

By: Representatives Bennett, McCarty,
 Felsher, Owen, Oliver, Miles, Eure, McKnight,
 Jackson, Barton, McLean, Harness, Sanford,
 Cockerham, Turner, Mangold, Barnett, Ford
 (73rd), Crawford, Steverson, Bain,
 Massengill, Gunn, Newman, Rushing, Pigott, Morgan, Kinkade, Calvert,
 Creekmore IV, Smith, Tullos, Goodin, Lancaster, Hood, Carpenter, Gibbs
 (36th), Reynolds, Clarke, Karriem, Scoggin, Crudup, Robinson, Boyd,
 Stamps, Foster, Clark, Thompson, Tubb, Summers, Faulkner, Johnson,
 Hines, Mickens, Taylor, Darnell

To: Appropriations

HOUSE BILL NO. 530
 (As Sent to Governor)

1 AN ACT TO AMEND SECTION 37-19-7, MISSISSIPPI CODE OF 1972,
 2 FOR THE PURPOSE OF PROVIDING FOR AN INCREASE TO THE MINIMUM
 3 TEACHER SALARY SCALE; TO DELETE THE CAP ON THE NUMBER OF NATIONAL
 4 BOARD-CERTIFIED NURSES AND SPEECH-LANGUAGE PATHOLOGISTS AND
 5 AUDIOLOGISTS EMPLOYED BY SCHOOL DISTRICTS WHO ARE ALLOWED TO
 6 RECEIVE THE SALARY SUPPLEMENT FOR NATIONAL BOARD CERTIFICATION; TO
 7 REQUIRE THE PAYMENT OF AN ANNUAL SALARY SUPPLEMENT TO
 8 STATE-LICENSED ATHLETIC TRAINERS EMPLOYED BY A SCHOOL DISTRICT WHO
 9 HAVE ACQUIRED NATIONAL BOARD CERTIFICATION; TO AMEND SECTION
 10 37-21-7, MISSISSIPPI CODE OF 1972, TO PROVIDE FOR AN INCREASE TO
 11 THE MINIMUM BASE SALARY FOR TEACHER ASSISTANTS; AND FOR RELATED
 12 PURPOSES.

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

14 **SECTION 1.** Section 37-19-7, Mississippi Code of 1972, is
 15 amended as follows:

16 37-19-7. (1) The allowance in the Mississippi Adequate
 17 Education Program for teachers' salaries in each * * * public
 18 school district shall be determined and paid in accordance with
 19 the scale for teachers' salaries as provided in this subsection.
 20 For teachers holding the following types of licenses or the
 21 equivalent as determined by the State Board of Education, and the
 22 following number of years of teaching experience, the scale shall
 23 be as follows:



24 * * *

25 **2022-2023 AND SUBSEQUENT SCHOOL YEARS MINIMUM SALARY SCHEDULE**

26	<u>Exp.</u>	<u>AAAA</u>	<u>AAA</u>	<u>AA</u>	<u>A</u>
27	<u>0</u>	<u>45,500.00</u>	<u>44,000.00</u>	<u>43,000.00</u>	<u>41,500.00</u>
28	<u>1</u>	<u>46,100.00</u>	<u>44,550.00</u>	<u>43,525.00</u>	<u>41,900.00</u>
29	<u>2</u>	<u>46,700.00</u>	<u>45,100.00</u>	<u>44,050.00</u>	<u>42,300.00</u>
30	<u>3</u>	<u>47,300.00</u>	<u>45,650.00</u>	<u>44,575.00</u>	<u>42,700.00</u>
31	<u>4</u>	<u>47,900.00</u>	<u>46,200.00</u>	<u>45,100.00</u>	<u>43,100.00</u>
32	<u>5</u>	<u>49,250.00</u>	<u>47,500.00</u>	<u>46,350.00</u>	<u>44,300.00</u>
33	<u>6</u>	<u>49,850.00</u>	<u>48,050.00</u>	<u>46,875.00</u>	<u>44,700.00</u>
34	<u>7</u>	<u>50,450.00</u>	<u>48,600.00</u>	<u>47,400.00</u>	<u>45,100.00</u>
35	<u>8</u>	<u>51,050.00</u>	<u>49,150.00</u>	<u>47,925.00</u>	<u>45,500.00</u>
36	<u>9</u>	<u>51,650.00</u>	<u>49,700.00</u>	<u>48,450.00</u>	<u>45,900.00</u>
37	<u>10</u>	<u>53,000.00</u>	<u>51,000.00</u>	<u>49,700.00</u>	<u>47,100.00</u>
38	<u>11</u>	<u>53,600.00</u>	<u>51,550.00</u>	<u>50,225.00</u>	<u>47,500.00</u>
39	<u>12</u>	<u>54,200.00</u>	<u>52,100.00</u>	<u>50,750.00</u>	<u>47,900.00</u>
40	<u>13</u>	<u>54,800.00</u>	<u>52,650.00</u>	<u>51,275.00</u>	<u>48,300.00</u>
41	<u>14</u>	<u>55,400.00</u>	<u>53,200.00</u>	<u>51,800.00</u>	<u>48,700.00</u>
42	<u>15</u>	<u>56,750.00</u>	<u>54,500.00</u>	<u>53,050.00</u>	<u>49,900.00</u>
43	<u>16</u>	<u>57,350.00</u>	<u>55,050.00</u>	<u>53,575.00</u>	<u>50,300.00</u>
44	<u>17</u>	<u>57,950.00</u>	<u>55,600.00</u>	<u>54,100.00</u>	<u>50,700.00</u>
45	<u>18</u>	<u>58,550.00</u>	<u>56,150.00</u>	<u>54,625.00</u>	<u>51,100.00</u>
46	<u>19</u>	<u>59,150.00</u>	<u>56,700.00</u>	<u>55,150.00</u>	<u>51,500.00</u>
47	<u>20</u>	<u>60,500.00</u>	<u>58,000.00</u>	<u>56,400.00</u>	<u>52,700.00</u>
48	<u>21</u>	<u>61,100.00</u>	<u>58,550.00</u>	<u>56,925.00</u>	<u>53,100.00</u>



49	<u>22</u>	<u>61,700.00</u>	<u>59,100.00</u>	<u>57,450.00</u>	<u>53,500.00</u>
50	<u>23</u>	<u>62,300.00</u>	<u>59,650.00</u>	<u>57,975.00</u>	<u>53,900.00</u>
51	<u>24</u>	<u>62,900.00</u>	<u>60,200.00</u>	<u>58,500.00</u>	<u>54,300.00</u>
52	<u>25</u>	<u>65,400.00</u>	<u>62,700.00</u>	<u>61,000.00</u>	<u>56,800.00</u>
53	<u>26</u>	<u>66,000.00</u>	<u>63,250.00</u>	<u>61,525.00</u>	<u>57,200.00</u>
54	<u>27</u>	<u>66,600.00</u>	<u>63,800.00</u>	<u>62,050.00</u>	<u>57,600.00</u>
55	<u>28</u>	<u>67,200.00</u>	<u>64,350.00</u>	<u>62,575.00</u>	<u>58,000.00</u>
56	<u>29</u>	<u>67,800.00</u>	<u>64,900.00</u>	<u>63,100.00</u>	<u>58,400.00</u>
57	<u>30</u>	<u>68,400.00</u>	<u>65,450.00</u>	<u>63,625.00</u>	<u>58,800.00</u>
58	<u>31</u>	<u>69,000.00</u>	<u>66,000.00</u>	<u>64,150.00</u>	<u>59,200.00</u>
59	<u>32</u>	<u>69,600.00</u>	<u>66,550.00</u>	<u>64,675.00</u>	<u>59,600.00</u>
60	<u>33</u>	<u>70,200.00</u>	<u>67,100.00</u>	<u>65,200.00</u>	<u>60,000.00</u>
61	<u>34</u>	<u>70,800.00</u>	<u>67,650.00</u>	<u>65,725.00</u>	<u>60,400.00</u>
62	<u>35</u>				
63	<u>& above</u>	<u>71,400.00</u>	<u>68,200.00</u>	<u>66,250.00</u>	<u>60,800.00</u>

64 It is the intent of the Legislature that any state funds made
65 available for salaries of licensed personnel in excess of the
66 funds paid for such salaries for the 1986-1987 school year shall
67 be paid to licensed personnel pursuant to a personnel appraisal
68 and compensation system implemented by the State Board of
69 Education. The State Board of Education shall have the authority
70 to adopt and amend rules and regulations as are necessary to
71 establish, administer and maintain the system.

72 All teachers employed on a full-time basis shall be paid a
73 minimum salary in accordance with the above scale. However, no



74 school district shall receive any funds under this section for any
75 school year during which the local supplement paid to any
76 individual teacher shall have been reduced to a sum less than that
77 paid to that individual teacher for performing the same duties
78 from local supplement during the immediately preceding school
79 year. The amount actually spent for the purposes of group health
80 and/or life insurance shall be considered as a part of the
81 aggregate amount of local supplement but shall not be considered a
82 part of the amount of individual local supplement.

83 The level of professional training of each teacher to be used
84 in establishing the salary allotment for the teachers for each
85 year shall be determined by the type of valid teacher's license
86 issued to those teachers on or before October 1 of the current
87 school year. * * * However, * * * school districts are
88 authorized, in their discretion, to negotiate the salary levels
89 applicable to * * * licensed employees who are receiving
90 retirement benefits from the retirement system of another state,
91 and the annual experience increment provided above in Section
92 37-19-7 shall not be applicable to any such retired certificated
93 employee.

94 (2) (a) The following employees shall receive an annual
95 salary supplement in the amount of Six Thousand Dollars
96 (\$6,000.00), plus fringe benefits, in addition to any other
97 compensation to which the employee may be entitled:



98 (i) Any licensed teacher who has met the
99 requirements and acquired a Master Teacher certificate from the
100 National Board for Professional Teaching Standards and who is
101 employed by a local school board or the State Board of Education
102 as a teacher and not as an administrator. Such teacher shall
103 submit documentation to the State Department of Education that the
104 certificate was received prior to October 15 in order to be
105 eligible for the full salary supplement in the current school
106 year, or the teacher shall submit such documentation to the State
107 Department of Education prior to February 15 in order to be
108 eligible for a prorated salary supplement beginning with the
109 second term of the school year.

110 (ii) A licensed nurse who has met the requirements
111 and acquired a certificate from the National Board for
112 Certification of School Nurses, Inc., and who is employed by a
113 local school board or the State Board of Education as a school
114 nurse and not as an administrator. The licensed school nurse
115 shall submit documentation to the State Department of Education
116 that the certificate was received before October 15 in order to be
117 eligible for the full salary supplement in the current school
118 year, or the licensed school nurse shall submit the documentation
119 to the State Department of Education before February 15 in order
120 to be eligible for a prorated salary supplement beginning with the
121 second term of the school year. * * *



122 (iii) Any licensed school counselor who has met
123 the requirements and acquired a National Certified School
124 Counselor (NCSC) endorsement from the National Board of Certified
125 Counselors and who is employed by a local school board or the
126 State Board of Education as a counselor and not as an
127 administrator. Such licensed school counselor shall submit
128 documentation to the State Department of Education that the
129 endorsement was received prior to October 15 in order to be
130 eligible for the full salary supplement in the current school
131 year, or the licensed school counselor shall submit such
132 documentation to the State Department of Education prior to
133 February 15 in order to be eligible for a prorated salary
134 supplement beginning with the second term of the school year.
135 However, any school counselor who started the National Board for
136 Professional Teaching Standards process for school counselors
137 between June 1, 2003, and June 30, 2004, and completes the
138 requirements and acquires the Master Teacher certificate shall be
139 entitled to the master teacher supplement, and those counselors
140 who complete the process shall be entitled to a one-time
141 reimbursement for the actual cost of the process as outlined in
142 paragraph (b) of this subsection.

143 (iv) Any licensed speech-language pathologist and
144 audiologist who has met the requirements and acquired a
145 Certificate of Clinical Competence from the American
146 Speech-Language-Hearing Association and any certified academic



147 language therapist (CALT) who has met the certification
148 requirements of the Academic Language Therapy Association and who
149 is employed by a local school board * * *. The licensed
150 speech-language pathologist and audiologist and certified academic
151 language therapist shall submit documentation to the State
152 Department of Education that the certificate or endorsement was
153 received before October 15 in order to be eligible for the full
154 salary supplement in the current school year, or the licensed
155 speech-language pathologist and audiologist and certified academic
156 language therapist shall submit the documentation to the State
157 Department of Education before February 15 in order to be eligible
158 for a prorated salary supplement beginning with the second term of
159 the school year. * * *

160 (v) Any licensed athletic trainer who has met the
161 requirements and acquired Board Certification for the Athletic
162 Trainer from the Board of Certification, Inc., and who is employed
163 by a local school board or the State Board of Education as an
164 athletic trainer and not as an administrator. The licensed
165 athletic trainer shall submit documentation to the State
166 Department of Education that the certificate was received before
167 October 15 in order to be eligible for the full salary supplement
168 in the current school year, or the licensed athletic trainer shall
169 submit the documentation to the State Department of Education
170 before February 15 in order to be eligible for a prorated salary
171 supplement beginning with the second term of the school year.



172 (b) An employee shall be reimbursed for the actual cost
173 of completing each component of acquiring the certificate or
174 endorsement, excluding any costs incurred for postgraduate
175 courses, not to exceed Five Hundred Dollars (\$500.00) for each
176 component, not to exceed four (4) components, for a teacher,
177 school counselor or speech-language pathologist and audiologist,
178 regardless of whether or not the process resulted in the award of
179 the certificate or endorsement. A local school district or any
180 private individual or entity may pay the cost of completing the
181 process of acquiring the certificate or endorsement for any
182 employee of the school district described under paragraph (a), and
183 the State Department of Education shall reimburse the school
184 district for such cost, regardless of whether or not the process
185 resulted in the award of the certificate or endorsement. If a
186 private individual or entity has paid the cost of completing the
187 process of acquiring the certificate or endorsement for an
188 employee, the local school district may agree to directly
189 reimburse the individual or entity for such cost on behalf of the
190 employee.

191 (c) All salary supplements, fringe benefits and process
192 reimbursement authorized under this subsection shall be paid
193 directly by the State Department of Education to the local school
194 district and shall be in addition to its * * * adequate education
195 program allotments and not a part thereof in accordance with
196 regulations promulgated by the State Board of Education. Local



197 school districts shall not reduce the local supplement paid to any
198 employee receiving such salary supplement, and the employee shall
199 receive any local supplement to which employees with similar
200 training and experience otherwise are entitled. However, an
201 educational employee shall receive the salary supplement in the
202 amount of Six Thousand Dollars (\$6,000.00) for only one (1) of the
203 qualifying certifications authorized under paragraph (a) of this
204 subsection. No school district shall provide more than one (1)
205 annual salary supplement under the provisions of this subsection
206 to any one (1) individual employee holding multiple qualifying
207 national certifications.

208 (d) If an employee for whom such cost has been paid, in
209 full or in part, by a local school district or private individual
210 or entity fails to complete the certification or endorsement
211 process, the employee shall be liable to the school district or
212 individual or entity for all amounts paid by the school district
213 or individual or entity on behalf of that employee toward his or
214 her certificate or endorsement.

215 (3) The following employees shall receive an annual salary
216 supplement in the amount of Four Thousand Dollars (\$4,000.00),
217 plus fringe benefits, in addition to any other compensation to
218 which the employee may be entitled:

219 Effective July 1, 2016, if funds are available for that
220 purpose, any licensed teacher who has met the requirements and
221 acquired a Master Teacher Certificate from the National Board for



222 Professional Teaching Standards and who is employed in a public
223 school district located in one (1) of the following counties:
224 Claiborne, Adams, Jefferson, Wilkinson, Amite, Bolivar, Coahoma,
225 Leflore, Quitman, Sharkey, Issaquena, Sunflower, Washington,
226 Holmes, Yazoo and Tallahatchie. The salary supplement awarded
227 under the provisions of this subsection (3) shall be in addition
228 to the salary supplement awarded under the provisions of
229 subsection (2) of this section.

230 Teachers who meet the qualifications for a salary supplement
231 under this subsection (3) who are assigned for less than one (1)
232 full year or less than full time for the school year shall receive
233 the salary supplement in a prorated manner, with the portion of
234 the teacher's assignment to the critical geographic area to be
235 determined as of June 15th of the school year.

236 (4) (a) This section shall be known and may be cited as the
237 "Mississippi Performance-Based Pay (MPBP)" plan. In addition to
238 the minimum base pay described in this section, only after full
239 funding of MAEP and if funds are available for that purpose, the
240 State of Mississippi may provide monies from state funds to school
241 districts for the purposes of rewarding * * * licensed teachers,
242 administrators and nonlicensed personnel at individual schools
243 showing improvement in student test scores. The MPBP plan shall
244 be developed by the State Department of Education based on the
245 following criteria:



246 (i) It is the express intent of this legislation
247 that the MPBP plan shall utilize only existing standards of
248 accreditation and assessment as established by the State Board of
249 Education.

250 (ii) To ensure that all of Mississippi's teachers,
251 administrators and nonlicensed personnel at all schools have equal
252 access to the monies set aside in this section, the MPBP program
253 shall be designed to calculate each school's performance as
254 determined by the school's increase in scores from the prior
255 school year. The MPBP program shall be based on a standardized
256 scores rating where all levels of schools can be judged in a
257 statistically fair and reasonable way upon implementation. At the
258 end of each year, after all student achievement scores have been
259 standardized, the State Department of Education shall implement
260 the MPBP plan.

261 (iii) To ensure all teachers cooperate in the
262 spirit of teamwork, individual schools shall submit a plan to the
263 local school district to be approved before the beginning of each
264 school year beginning July 1, 2008. The plan shall include, but
265 not be limited to, how all teachers, regardless of subject area,
266 and administrators will be responsible for improving student
267 achievement for their individual school.

268 (b) The State Board of Education shall develop the
269 processes and procedures for designating schools eligible to
270 participate in the MPBP. State assessment results, growth in



271 student achievement at individual schools and other measures
272 deemed appropriate in designating successful student achievement
273 shall be used in establishing MPBP criteria. * * *

274 (5) (a) * * * If funds are available for that purpose, each
275 school in Mississippi shall have mentor teachers, as defined by
276 Sections 37-9-201 through 37-9-213, who shall receive additional
277 base compensation provided for by the State Legislature in the
278 amount of One Thousand Dollars (\$1,000.00) per each beginning
279 teacher that is being mentored. The additional state compensation
280 shall be limited to those mentor teachers that provide mentoring
281 services to beginning teachers. For the purposes of such funding,
282 a beginning teacher shall be defined as any teacher in any school
283 in Mississippi that has less than one (1) year of classroom
284 experience teaching in a public school. For the purposes of such
285 funding, no full-time academic teacher shall mentor more than two
286 (2) beginning teachers.

287 (b) To be eligible for this state funding, the
288 individual school must have a classroom management program
289 approved by the local school board.

290 (6) Effective with the 2014-2015 school year, the school
291 districts participating in the Pilot Performance-Based
292 Compensation System pursuant to Section 37-19-9 may award
293 additional teacher and administrator pay based thereon.

294 **SECTION 2.** Section 37-21-7, Mississippi Code of 1972, is
295 amended as follows:



296 37-21-7. (1) This section shall be referred to as the
297 "Mississippi Elementary Schools Assistant Teacher Program," the
298 purpose of which shall be to provide an early childhood education
299 program that assists in the instruction of basic skills. The
300 State Board of Education is authorized, empowered and directed to
301 implement a statewide system of assistant teachers in kindergarten
302 classes and in the first, second and third grades. The assistant
303 teacher shall assist pupils in actual instruction under the strict
304 supervision of a licensed teacher.

305 (2) (a) Except as otherwise authorized under subsection
306 (7), each school district shall employ the total number of
307 assistant teachers funded under subsection (6) of this section.
308 The superintendent of each district shall assign the assistant
309 teachers to the kindergarten, first-, second- and third-grade
310 classes in the district in a manner that will promote the maximum
311 efficiency, as determined by the superintendent, in the
312 instruction of skills such as verbal and linguistic skills,
313 logical and mathematical skills, and social skills.

314 (b) If a licensed teacher to whom an assistant teacher
315 has been assigned is required to be absent from the classroom, the
316 assistant teacher may assume responsibility for the classroom in
317 lieu of a substitute teacher. However, no assistant teacher shall
318 assume sole responsibility of the classroom for more than three
319 (3) consecutive school days. Further, in no event shall any
320 assistant teacher be assigned to serve as a substitute teacher for



321 any teacher other than the licensed teacher to whom that assistant
322 teacher has been assigned.

323 (3) Assistant teachers shall have, at a minimum, a high
324 school diploma or a High School Equivalency Diploma equivalent,
325 and shall show demonstratable proficiency in reading and writing
326 skills. The State Department of Education shall develop a testing
327 procedure for assistant teacher applicants to be used in all
328 school districts in the state.

329 (4) (a) In order to receive funding, each school district
330 shall:

331 (i) Submit a plan on the implementation of a
332 reading improvement program to the State Department of Education;
333 and

334 (ii) Develop a plan of educational accountability
335 and assessment of performance, including pretests and posttests,
336 for reading in Grades 1 through 6.

337 (b) Additionally, each school district shall:

338 (i) Provide annually a mandatory preservice
339 orientation session, using an existing in-school service day, for
340 administrators and teachers on the effective use of assistant
341 teachers as part of a team in the classroom setting and on the
342 role of assistant teachers, with emphasis on program goals;

343 (ii) Hold periodic workshops for administrators
344 and teachers on the effective use and supervision of assistant
345 teachers;



346 (iii) Provide training annually on specific
347 instructional skills for assistant teachers;

348 (iv) Annually evaluate their program in accordance
349 with their educational accountability and assessment of
350 performance plan; and

351 (v) Designate the necessary personnel to supervise
352 and report on their program.

353 (5) The State Department of Education shall:

354 (a) Develop and assist in the implementation of a
355 statewide uniform training module, subject to the availability of
356 funds specifically appropriated therefor by the Legislature, which
357 shall be used in all school districts for training administrators,
358 teachers and assistant teachers. The module shall provide for the
359 consolidated training of each assistant teacher and teacher to
360 whom the assistant teacher is assigned, working together as a
361 team, and shall require further periodic training for
362 administrators, teachers and assistant teachers regarding the role
363 of assistant teachers;

364 (b) Annually evaluate the program on the district and
365 state level. Subject to the availability of funds specifically
366 appropriated therefor by the Legislature, the department shall
367 develop: (i) uniform evaluation reports, to be performed by the
368 principal or assistant principal, to collect data for the annual
369 overall program evaluation conducted by the department; or (ii) a



370 program evaluation model that, at a minimum, addresses process
371 evaluation; and

372 (c) Promulgate rules, regulations and such other
373 standards deemed necessary to effectuate the purposes of this
374 section. Noncompliance with the provisions of this section and
375 any rules, regulations or standards adopted by the department may
376 result in a violation of compulsory accreditation standards as
377 established by the State Board of Education and the Commission on
378 School Accreditation.

379 (6) In addition to other funds allotted under the Minimum
380 Education or Adequate Education Program, each school district
381 shall be allotted sufficient funding for the purpose of employing
382 assistant teachers. No assistant teacher shall be paid less than
383 the amount he or she received in the prior school year. No school
384 district shall receive any funds under this section for any school
385 year during which the aggregate amount of the local contribution
386 to the salaries of assistant teachers by the district shall have
387 been reduced below such amount for the previous year.

388 For assistant teachers, the minimum annual salary shall be as
389 follows:

390 * * *

391 2022-2023 and Subsequent Years Minimum Salary.....\$17,000.00

392 In addition, for each one percent (1%) that the Sine Die
393 General Fund Revenue Estimate Growth exceeds five percent (5%) in
394 fiscal year 2006, as certified by the Legislative Budget Office to



395 the State Board of Education and subject to the specific
396 appropriation therefor by the Legislature, the State Board of
397 Education shall revise the salary scale in the appropriate year to
398 provide an additional one percent (1%) across-the-board increase
399 in the base salaries for assistant teachers. The State Board of
400 Education shall revise the salaries prescribed above for assistant
401 teachers to conform to any adjustments made in prior fiscal years
402 due to revenue growth over and above five percent (5%). The
403 assistant teachers shall not be restricted to working only in the
404 grades for which the funds were allotted, but may be assigned to
405 other classes as provided in subsection (2)(a) of this section.

406 (7) (a) As an alternative to employing assistant teachers,
407 any school district may use the allotment provided under
408 subsection (6) of this section for the purpose of employing
409 licensed teachers for kindergarten, first-, second- and
410 third-grade classes; however, no school district shall be
411 authorized to use the allotment for assistant teachers for the
412 purpose of employing licensed teachers unless the district has
413 established that the employment of licensed teachers using such
414 funds will reduce the teacher:student ratio in the kindergarten,
415 first-, second- and third-grade classes. All state funds for
416 assistant teachers shall be applied to reducing teacher:student
417 ratio in Grades K-3.

418 It is the intent of the Legislature that no school district
419 shall dismiss any assistant teacher for the purpose of using the



420 assistant teacher allotment to employ licensed teachers. School
421 districts may rely only upon normal attrition to reduce the number
422 of assistant teachers employed in that district.

423 (b) Districts meeting the highest levels of
424 accreditation standards, as defined by the State Board of
425 Education, shall be exempted from the provisions of subsection (4)
426 of this section.

427 **SECTION 3.** This act shall take effect and be in force from
428 and after July 1, 2022, and the amendments to subparagraphs (ii),
429 (iv) and (v) of Section 37-19-7(2) (a) in this act shall be
430 retroactive to July 1, 2021.

