

OFFICE OF STATE SUPERINTENDENT
Summary of State Board of Education Agenda Items
March 20-21, 2014

OFFICE OF STATE SUPERINTENDENT

04. Discussion of Bolivar County Personnel Actions

Back-up material attached



Mississippi Department of Education
Carey M. Wright, Ed.D. • State Superintendent of Education

Office of State Superintendent • Mike Kent • Interim Deputy State Superintendent
Phone: 601-359-5254 • Fax: 601-359-6740

MEMORANDUM

TO: Current Board Members, Current Superintendents and Current Board Attorneys

FROM: Mike Kent, Interim Deputy State Superintendent *mk*

RE: Personnel Action Items

DATE: February 6, 2014

Obviously by this date employees of the five affected districts in Bolivar County are aware of the administrative consolidations and the creation of two new districts. Page five of the Attorney General Opinion issued to Dr. Carey Wright, State Superintendent of Education on January 31, 2014, defines an administrative consolidation and references the resulting “reduction in central office personnel.”

Please inform all current central office employees that they are eligible to apply for employment in the two newly created consolidated districts. Please issue all central office certificated staff notice that their contracts will be non-renewed with the dissolved district. Additionally, all “at will”, clerical and non-certificated staff will be terminated with the dissolution of the current district on June 20, 2014.

Please certify above the board chairman’s signature that the appropriate EEPL notices have occurred prior to March 15, 2014. This certification should be sent to the following addresses:

Michael D. Kent, Interim Deputy State Superintendent
Mississippi Department of Education
Post Office Box 771
Jackson MS 39205

Dr. Carey Wright, State Superintendent of Education
Mississippi Department of Education
Post Office Box 771
Jackson MS 39205



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MEMORANDUM

TO: Bolivar County Bolivar School District Current Board Members, Current Board Attorneys, Current Superintendents and Newly Elected Board Members

FROM: Mike Kent, Interim Deputy State Superintendent

RE: February 28, 2014 – Official Attorney General Opinion

DATE: March 4, 2014

Please find the attached Attorney General's opinion dated February 28, 2014, regarding additional issues related to the consolidation.

In previous correspondence to you, I asked that each current superintendent send to Dr. Carey Wright, State Superintendent of Education and to me a letter certifying that the notice of non-renewal has been issued to all central office staff by March 15, 2014.

Please confirm by the March deadline that this action has occurred.

Please call me if you have any questions.

STATE OF MISSISSIPPI



JIM HOOD
ATTORNEY GENERAL

OPINIONS
DIVISION

February 28, 2014

Dr. Carey M. Wright
State Superintendent of Education
Post Office Box 771
Jackson, MS 39205-0771

Re: Miss Code Ann. Section 37-7-104.1

Dr. Wright:

Attorney General Jim Hood is in receipt of your opinion request as the State Superintendent of Education and has assigned it to me for research and reply. In your letter, you request an official opinion from this office on the following issues:

Questions and Responses

Question 1. What entity should provide the notice of nonrenewal for central office staff pursuant to the Education Employment Procedures Law of 2001, Section 37-9-101, et seq.?

Response: The current superintendents of the current school districts should provide the notice of nonrenewal for central office staff pursuant to the Education Employment Procedures Law of 2001.

Questions 2. If that entity fails to act in order to meet the deadlines for notices of non-renewal under the Education Employment Procedures Law of 2001, does the State Board of Education have authority to give the notices of non-renewal?

Response: Yes. If the current superintendent of the current school district should fail to act in order to meet the deadlines for notices of non-renewal under the Education Employment Procedures Law of 2001, the State Board of Education does have authority to give notices of non-renewal.