Services"
400 appropriated level, when annualized, then only those actions which
401 reduce the projected annual cost and/or the appropriation
402 requirement will be processed by the State Personnel Board until
403 such time as the requirements of this provision are met.

404 Any transfers or escalations shall be made in accordance with
405 the terms, conditions and procedures established by law or
406 allowable under the terms set forth within this act. The State
407 Personnel Board shall not escalate positions without written
408 approval from the Department of Finance and Administration. The
409 Department of Finance and Administration shall not provide written
410 approval to escalate any funds for salaries and/or positions
411 without proof of availability of new or additional funds above the
412 appropriated level.

413 No general funds authorized to be expended herein shall be
414 used to replace federal funds and/or other special funds which are



415 being used for salaries authorized under the provisions of this
416 act and which are withdrawn and no longer available.

417 None of the funds herein appropriated shall be used in
418 violation of Internal Revenue Service's Publication 15-A relating
419 to the reporting of income paid to contract employees, as
420 interpreted by the Office of the State Auditor.

421 **SECTION 13.** In compliance with the "Mississippi Performance
422 Budget and Strategic Planning Act of 1994," it is the intent of
423 the Legislature that the funds provided in this act shall be
424 utilized in the most efficient and effective manner possible to
425 achieve the intended mission of the Vocational and Technical
426 Education Division of the State Department of Education. Based on
427 the funding authorized, this agency shall make every effort to
428 attain the targeted performance measures provided below:

	FY2017
<u>Performance Measures</u>	<u>Target</u>
431 Secondary Programs	
432 Increase Career & Technical Education	
433 (CTE) Student Completers' Placement	
434 Rate (%)	1.00
435 2011-2012 Baseline: 89.00%	
436 Increase Students Served in CTE (%)	3.00
437 2011-2012 Baseline: 2,785	
438 Decrease Number of Schools with	
439 Graduation Rate Less than 80%	160.00



440 Increase the Percentage of Students
441 Who Graduated 77.00
442 Increase the Percentage of 11th Grade
443 Students Who are College
444 or Career Ready as Measured by the ACT 10.00
445 Post-secondary Programs
446 Short Term Adult Programs (Num of Classes) 255

447 A reporting of the degree to which the performance targets
448 set above have been or are being achieved shall be provided in the
449 agency's budget request submitted to the Joint Legislative Budget
450 Committee for Fiscal Year 2018.

451 **SECTION 14.** Of the funds appropriated in this act, an amount
452 not to exceed Two Hundred Twenty-nine Thousand Six Hundred
453 Eighty-four Dollars (\$229,684.00) is authorized for the support of
454 vocational and technical education programs as authorized in
455 Section 37-31-13, Mississippi Code of 1972, for a period in excess
456 of ten (10) months in a calendar year.

457 **SECTION 15.** It is the intention of the Legislature that the
458 Vocational and Technical Education Division of the State
459 Department of Education shall, with the funds appropriated in
460 Section 1, transfer no more than One Hundred Thousand Dollars
461 (\$100,000.00) to the Mississippi Soil and Water Conservation
462 Commission for the purpose of providing matching funds to purchase
463 soil conservation equipment.



464 **SECTION 16.** Of the funds appropriated in this act, no more
465 than One Hundred Seventy-five Thousand Dollars (\$175,000.00) is
466 provided for the purpose of supporting the Future Farmers of
467 America Center.

468 **SECTION 17.** The State Department of Education shall transfer
469 the designated amounts to the appropriate entities, which shall
470 assume full responsibility for the expenditure of these funds in
471 accordance with state laws and accept all responsibility for any
472 improper expenditure, for the following:

473 Chalkable Learning Earnings Pilot Program	100,000
474 Detention Centers	1,000,000
475 Digital Interactive Learning	1,200,000
476 Drop-out Prevention at Star Academy	500,000
477 Dubard School	625,000
478 Dyslexia Program	325,000
479 IHL-Alternative Route Certification Program	40,400
480 Jobs for MS Graduates, Inc.	1,000,000
481 Learning thru Sports/Kids College	785,000
482 Life Tracks (SLDS)	1,600,000
483 Literacy Based Promotion Pilot Program	700,000
484 Magee Enterprise Learning Lab	200,000
485 Magnolia Speech School	542,541
486 Mississippi Arts Commission-Arts Institute	40,000
487 MS Autism	200,000
488 MS Construction Education Program	225,000



489	MS Symphony	50,000
490	New Learning Resource, Inc.	50,000
491	Principal Corp.	500,000
492	Safe Hearts Program	100,000
493	Save the Children Program	150,000
494	Sight Savers	426,472
495	Teach for America	2,000,000
496	Teacher Corp.	185,000
497	USM - Autism Program	50,000
498	Children's Center for Communication & Development	717,540
499	Very Special Arts Program	40,000
500	Vision Screening Research	223,528
501	World Class Teacher Program	600,000
502	Drop-out Prevention Vicksburg - Leader in Me	100,000
503	University of Mississippi - Willie Price Lab School	250,000
504	Algebra Nation	200,000
505	WorkKeys - Brookhaven Pilot	25,000
506	USM - Statewide Bicentennial Celebration	85,000
507	Total	15,135,481

508 **SECTION 18.** It is the intention of the Legislature that the
509 Department of Education shall obtain a research methodology from a
510 provider that consists of a research prescription for each program
511 to be funded through the amounts set in Section 17. This research
512 methodology shall be made in consultation with PEER Committee
513 staff. Copies of such methodologies shall be provided to the



514 Department of Finance and Administration and the Legislative
515 Budget Office. The following shall provide the reports: Chalkable
516 Learning Earnings Pilot Program, Magee Enterprise Learning Lab and
517 Smart Labs, Jobs for Mississippi Graduates, Learning through
518 Sports, Dropout Prevention at Star Academy, Literacy Based
519 Promotion Pilot Program (Amplify), Save the Children, Algebra
520 Nation, WorkKeys - Pilot for Brookhaven.

521 **SECTION 19.** Of the funds appropriated in this act, an amount
522 not to exceed One Million Eight Hundred Thousand Dollars
523 (\$1,800,000.00) shall be used for technological methods for
524 agricultural programs, computer science, engineering or robotic
525 engineering programs and equipment upgrades and Mississippi
526 Elementary (ME) STEM and STEAM programs from the Career and
527 Technical Education Division of the State Department of Education.

528 **SECTION 20.** Of the funds appropriated in Section 1, the sum
529 of Sixty-two Thousand One Hundred Ninety-one Dollars (\$62,191.00),
530 which is the aggregate sum that the school districts in the
531 Chickasaw Cession receive annually from interest payments from the
532 Chickasaw School Fund under Section 212, Mississippi Constitution
533 of 1890, shall be deducted from the allocations to the school
534 districts as provided in Section 29-3-137, Mississippi Code of
535 1972, and shall be distributed among the school districts in the
536 Chickasaw Cession by the State Department of Education in the
537 manner that those interest payments were distributed during Fiscal
538 Year 1985.



539 **SECTION 21.** Of the funds provided in this act for the
540 purpose of funding the Mississippi Adequate Education Program as
541 determined under Section 37-151-7, Mississippi Code of 1972, the
542 base student cost in Fiscal Year 2017 shall be Five Thousand Three
543 Hundred Fifty-eight Dollars and Ninety-nine Cents (\$5,358.99).

544 **SECTION 22.** Of the funds appropriated in this act, an amount
545 not more than Fifty Million Dollars (\$50,000,000.00) shall be
546 derived from the Interim School District Capital Expenditure Fund
547 for the benefit of the school districts as authorized in Section
548 37-151-7(5), Mississippi Code of 1972.

549 **SECTION 23.** Of the funds appropriated under the provisions
550 of this act, the following positions are authorized for the
551 Mississippi School for the Blind and the Mississippi School for
552 the Deaf:

553 AUTHORIZED POSITIONS:

554	Permanent:	Full Time.....	181
555		Part Time.....	18
556	Time-Limited:	Full Time.....	1
557		Part Time.....	0

558 With the funds herein appropriated, it shall be the agency's
559 responsibility to make certain that funds required to be
560 appropriated for "Personal Services" for Fiscal Year 2018 do not
561 exceed Fiscal Year 2017 funds appropriated for that purpose,
562 unless programs or positions are added to the agency's Fiscal Year
563 2017 budget by the Mississippi Legislature. Based on data



564 provided by the Legislative Budget Office, the State Personnel
565 Board shall determine and publish the projected annual cost to
566 fully fund all appropriated positions in compliance with the
567 provisions of this act. It shall be the responsibility of the
568 agency head to ensure that no single personnel action increases
569 this projected annual cost and/or the Fiscal Year 2017
570 appropriations for "Personal Services" when annualized, with the
571 exception of escalated funds and the award of benchmarks. If, at
572 the time the agency takes any action to change "Personal
573 Services," the State Personnel Board determines that the agency
574 has taken an action which would cause the agency to exceed this
575 projected annual cost or the Fiscal Year 2017 "Personal Services"
576 appropriated level, when annualized, then only those actions which
577 reduce the projected annual cost and/or the appropriation
578 requirement will be processed by the State Personnel Board until
579 such time as the requirements of this provision are met.

580 Any transfers or escalations shall be made in accordance with
581 the terms, conditions and procedures established by law or
582 allowable under the terms set forth within this act. The State
583 Personnel Board shall not escalate positions without written
584 approval from the Department of Finance and Administration. The
585 Department of Finance and Administration shall not provide written
586 approval to escalate any funds for salaries and/or positions
587 without proof of availability of new or additional funds above the
588 appropriated level.



589 No general funds authorized to be expended herein shall be
590 used to replace federal funds and/or other special funds which are
591 being used for salaries authorized under the provisions of this
592 act and which are withdrawn and no longer available.

593 None of the funds herein appropriated shall be used in
594 violation of Internal Revenue Service's Publication 15-A relating
595 to the reporting of income paid to contract employees, as
596 interpreted by the Office of the State Auditor.

597 **SECTION 24.** With the funds provided in this act, it is the
598 intention of the Legislature that School Attendance Officers and
599 academic teachers at the Mississippi School for the Deaf and the
600 Mississippi School for the Blind shall receive their annual
601 increment.

602 **SECTION 25.** It is the intention of the Legislature that the
603 State Board of Education shall maintain complete accounting and
604 personnel records related to the expenditure of all funds
605 appropriated in this act and that those records shall be in the
606 same format and level of details as maintained for Fiscal Year
607 2016. It is further the intention of the Legislature that the
608 budget requests for Fiscal Year 2018 shall be submitted to the
609 Joint Legislative Budget Committee in a format and level of detail
610 comparable to the format and level of detail provided during the
611 Fiscal Year 2017 budget request process for each agency and
612 institution appropriated funds within the provisions of this act.



613 **SECTION 26.** Of the funds appropriated in Section 1 to the
614 State Board of Education, not less than Twenty-two Million Six
615 Hundred Thousand Dollars (\$22,600,000.00) shall be used for
616 National Board Certification.

617 **SECTION 27.** Of the funds appropriated in Section 1 and
618 Section 2 not less than Fifteen Million Fifty-eight Thousand
619 Dollars (\$15,058,000.00) shall be used for the Educable Child
620 Program.

621 **SECTION 28.** The public school districts of the state are
622 authorized at their discretion to pay with local funds one hundred
623 percent (100%) of the cost of the health insurance premiums of the
624 State and School Employees Health Insurance Plan for all retired
625 members of the Public Employees' Retirement System who are
626 employed as school bus drivers by the school districts. It is the
627 intention of the Legislature that no state funds shall be used for
628 this purpose.

629 **SECTION 29.** Of the funds appropriated for Fiscal Year 2017
630 for the Educable Child Program, the Mississippi Department of
631 Education is authorized to pay the remaining balance up to Two
632 Million Dollars (\$2,000,000.00) for Fiscal Year 2016 claims.

633 **SECTION 30.** It is the intention of the Legislature that
634 whenever two (2) or more bids are received by this agency for the
635 purchase of commodities or equipment, and whenever all things
636 stated in those received bids are equal with respect to price,
637 quality and service, the Mississippi Industries for the Blind



638 shall be given preference. A similar preference shall be given to
639 the Mississippi Industries for the Blind whenever purchases are
640 made without competitive bids.

641 **SECTION 31.** Of the funds appropriated in Section 1, not less
642 than Six Million Five Hundred Forty-one Thousand Six Hundred Fifty
643 Dollars (\$6,541,650.00) shall be used for the Compulsory School
644 Attendance Office and School Attendance Officers.

645 **SECTION 32.** Of the funds appropriated in this act, it is the
646 intention of the Legislature that Three Million Six Hundred
647 Thousand Dollars (\$3,600,000.00) shall be used for the Mary
648 Kirkpatrick-Mary Sprayberry Public School Nurse Program. The
649 amount of Three Million Six Hundred Thousand Dollars
650 (\$3,600,000.00) is provided from the Department of Health.

651 **SECTION 33.** The State Department of Education shall contract
652 with a Certified Public Accountant to calculate components of the
653 Mississippi Adequate Education Program to include the base student
654 cost, school district allocations, total program cost, add-on
655 programs, and any other required components of Section 37-151-7,
656 Mississippi Code of 1972. The contractor shall be responsible for
657 calculating the estimates of these components due to the
658 Legislative Budget Office and the Governor by August 1 and the
659 final estimates due to the Legislative Budget Office and the
660 Governor no later than January 2. A report detailing the funding
661 of this contract shall be submitted by the State Department of
662 Education to the Legislature no later than January 30, 2017.



663 **SECTION 34.** Of the funds appropriated in this act, it is the
664 intention of the Legislature that Twenty Million Dollars
665 (\$20,000,000.00) from the Public School Building Fund shall be
666 used for the Mississippi Adequate Education Program.

667 **SECTION 35.** It is the intention of the Legislature that the
668 State Board of Education shall charge a fee for room and board for
669 students who enroll in the Mississippi School for Mathematics and
670 Science and the Mississippi School of Arts. Such fees will be
671 waived for any student enrolled in the State Children's Health
672 Insurance Program. The amount of such fees shall be Five Hundred
673 Dollars (\$500.00) for each semester.

674 **SECTION 36.** It is the intent of the Legislature that each
675 eligible employee who meets the National Board requirements under
676 Section 37-19-7(2), Mississippi Code of 1972, shall be paid the
677 full supplement and that such supplement shall be included on a
678 prorated basis in the employee's monthly paycheck.

679 **SECTION 37.** It is the intention of the Legislature that the
680 Mississippi Department of Education may loan any general or
681 special source fund amount, not to exceed Five Million Dollars
682 (\$5,000,000.00), to any school district for the purpose of
683 providing funds to school districts through the Emergency
684 Assistance Fund as outlined in Section 37-17-6, Mississippi Code
685 of 1972, during the period beginning July 1, 2016, and ending
686 June 30, 2017. The school districts receiving these loans shall



687 repay the Mississippi Department of Education the amount of the
688 loan on or before June 30, 2017.

689 **SECTION 38.** Of the funds appropriated in Section 1(a), Seven
690 Hundred Thousand Dollars (\$700,000.00) shall be transferred to the
691 Board of Health no later than December 31, 2016.

692 **SECTION 39.** Any school district receiving funds through Save
693 the Children and Learning Through Sports/Kids College may provide
694 a ten percent (10%) match from local funds for implementation of
695 the program.

696 **SECTION 40.** Of the funds appropriated in Section 1(a), Three
697 Million Five Hundred Thousand Dollars (\$3,500,000.00) is provided
698 for the Mississippi Community Oriented Policing Services in
699 Schools (MCOPS) grant program.

700 **SECTION 41.** Of the funds appropriated in Section 1(a), Four
701 Million Dollars (\$4,000,000.00) is provided for an Early Childhood
702 Education Initiative program. Of the funds provided herein, it is
703 the intention of the Legislature that no new funds may be expended
704 to defray the costs of any pre-kindergarten program that has not
705 been determined by the Joint Legislative Committee on Performance
706 Evaluation and Expenditure Review to be evidence-based.

707 **SECTION 42.** Of the funds appropriated in Section 1(a) and
708 Section 4(a), Fifteen Million Dollars (\$15,000,000.00) shall be
709 used for the Literacy Initiative and Assessment.



710 **SECTION 43.** Of the funds appropriated in Section 1(b), Two
711 Hundred Thousand Dollars (\$200,000.00) is provided for the Smart
712 Lab project.

713 **SECTION 44.** None of the funds provided herein may be
714 expended to make payments or transfers to the Mississippi
715 Association of School Superintendents.

716 **SECTION 45.** Of the funds appropriated herein, funding is
717 provided for the ACT test, which is the college readiness portion
718 of the state accountability model.

719 **SECTION 46.** The following sum, or so much thereof as may be
720 necessary, is hereby reappropriated out of any money in the State
721 General Fund not otherwise appropriated, for the State of
722 Education for the purpose of reauthorizing the expenditure of
723 State General Funds, as authorized in HB 1536, 2015 Regular
724 Session to provide additional funding for general education
725 purposes for the fiscal year beginning July 1, 2016 and ending
726 June 30, 2017.....\$5,000,000.00.



727 writing to the Chairman of the House Appropriations Committee by
728 the Director of the Legislative Budget Office.

729 **SECTION 47.** The money appropriated in this act shall be paid
730 by the State Treasurer out of any money in the proper fund or
731 funds as set forth in this act, upon warrants issued by the State
732 Fiscal Officer; and the State Fiscal Officer shall issue his
733 warrants upon requisitions signed by the proper person, officer or
734 officers in the manner provided by law.

735 **SECTION 48.** This act shall take effect and be in force from
736 and after July 1, 2016; and shall stand repealed from and after
737 June 30, 2016.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF FUNDING
2 K-12 AND OTHER RELATED EDUCATIONAL ACTIVITIES, INCLUDING CERTAIN
3 AGENCIES AND PROGRAMS, IN THE STATE OF MISSISSIPPI, FOR THE FISCAL
4 YEAR 2017.

CONFEREES FOR THE HOUSE

CONFEREES FOR THE SENATE

X (SIGNED)
Frierson

X (SIGNED)
Clarke

X (SIGNED)
Moore

X (SIGNED)
Tollison

X (SIGNED)
Huddleston (15th)

X (SIGNED)
Branning

