

By: Representatives Read, Bennett, Arnold, Banks, Barton, Beckett, Bounds, Boyd, Brown, Busby, Clarke, Cockerham, Currie, DeLano, Eure, Holland, Huddleston (30th), Ladner, Massengill, Mettetal, Sullivan, Thomas, Turner, Watson

To: Appropriations

HOUSE BILL NO. 1592
(As Sent to Governor)

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 2019.

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

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, 2018, and ending June 30, 2019,
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.....\$ 119,146,899.00.

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\$ 76,195,672.00.

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.....\$ 20,535,504.00.

26 (d) To the State Board of Education for defraying the
27 expenses of the Mississippi Adequate Education Program.....
28\$ 1,990,058,574.00.

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.....\$ 9,627,395.00.

32 TOTAL AMOUNT OF STATE GENERAL FUNDS APPROPRIATED
33 BY THIS SECTION BEING.....\$ 2,215,564,044.00.

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, 2018, and ending
39 June 30, 2019, 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.....\$ 906,889,939.00.



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\$ 20,963,680.00.

48 (c) To the State Board of Education for the purpose of
49 defraying the expenses of the Mississippi Adequate Education
50 Program.....\$ 284,104,762.00.

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.....\$ 1,213,886,224.00.

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\$ 214,104,762.00.



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.....	158
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 2020 do not
107 exceed Fiscal Year 2019 funds appropriated for that purpose,
108 unless programs or positions are added to the agency's Fiscal Year
109 2019 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 2019
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 2019 "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:

	FY2019
<u>Performance Measures</u>	<u>Target</u>
154 Special Education	
155 Special Education Teachers (FTE)	
156 (Number of)	5,183
157 IEP Students not Participating in Math	
158 Assessments (Number of)	1,184
159 Percentage of IEP Students not Participating	
160 in Statewide Math Assessment (%)	5.00
161 IEP Students not Participating in Statewide	
162 Reading Assessments (Number of)	1,163
163 Percentage of IEP Students not Participating	
164 in Statewide Reading Assessments (%)	5.00
165 Students with an IEP Graduating	



166	with a Standard Diploma (Number of)	1,269
167	Child Nutrition	
168	Sites Compliant with Fresh Fruit &	
169	Vegetable Program Standards (%)	97.00
170	Sites Compliant with the National	
171	School Lunch Program (%)	97.00
172	Sites Compliant with the School	
173	Breakfast Program (Number of)	861
174	Compulsory School Attendance	
175	Statewide Cohort 4-Year Dropout Rate (%)	10.80
176	General Administration	
177	Total Dollars Spent on General	
178	Administration (\$)	26,873,165.00
179	Percentage of Total Dollars Spent on	
180	General Administration (%)	18.83
181	Turnover Rate at Central Office (%)	5.14
182	Graduation & Career Readiness	
183	Public High School 4-Year Graduation	
184	Rate for Cohort (Number of)	28,500
185	Public High School 4-Year Graduation	
186	Rate for Cohort (%)	84.00
187	Special Schools	
188	Students Enrolled Annually at MSMS	
189	(Number of)	225
190	Amount of Scholarship Offerings for MSMS	



191	Students Attending College (\$)	22,000,000.00
192	Percentage of MSMS Graduating Seniors	
193	Who Earn National Merit or	
194	National Achievement Semifinalist	
195	Status (%)	10.00
196	Average ACT Composite Score for	
197	MSMS Graduating Seniors	29.00
198	Average Cost per Student to	
199	Attend MSMS (\$)	21,000.00
200	Average ACT Composite Score for	
201	Graduating Seniors at MS School	
202	for the Arts	21.80
203	Percentage of MS School for the	
204	Arts Graduating Seniors Receiving	
205	Scholarship Offers (%)	78.00
206	Early Childhood Education	
207	Early Learning Collaborative Mean	
208	Scaled Score on the Kindergarten	
209	Readiness Assessment	435
210	Early Learning Collaborative Mean	
211	Scaled Score on the Kindergarten	
212	Readiness Assessment	570
213	Teacher Tng & Professional Dev	
214	Statewide Percentage of Teachers with	
215	Alternative Route License (%)	10.60



216	Statewide Percentage of Teachers with Five	
217	or More Years of Experience (%)	70.90
218	Statewide Percentage of Teachers with Ten	
219	or More Years of Experience (%)	48.40
220	Statewide Average Years of Experience for	
221	Full-Time Teachers (Number of)	11.00
222	Statewide Percentage of Teachers with Less	
223	than Three Years of Experience (%)	20.00
224	Teachers Retained Statewide from	
225	Previous Year (Number of)	29,947
226	Teachers Retained Statewide from	
227	Previous Year (%)	73.50
228	Elementary Education	
229	Students Taking the Third Grade Reading	
230	Summative Assessment (Number of)	40,500
231	Percentage of All 3rd Graders Enrolled that	
232	took the Third Grade Reading Summative	
233	Assessment (%)	99.65
234	Statewide Mean Scaled Score on the Third	
235	Grade Reading Summative Assessment	
236	Mississippi Academic Assessment Program	
237	(MAAP) English Language Arts (ELA)	360
238	Minimum Passing Score on the Third	
239	Grade Reading Summative Assessment	
240	Mississippi Academic Assessment Program	



241	(MAAP) English Language Arts (ELA)	350
242	Students Scoring At or Above Passing Score	
243	on the Third Grade Reading Summative	
244	Assessment (Number of)	25,000
245	Percentage of Students Scoring At or	
246	Above Passing Score on the Third	
247	Grade Reading Summative Assessment (%)	61.73
248	Secondary Education	
249	Statewide Mean ACT Composite Score	
250	for Juniors Testing in March	18.20
251	11th Graders Taking the ACT in May	
252	(Number of)	33,000
253	Percentage of All 11th Graders Enrolled	
254	that took the ACT (%)	96.00
255	Students Enrolled in One or more AP	
256	Course Grades 9 - 12 (Number of)	16,318
257	Percentage of Students Enrolled in One	
258	or More AP Course Grades 9 - 12 (%)	12.20
259	School Performance	
260	Percent of Month 1 Net Membership in Schools	
261	with an Accountability Rating of A (%)	18.00
262	Percent of Month 1 Net Membership in Schools	
263	with an Accountability Rating of B (%)	32.00
264	Percent of Month 1 Net Membership in Schools	
265	with an Accountability Rating of C (%)	24.00



266 Percent of Month 1 Net Membership in Schools
 267 with an Accountability Rating of D (%) 17.00
 268 Percent of Month 1 Net Membership in Schools
 269 with an Accountability Rating of F (%) 8.00
 270 Percent of Month 1 Net Membership in School
 271 with no Accountability Rating (%) 1.00

272 A reporting of the degree to which the performance targets
 273 set above have been or are being achieved shall be provided in the
 274 agency's budget request submitted to the Joint Legislative Budget
 275 Committee for Fiscal Year 2020.

276 **SECTION 7.** In compliance with the "Mississippi Performance
 277 Budget and Strategic Planning Act of 1994," it is the intent of
 278 the Legislature that the funds provided in this act shall be
 279 utilized in the most efficient and effective manner possible to
 280 achieve the intended mission of the Mississippi Adequate Education
 281 Program. Based on the funding authorized, this agency shall make
 282 every effort to attain the targeted performance measures provided
 283 below:

284		FY2019
285	<u>Performance Measures</u>	<u>Target</u>
286	Basic Program	
287	Increase the number of schools receiving a	
288	performance classification of C or higher	
289	(2015-2016 Baseline: 327)	331
290	Increase the number of schools receiving a	



291 performance classification of C or higher
 292 (2015-2016 Baseline: 89) 91
 293 Increase statewide mean ACT composite core
 294 for Juniors taking the test in March
 295 (2015-2016 Baseline: 18.3) 18.50
 296 Increase 4-year graduation rate (%)
 297 (2015-2016 Baseline: 82.3) 84.80

298 A reporting of the degree to which the performance targets
 299 set above have been or are being achieved shall be provided in the
 300 agency's budget request submitted to the Joint Legislative Budget
 301 Committee for Fiscal Year 2020.

302 **SECTION 8.** In compliance with the "Mississippi Performance
 303 Budget and Strategic Planning Act of 1994," it is the intent of
 304 the Legislature that the funds provided in this act shall be
 305 utilized in the most efficient and effective manner possible to
 306 achieve the intended mission of the School for the Blind and Deaf
 307 of the State Department of Education. Based on the funding
 308 authorized, this agency shall make every effort to attain the
 309 targeted performance measures provided below:

310		FY2019
311	<u>Performance Measures</u>	<u>Target</u>
312	Instruction	
313	Increase Graduation Rate for Visually	
314	Impaired Students (%). 2011-2012 Baseline:	
315	50.00%	90.00



316 Increase Number of Students Receiving
317 Standard & Occupational Diplomas (%)
318 2011-12 Baseline: 75.00% 100.00

319 Student Services

320 Increase Eligible High School Students
321 Working Part-Time (%). 2011-2012 Baseline:
322 34.00% 48.00

323 Operation & Maintenance

324 Persons Served Through Community Sign
325 Language Classes (Number of) 95

326 Parents Served Through Community Sign
327 Language Classes (Number of) 60

328 A reporting of the degree to which the performance targets
329 set above have been or are being achieved shall be provided in the
330 agency's budget request submitted to the Joint Legislative Budget
331 Committee for Fiscal Year 2020.

332 **SECTION 9.** No school district shall expend any funds,
333 received under the School Ad Valorem Reduction Grant, unless such
334 school district has specifically identified the amount of the
335 grant within the published budget as required by Section 37-61-9,
336 Mississippi Code of 1972. The published budget shall include the
337 following statement: "Ad Valorem taxes will be \$_____ less as
338 a result of the Ad Valorem Reduction Grants enacted by the
339 Mississippi Legislature in 1992."



340 **SECTION 10.** Of the funds appropriated in Section 2, Two
341 Million One Hundred Thousand Dollars (\$2,100,000.00) shall be
342 derived from the Technology in Classroom Fund 3203 for the purpose
343 of defraying the expenses of the State Department of Education,
344 excluding the expenses of the Vocational and Technical Education
345 Division.

346 **SECTION 11.** Of the funds appropriated in Section 2, funds in
347 the amount of One Million Dollars (\$1,000,000.00) shall come from
348 income derived from the principal of the Education Improvement
349 Trust Fund created by Section 206A, Mississippi Constitution of
350 1890, and One Million Dollars (\$1,000,000.00) shall be used for
351 the School for Math and Science.

352 **SECTION 12.** Of the funds appropriated under the provisions
353 of this act, the following positions are authorized for the
354 Vocational and Technical Education Division of the State
355 Department of Education:

356 AUTHORIZED POSITIONS:

357	Permanent:	Full Time.....	50
358		Part Time.....	0
359	Time-Limited:	Full Time.....	5
360		Part Time.....	0

361 With the funds herein appropriated, it shall be the agency's
362 responsibility to make certain that funds required to be
363 appropriated for "Personal Services" for Fiscal Year 2020 do not
364 exceed Fiscal Year 2019 funds appropriated for that purpose,



365 unless programs or positions are added to the agency's Fiscal Year
366 2019 budget by the Mississippi Legislature. Based on data
367 provided by the Legislative Budget Office, the State Personnel
368 Board shall determine and publish the projected annual cost to
369 fully fund all appropriated positions in compliance with the
370 provisions of this act. It shall be the responsibility of the
371 agency head to ensure that no single personnel action increases
372 this projected annual cost and/or the Fiscal Year 2019
373 appropriations for "Personal Services" when annualized, with the
374 exception of escalated funds and the award of benchmarks. If, at
375 the time the agency takes any action to change "Personal
376 Services," the State Personnel Board determines that the agency
377 has taken an action which would cause the agency to exceed this
378 projected annual cost or the Fiscal Year 2019 "Personal Services"
379 appropriated level, when annualized, then only those actions which
380 reduce the projected annual cost and/or the appropriation
381 requirement will be processed by the State Personnel Board until
382 such time as the requirements of this provision are met.

383 Any transfers or escalations shall be made in accordance with
384 the terms, conditions and procedures established by law or
385 allowable under the terms set forth within this act. The State
386 Personnel Board shall not escalate positions without written
387 approval from the Department of Finance and Administration. The
388 Department of Finance and Administration shall not provide written
389 approval to escalate any funds for salaries and/or positions



390 without proof of availability of new or additional funds above the
391 appropriated level.

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

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

400 **SECTION 13.** In compliance with the "Mississippi Performance
401 Budget and Strategic Planning Act of 1994," it is the intent of
402 the Legislature that the funds provided in this act shall be
403 utilized in the most efficient and effective manner possible to
404 achieve the intended mission of the Vocational and Technical
405 Education Division of the State Department of Education. Based on
406 the funding authorized, this agency shall make every effort to
407 attain the targeted performance measures provided below:

	FY2019
<u>Performance Measures</u>	<u>Target</u>
Secondary Programs	
Increase students served in CTE (%)	
2011-2012 Baseline: 2785	2.00
Increase the percentage of 11th grade	
students who are college or career ready	



415	as measured by the ACT (%)	12.00
416	Increase the percentage of students who	
417	graduated (%)	83.00
418	Increase CTE Student Completers' Placement	
419	Rate. 2011-2012 Baseline: 89.00% (%)	1.00
420	Decrease the number of schools with	
421	graduation rate less than 80% (Number of)	65
422	Post-secondary Programs	
423	CTE student completers (Number of)	3,700
424	Short term adult programs (Number of)	200

425 A reporting of the degree to which the performance targets
426 set above have been or are being achieved shall be provided in the
427 agency's budget request submitted to the Joint Legislative Budget
428 Committee for Fiscal Year 2020.

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

435 **SECTION 15.** It is the intention of the Legislature that the
436 Vocational and Technical Education Division of the State
437 Department of Education shall, with the funds appropriated in
438 Section 1, transfer no more than One Hundred Thousand Dollars
439 (\$100,000.00) to the Mississippi Soil and Water Conservation



440 Commission for the purpose of providing matching funds to purchase
441 soil conservation equipment.

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

446 **SECTION 17.** The State Department of Education shall transfer
447 the designated amounts to the appropriate entities, which shall
448 assume full responsibility for the expenditure of these funds in
449 accordance with state laws and accept all responsibility for any
450 improper expenditure, for the following:

451	Detention Centers.....	\$900,000
452	Dubard School.....	\$575,000
453	Dyslexia Program.....	\$225,000
454	Jobs for MS Graduates, Inc.....	\$800,000
455	Stride.....	\$600,000
456	Life Tracks (SLDS).....	\$400,000
457	Amplify Data Coaching.....	\$800,000
458	Magnolia Speech School.....	\$500,000
459	Mississippi Arts Commission - Arts Institute.....	\$40,000
460	Mississippi Autism.....	\$160,000
461	MS Symphony.....	\$50,000
462	New Learning Resource, Inc.....	\$200,000
463	Principal Corp.....	\$400,000
464	Sight Savers.....	\$341,178



465	Teach for America.....	\$1,800,000
466	Teacher Corp.....	\$150,000
467	USM-Autism Program.....	\$40,000
468	Children's Center for Comm & Develop.....	\$574,032
469	Very Special Arts Program.....	\$40,000
470	Vision Screening Research.....	\$178,822
471	Univ of Miss - Willie Price Lab School.....	\$200,000
472	Algebra Nation.....	\$500,000
473	Save the Children.....	\$50,000
474	Mississippi Construction Education Program.....	\$112,500
475	Microsoft IT Academy.....	\$250,000
476	Jumpstart ACT.....	\$100,000
477	Total.....	\$ 9,986,532

478 **SECTION 18.** The State Board of Education shall expend
479 one-half (.50) of any funds appropriated in Section 17 of this Act
480 from July 1, 2018 until January 1, 2019. The remaining amount of
481 appropriation shall not be provided until the Joint Legislative
482 Committee on Performance Evaluation and Expenditure Review (PEER)
483 has received a progress report on the effectiveness of these
484 programs, based on the standards for high-quality research set
485 forth in Sections 27-103-159(1) (a) (b), Mississippi Code of 1972,
486 from the entities receiving funds by December 15, 2018. PEER shall
487 provide written guidance to entities as to the format and contents
488 of the required progress reports. The following shall provide the



489 reports: Jobs for Mississippi Graduates, Stride, Algebra Nation,
490 Jumpstart ACT.

491 **SECTION 19.** Of the funds appropriated in this act, an amount
492 not to exceed One Million Three Hundred Thousand Dollars
493 (\$1,300,000.00) shall be used for technological methods for
494 agricultural programs, computer science, engineering or robotic
495 engineering programs and equipment upgrades and Mississippi
496 Elementary (ME) STEM and STEAM programs from the Career and
497 Technical Education Division of the State Department of Education.
498 All programs must meet Mississippi Science Standards and/or
499 College and Career Standards.

500 **SECTION 20.** Of the funds appropriated in Section 1, the sum
501 of Sixty-two Thousand One Hundred Ninety-one Dollars (\$62,191.00),
502 which is the aggregate sum that the school districts in the
503 Chickasaw Cession receive annually from interest payments from the
504 Chickasaw School Fund under Section 212, Mississippi Constitution
505 of 1890, shall be deducted from the allocations to the school
506 districts as provided in Section 29-3-137, Mississippi Code of
507 1972, and shall be distributed among the school districts in the
508 Chickasaw Cession by the State Department of Education in the
509 manner that those interest payments were distributed during Fiscal
510 Year 1985.

511 **SECTION 21.** Of the funds provided in this act for the
512 purpose of funding the Mississippi Adequate Education Program as
513 determined under Section 37-151-7, Mississippi Code of 1972, the



514 base student cost in Fiscal Year 2018 shall be Five Thousand Five
515 Hundred Twenty-two and Sixty-six Cents (\$5,522.66).

516 **SECTION 22.** Of the funds appropriated in this act, an amount
517 not more than Fifty Million Dollars (\$50,000,000.00) shall be
518 derived from the Interim School District Capital Expenditure Fund
519 for the benefit of the school districts as authorized in Section
520 37-151-7(5), Mississippi Code of 1972.

521 **SECTION 23.** Of the funds appropriated under the provisions
522 of this act, the following positions are authorized for the
523 Mississippi School for the Blind and the Mississippi School for
524 the Deaf:

525 AUTHORIZED POSITIONS:

526	Permanent:	Full Time.....	181
527		Part Time.....	18
528	Time-Limited:	Full Time.....	1
529		Part Time.....	0

530 With the funds herein appropriated, it shall be the agency's
531 responsibility to make certain that funds required to be
532 appropriated for "Personal Services" for Fiscal Year 2020 do not
533 exceed Fiscal Year 2019 funds appropriated for that purpose,
534 unless programs or positions are added to the agency's Fiscal Year
535 2019 budget by the Mississippi Legislature. Based on data
536 provided by the Legislative Budget Office, the State Personnel
537 Board shall determine and publish the projected annual cost to
538 fully fund all appropriated positions in compliance with the



539 provisions of this act. It shall be the responsibility of the
540 agency head to ensure that no single personnel action increases
541 this projected annual cost and/or the Fiscal Year 2019
542 appropriations for "Personal Services" when annualized, with the
543 exception of escalated funds and the award of benchmarks. If, at
544 the time the agency takes any action to change "Personal
545 Services," the State Personnel Board determines that the agency
546 has taken an action which would cause the agency to exceed this
547 projected annual cost or the Fiscal Year 2019 "Personal Services"
548 appropriated level, when annualized, then only those actions which
549 reduce the projected annual cost and/or the appropriation
550 requirement will be processed by the State Personnel Board until
551 such time as the requirements of this provision are met.

552 Any transfers or escalations shall be made in accordance with
553 the terms, conditions and procedures established by law or
554 allowable under the terms set forth within this act. The State
555 Personnel Board shall not escalate positions without written
556 approval from the Department of Finance and Administration. The
557 Department of Finance and Administration shall not provide written
558 approval to escalate any funds for salaries and/or positions
559 without proof of availability of new or additional funds above the
560 appropriated level.

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



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

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

569 **SECTION 24.** With the funds provided in this act, it is the
570 intention of the Legislature that School Attendance Officers and
571 academic teachers at the Mississippi School for the Deaf and the
572 Mississippi School for the Blind shall receive their annual
573 increment.

574 **SECTION 25.** It is the intention of the Legislature that the
575 State Board of Education shall maintain complete accounting and
576 personnel records related to the expenditure of all funds
577 appropriated in this act and that those records shall be in the
578 same format and level of details as maintained for Fiscal Year
579 2018. It is further the intention of the Legislature that the
580 budget requests for Fiscal Year 2020 shall be submitted to the
581 Joint Legislative Budget Committee in a format and level of detail
582 comparable to the format and level of detail provided during the
583 Fiscal Year 2019 budget request process for each agency and
584 institution appropriated funds within the provisions of this act.

585 **SECTION 26.** Of the funds appropriated in Section 1(a) to the
586 State Board of Education, not less than Twenty-three Million
587 Eighty Thousand Dollars (\$23,080,000.00) shall be used for



588 National Board Certification. Of this amount, Five Hundred
589 Thousand Dollars (\$500,000.00) shall be used for the World Class
590 Teacher Program providing instruction and assistance to teachers
591 seeking National Board Certification.

592 **SECTION 27.** Of the funds appropriated in Section 1 and
593 Section 4(a) not less than Fifteen Million Fifty-eight Thousand
594 Dollars (\$15,058,000.00) shall be used for the Educable Child
595 Program. It is the intention of the Legislature that the State
596 Board of Education shall allocate funding for the Educable Child
597 Program based upon a recalculated formula in a manner to include
598 only those billable days funded through appropriation of state
599 funds and not District funds. It is the intent of the Legislature
600 that the Educable Child funds shall be exempt from budget cuts
601 made to the Department of Education by the Legislature and/or the
602 Office of the Governor.

603 **SECTION 28.** Of the funds appropriated in Section 1(a) and
604 Section 4(a), not less than Three Million Dollars (\$3,000,000.00)
605 shall be used for the Education Scholarship Account (ESA) Program.
606 It is the intent of the Legislature that the Education Scholarship
607 Account (ESA) funds shall not be reduced by the State Department
608 of Education and/or the Office of the Governor.

609 **SECTION 29.** The public school districts of the state are
610 authorized at their discretion to pay with local funds one hundred
611 percent (100%) of the cost of the health insurance premiums of the
612 State and School Employees Health Insurance Plan for all retired



613 members of the Public Employees' Retirement System who are
614 employed as school bus drivers by the school districts. It is the
615 intention of the Legislature that no state funds shall be used for
616 this purpose.

617 **SECTION 30.** It is the intention of the Legislature that
618 whenever two (2) or more bids are received by this agency for the
619 purchase of commodities or equipment, and whenever all things
620 stated in those received bids are equal with respect to price,
621 quality and service, the Mississippi Industries for the Blind
622 shall be given preference. A similar preference shall be given to
623 the Mississippi Industries for the Blind whenever purchases are
624 made without competitive bids.

625 **SECTION 31.** Of the funds appropriated in Section 1, not less
626 than Six Million Three Hundred Twenty-one Thousand Nine Hundred
627 Twenty-seven Dollars (\$6,321,927.00) shall be used for the
628 Compulsory School Attendance Office and School Attendance
629 Officers.

630 **SECTION 32.** Of the funds appropriated in this act, it is the
631 intention of the Legislature that Three Million Sixty Thousand
632 Dollars (\$3,060,000.00) shall be used for the Mary
633 Kirkpatrick-Mary Sprayberry Public School Nurse Program. The
634 amount of Three Million Sixty Thousand Dollars (\$3,060,000.00) is
635 provided from the Department of Health.

636 **SECTION 33.** The State Department of Education shall contract
637 with a Certified Public Accountant to calculate components of the



638 Mississippi Adequate Education Program to include the base student
639 cost, school district allocations, total program cost, add-on
640 programs, and any other required components of Section 37-151-7,
641 Mississippi Code of 1972. The contractor shall be responsible for
642 calculating the estimates of these components due to the
643 Legislative Budget Office and the Governor by August 1 and the
644 final estimates due to the Legislative Budget Office and the
645 Governor no later than January 2. A report detailing the funding
646 of this contract shall be submitted by the State Department of
647 Education to the Legislature no later than January 30, 2019.

648 **SECTION 34.** Of the funds appropriated in this act, it is the
649 intention of the Legislature that Twenty Million Dollars
650 (\$20,000,000.00) from the Public School Building Fund shall be
651 used for the Mississippi Adequate Education Program.

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

659 **SECTION 36.** It is the intent of the Legislature that each
660 eligible employee who meets the National Board requirements under
661 Section 37-19-7(2), Mississippi Code of 1972, shall be paid the



662 full supplement and that such supplement shall be included on a
663 prorated basis in the employee's monthly paycheck.

664 **SECTION 37.** It is the intention of the Legislature that the
665 Mississippi Department of Education may loan any general or
666 special source fund amount, not to exceed Five Million Dollars
667 (\$5,000,000.00), to any school district for the purpose of
668 providing funds to school districts through the Emergency
669 Assistance Fund as outlined in Section 37-17-6, Mississippi Code
670 of 1972, during the period beginning July 1, 2018, and ending
671 June 30, 2019. The school districts receiving these loans shall
672 repay the Mississippi Department of Education the amount of the
673 loan on or before June 30, 2019.

674 **SECTION 38.** Of the funds appropriated in Section 1(a),
675 Twenty-five Million Two Hundred Fifty-one Thousand Four Hundred
676 Ninety-four Dollars (\$25,251,494.00) shall be used for the School
677 Recognition Program authorized by Section 37-19-10, Mississippi
678 Code of 1972.

679 **SECTION 39.** Of the funds appropriated in Section 1(a), Seven
680 Hundred Thousand Dollars (\$700,000.00) shall be transferred to the
681 Board of Health no later than December 31, 2018.

682 **SECTION 40.** Any school district receiving funds through Save
683 the Children and Stride may provide a ten percent (10%) match from
684 local funds for implementation of the program.

685 **SECTION 41.** Of the funds appropriated in Section 1(a), Two
686 Million Dollars (\$2,000,000.00) is provided for the Mississippi



687 Community Oriented Policing Services in Schools (MCOPS) grant
688 program. A portion of these funds not to exceed three percent (3%)
689 may be used for training and administrative costs related to
690 oversight and auditing of the program.

691 **SECTION 42.** Of the funds appropriated herein, Six Million
692 Five Hundred Twenty-nine Thousand Six Hundred Thirty-four Dollars
693 (\$6,529,634.00) is provided for an Early Childhood Education
694 Initiative program. Of this amount, Four Million Dollars
695 (\$4,000,000.00) shall be derived from funds appropriated in
696 Section 1(a), and Two Million Five Hundred Twenty-nine Thousand
697 Six Hundred Thirty-four Dollars (\$2,529,634.00) shall be derived
698 from funds received from the Office of the Attorney General which
699 are included in the amount appropriated in Section 2(a). Of the
700 funds provided herein, it is the intention of the Legislature that
701 no new funds may be expended to defray the costs of any
702 pre-kindergarten program that has not been determined by the Joint
703 Legislative Committee on Performance Evaluation and Expenditure
704 Review to be evidence-based or research-based programs as those
705 terms are defined by Section 27-103-159(1), Mississippi Code of
706 1972.

707 **SECTION 43.** Of the funds appropriated in Section 1(a) and
708 Section 4(a), Fifteen Million Ninety-four Thousand Five Hundred
709 Dollars (\$15,094,500.00) shall be used for the Literacy Initiative
710 and Assessment. Of the funds appropriated in Section 1(a),
711 Ninety-four Thousand Five Hundred Dollars (\$94,500.00) shall be



712 used for the Mississippi Center for Excellence in Literacy
713 Instruction.

714 **SECTION 44.** Of the funds appropriated in Section 1(b), One
715 Hundred Sixty Thousand Dollars (\$160,000.00) is provided for the
716 Smart Lab project.

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

720 **SECTION 46.** Of the funds appropriated in Section 1(a),
721 Three-Hundred Thousand Dollars (\$300,000.00) shall be used for the
722 Mississippi School of the Arts and the Mississippi School for
723 Mathematics and Science. Of this amount, One Hundred Twenty-four
724 Thousand Three Hundred Ten Dollars (\$124,310.00) shall be used for
725 the Mississippi School of the Arts and One Hundred Seventy-five
726 Thousand Six Hundred Ninety Dollars (\$175,690.00) shall be used
727 for the Mississippi School for Mathematics and Science. It is the
728 intention of the Legislature that the State Board of Education
729 shall not reduce the appropriated amounts provided in this Act for
730 the Mississippi School of the Arts and the Mississippi School for
731 Mathematics and Science.

732 **SECTION 47.** The following sum, or so much thereof as may be
733 necessary, is hereby reappropriated out of any money in the State
734 General Fund not otherwise appropriated, for the State Department
735 of Education for the purpose of reauthorizing the expenditure of
736 State General Funds, as authorized in HB 1502, 2017 Regular



737 Session to provide additional funding for general education
738 purposes for the fiscal year beginning July 1, 2018 and ending
739 June 30, 2019.....\$ 3,000,000.00.

740 **SECTION 48.** The money appropriated in this act shall be paid
741 by the State Treasurer out of any money in the proper fund or
742 funds as set forth in this act, upon warrants issued by the State
743 Fiscal Officer; and the State Fiscal Officer shall issue his
744 warrants upon requisitions signed by the proper person, officer or
745 officers in the manner provided by law.

746 **SECTION 49.** It is the intent of the Legislature that each
747 eligible professional school counselor employee who meets the year
748 of teaching experience requirements under Section 37-151-5(m),
749 Mississippi Code of 1972, shall be considered having a year of
750 experience for purposes of the annual experience salary increment.

751 **SECTION 50.** This act shall take effect and be in force from
752 and after July 1, 2018.

