MISSISSIPPI LEGISLATURE

By: Representatives Moore, Formby, Willis

To: Education; Appropriations

HOUSE BILL NO. 504 (As Sent to Governor)

1 AN ACT TO AMEND SECTION 37-19-7, MISSISSIPPI CODE OF 1972, TO 2 REVISE THE MINIMUM TEACHER SALARY SCALE; TO PROVIDE THAT THE 3 RECEIPT OF ANNUAL SALARY SUPPLEMENTS TO CERTAIN EDUCATIONAL 4 EMPLOYEES HOLDING CERTAIN QUALIFYING NATIONAL CERTIFICATIONS SHALL 5 BE LIMITED TO ONE SUPPLEMENT PER EMPLOYEE REGARDLESS OF THE NUMBER 6 OF CERTIFICATIONS HELD; TO PROVIDE A SCHOOL RECOGNITION PROGRAM TO 7 PROVIDE FINANCIAL AWARDS TO HIGH-PERFORMING SCHOOLS BEGINNING WITH 8 THE 2016-2017 SCHOOL YEAR; AND FOR RELATED PURPOSES.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:
10 SECTION 1. Section 37-19-7, Mississippi Code of 1972, is
11 amended as follows:

12 37-19-7. (1) * * * The allowance in the Mississippi Adequate Education Program for teachers' salaries in each county 13 14 and separate school district shall be determined and paid in accordance with the scale for teachers' salaries as provided in 15 16 this subsection. For teachers holding the following types of licenses or the equivalent as determined by the State Board of 17 Education, and the following number of years of teaching 18 19 experience, the scale shall be as follows:

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2014-2015 MINIMUM SALARY SCHEDULE

21	Years Exp.	AAAA	AAA	AA	A
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22	<u>0</u>	38,108.00	36,944.00	35,780.00	33,390.00
23	<u>1</u>	38,108.00	36,944.00	35,780.00	33,390.00
24	2	38,108.00	36,944.00	35,780.00	33,390.00
25	<u>3</u>	38,902.00	37,671.00	36,440.00	33,885.00
26	4	<u>39,696.00</u>	38,398.00	37,100.00	34,380.00
27	5	40,490.00	<u>39,125.00</u>	37,760.00	34,875.00
28	6	41,284.00	39,852.00	38,420.00	35,370.00
29	7	42,078.00	40,579.00	39,080.00	35,865.00
30	8	42,872.00	41,306.00	39,740.00	36,360.00
31	9	43,666.00	42,033.00	40,400.00	36,855.00
32	10	44,460.00	42,760.00	41,060.00	37,350.00
33	11	45,254.00	43,487.00	41,720.00	37,845.00
34	12	46,048.00	44,214.00	42,380.00	38,340.00
35	<u>13</u>	46,842.00	44,941.00	43,040.00	38,835.00
36	14	47,636.00	45,668.00	43,700.00	<u>39,330.00</u>
37	<u>15</u>	48,430.00	46,395.00	44,360.00	39,825.00
38	16	49,224.00	47,122.00	45,020.00	40,320.00
39	17	50,018.00	47,849.00	45,680.00	40,815.00
40	18	50,812.00	48,576.00	46,340.00	41,310.00
41	<u>19</u>	51,606.00	49,303.00	47,000.00	41,805.00
42	20	52,400.00	50,030.00	47,660.00	42,300.00
43	21	53,194.00	50,757.00	48,320.00	42,795.00
44	22	53,988.00	51,484.00	48,980.00	43,290.00
45	23	54,782.00	52,211.00	49,640.00	43,785.00
46	24	55,576.00	52,938.00	50,300.00	44,280.00

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47	25	58,430.00	55,725.00	53,020.00	46,835.00
48	26	59,224.00	56,452.00	53,680.00	47,330.00
49	27	60,018.00	57,179.00	54,340.00	47,825.00
50	28	60,812.00	57,906.00	55,000.00	48,320.00
51	29	61,606.00	<u>58,633.00</u>	<u>55,660.00</u>	48,815.00
52	30	62,400.00	59,360.00	<u>56,320.00</u>	49,310.00
53	31	63,194.00	60,087.00	56,980.00	49,805.00
54	32	63,988.00	60,814.00	57,640.00	50,300.00
55	33	64,782.00	61,541.00	<u>58,300.00</u>	<u>50,795.00</u>
56	34	<u>65,576.00</u>	62,268.00	<u>58,960.00</u>	<u>51,290.00</u>
57	35 & above	66,370.00	62,995.00	<u>59,620.00</u>	<u>51,785.00</u>
58		2015-2016	MINIMUM SALARY SC	CHEDULE	
59	Years Exp.	AAAA	AAA	AA	A
60	<u>0</u>	39,108.00	37,944.00	36,780.00	34,390.00
61	<u>1</u>	39,108.00	37,944.00	36,780.00	34,390.00
62	2	39,108.00	37,944.00	36,780.00	34,390.00
63	<u>3</u>	39,902.00	38,671.00	37,440.00	34,885.00
64	4	40,696.00	39,398.00	38,100.00	35,380.00
65	5	41,490.00	40,125.00	38,760.00	35,875.00
66	6	42,284.00	40,852.00	39,420.00	36,370.00
67	7	43,078.00	41,579.00	40,080.00	36,865.00
68	8	43,872.00	42,306.00	40,740.00	37,360.00
69	9	44,666.00	43,033.00	41,400.00	37,855.00
70	10	45,460.00	43,760.00	42,060.00	38,350.00
71	<u>11</u>	46,254.00	44,487.00	42,720.00	38,845.00

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72	<u>12</u>	47,048.00	45,214.00	43,380.00	39,340.00
73	<u>13</u>	47,842.00	45,941.00	44,040.00	39,835.00
74	14	48,636.00	46,668.00	44,700.00	40,330.00
75	15	49,430.00	47,395.00	45,360.00	40,825.00
76	16	50,224.00	48,122.00	46,020.00	41,320.00
77	17	51,018.00	48,849.00	46,680.00	41,815.00
78	18	51,812.00	49,576.00	47,340.00	42,310.00
79	<u>19</u>	52,606.00	50,303.00	48,000.00	42,805.00
80	20	53,400.00	51,030.00	48,660.00	43,300.00
81	21	54,194.00	51,757.00	49,320.00	43,795.00
82	22	54,988.00	52,484.00	49,980.00	44,290.00
83	23	55,782.00	53,211.00	50,640.00	44,785.00
84	24	56,576.00	53,938.00	51,300.00	45,280.00
85	25	59,430.00	56,725.00	54,020.00	47,835.00
86	26	60,224.00	57,452.00	54,680.00	48,330.00
87	27	61,018.00	58,179.00	55,340.00	48,825.00
88	28	61,812.00	58,906.00	56,000.00	49,320.00
89	29	62,606.00	<u>59,633.00</u>	56,660.00	49,815.00
90	30	63,400.00	60,360.00	57,320.00	50,310.00
91	31	64,194.00	61,087.00	57,980.00	50,805.00
92	32	64,988.00	61,814.00	58,640.00	51,300.00
93	33	65,782.00	62,541.00	59,300.00	51,795.00
94	34	66,576.00	63,268.00	59,960.00	52,290.00
95	35 & above	67,370.00	63,995.00	60,620.00	<u>52,785.00</u>

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97 It is the intent of the Legislature that any state funds made 98 available for salaries of licensed personnel in excess of the funds paid for such salaries for the 1986-1987 school year shall 99 100 be paid to licensed personnel pursuant to a personnel appraisal 101 and compensation system implemented by the State Board of 102 Education. The State Board of Education shall have the authority 103 to adopt and amend rules and regulations as are necessary to 104 establish, administer and maintain the system.

105 All teachers employed on a full-time basis shall be paid a 106 minimum salary in accordance with the above scale. However, no 107 school district shall receive any funds under this section for any 108 school year during which the local supplement paid to any 109 individual teacher shall have been reduced to a sum less than that 110 paid to that individual teacher for performing the same duties 111 from local supplement during the immediately preceding school 112 year. The amount actually spent for the purposes of group health 113 and/or life insurance shall be considered as a part of the aggregate amount of local supplement but shall not be considered a 114 115 part of the amount of individual local supplement.

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117 The level of professional training of each teacher to be used 118 in establishing the salary allotment for the teachers for each 119 year shall be determined by the type of valid teacher's license 120 issued to those teachers on or before October 1 of the current 121 school year. Provided, however, that school districts are

H. B. No. 504 **~ OFFICIAL ~** 14/HR40/R1247SG PAGE 5 (DJ\BD) authorized, in their discretion, to negotiate the salary levels applicable to certificated employees who are receiving retirement benefits from the retirement system of another state, and the annual experience increment provided above in Section 37-19-7 shall not be applicable to any such retired certificated employee.

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

131 Any licensed teacher who has met the (i) 132 requirements and acquired a Master Teacher certificate from the 133 National Board for Professional Teaching Standards and who is 134 employed by a local school board or the State Board of Education 135 as a teacher and not as an administrator. Such teacher shall 136 submit documentation to the State Department of Education that the 137 certificate was received prior to October 15 in order to be 138 eligible for the full salary supplement in the current school year, or the teacher shall submit such documentation to the State 139 140 Department of Education prior to February 15 in order to be 141 eligible for a prorated salary supplement beginning with the 142 second term of the school year.

(ii) A licensed nurse who has met the requirements and acquired a certificate from the National Board for Certification of School Nurses, Inc., and who is employed by a local school board or the State Board of Education as a school

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147 nurse and not as an administrator. The licensed school nurse 148 shall submit documentation to the State Department of Education that the certificate was received before October 15 in order to be 149 150 eligible for the full salary supplement in the current school 151 year, or the licensed school nurse shall submit the documentation 152 to the State Department of Education before February 15 in order 153 to be eligible for a prorated salary supplement beginning with the 154 second term of the school year. Provided, however, that the total 155 number of licensed school nurses eligible for a salary supplement 156 under this subparagraph (ii) shall not exceed thirty-five (35).

157 (iii) Any licensed school counselor who has met 158 the requirements and acquired a National Certified School 159 Counselor (NCSC) endorsement from the National Board of Certified 160 Counselors and who is employed by a local school board or the 161 State Board of Education as a counselor and not as an 162 administrator. Such licensed school counselor shall submit 163 documentation to the State Department of Education that the 164 endorsement was received prior to October 15 in order to be 165 eligible for the full salary supplement in the current school 166 year, or the licensed school counselor shall submit such 167 documentation to the State Department of Education prior to 168 February 15 in order to be eligible for a prorated salary 169 supplement beginning with the second term of the school year. 170 However, any school counselor who started the National Board for Professional Teaching Standards process for school counselors 171

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H. B. No. 504 14/HR40/R1247SG PAGE 7 (DJ\BD) between June 1, 2003, and June 30, 2004, and completes the requirements and acquires the Master Teacher certificate shall be entitled to the master teacher supplement, and those counselors who complete the process shall be entitled to a one-time reimbursement for the actual cost of the process as outlined in paragraph (b) of this subsection.

178 (iv) Any licensed speech-language pathologist and 179 audiologist who has met the requirements and acquired a 180 Certificate of Clinical Competence from the American 181 Speech-Language-Hearing Association and any certified academic 182 language therapist (CALT) who has met the certification 183 requirements of the Academic Language Therapy Association and who 184 is employed by a local school board or is employed by a state 185 agency under the State Personnel Board. The licensed 186 speech-language pathologist and audiologist and certified academic 187 language therapist shall submit documentation to the State 188 Department of Education that the certificate or endorsement was 189 received before October 15 in order to be eligible for the full 190 salary supplement in the current school year, or the licensed 191 speech-language pathologist and audiologist and certified academic 192 language therapist shall submit the documentation to the State 193 Department of Education before February 15 in order to be eligible 194 for a prorated salary supplement beginning with the second term of 195 the school year. However, the total number of certified academic

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196 language therapists eligible for a salary supplement under this
197 paragraph (iv) shall not exceed twenty (20).

198 An employee shall be reimbursed one time for the (b) actual cost of completing the process of acquiring the certificate 199 200 or endorsement, excluding any costs incurred for postgraduate 201 courses, not to exceed Five Hundred Dollars (\$500.00) for a school 202 counselor or speech-language pathologist and audiologist, 203 regardless of whether or not the process resulted in the award of 204 the certificate or endorsement. A local school district or any 205 private individual or entity may pay the cost of completing the 206 process of acquiring the certificate or endorsement for any 207 employee of the school district described under paragraph (a), and 208 the State Department of Education shall reimburse the school 209 district for such cost, regardless of whether or not the process 210 resulted in the award of the certificate or endorsement. If a 211 private individual or entity has paid the cost of completing the 212 process of acquiring the certificate or endorsement for an 213 employee, the local school district may agree to directly 214 reimburse the individual or entity for such cost on behalf of the 215 employee.

(c) All salary supplements, fringe benefits and process reimbursement authorized under this subsection shall be paid directly by the State Department of Education to the local school district and shall be in addition to its minimum education program allotments and not a part thereof in accordance with regulations

H. B. No. 504 **~ OFFICIAL ~** 14/HR40/R1247SG PAGE 9 (DJ\BD) 221 promulgated by the State Board of Education. Local school 222 districts shall not reduce the local supplement paid to any 223 employee receiving such salary supplement, and the employee shall 224 receive any local supplement to which employees with similar 225 training and experience otherwise are entitled. However, an 226 educational employee shall receive the salary supplement in the 227 amount of Six Thousand Dollars (\$6,000.00) for only one (1) of the 228 qualifying certifications authorized under paragraph (a) of this 229 subsection. No school district shall provide more than one (1) 230 annual salary supplement under the provisions of this subsection 231 to any one individual employee holding multiple qualifying 232 national certifications.

233 The State Department of Education may not pay any (d) 234 process reimbursement to a school district for an employee who 235 does not complete the certification or endorsement process 236 required to be eligible for the certificate or endorsement. If an 237 employee for whom such cost has been paid, in full or in part, by 238 a local school district or private individual or entity fails to 239 complete the certification or endorsement process, the employee 240 shall be liable to the school district or individual or entity for 241 all amounts paid by the school district or individual or entity on 242 behalf of that employee toward his or her certificate or 243 endorsement.

(3) (a) Effective July 1, 2007, if funds are available forthat purpose, the Legislature may authorize state funds for

H. B. No. 504 **~ OFFICIAL ~** 14/HR40/R1247SG PAGE 10 (DJ\BD) additional base compensation for teachers holding licenses in critical subject areas or the equivalent and who teach at least a majority of their courses in a critical subject area, as determined by the State Board of Education.

(b) Effective July 1, 2007, if funds are available for that purpose, the Legislature may authorize state funds for additional base compensation for teachers employed in a public school district located in a geographic area of the state designated as a critical teacher shortage area by the State Board of Education.

256 (4) (a) This section shall be known and may be cited as the 257 "Mississippi Performance-Based Pay (MPBP)" plan. In addition to 258 the minimum base pay described in this section, only after full 259 funding of MAEP and if funds are available for that purpose, the 260 State of Mississippi may provide monies from state funds to school 261 districts for the purposes of rewarding certified teachers, 262 administrators and nonlicensed personnel at individual schools 263 showing improvement in student test scores. The MPBP plan shall 264 be developed by the State Department of Education based on the 265 following criteria:

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

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H. B. No. 504 14/HR40/R1247SG PAGE 11 (DJ\BD) 270 (ii) To ensure that all of Mississippi's teachers, 271 administrators and nonlicensed personnel at all schools have equal 272 access to the monies set aside in this section, the MPBP program 273 shall be designed to calculate each school's performance as 274 determined by the school's increase in scores from the prior 275 school year. The MPBP program shall be based on a standardized 276 scores rating where all levels of schools can be judged in a 277 statistically fair and reasonable way upon implementation. At the 278 end of each year, after all student achievement scores have been 279 standardized, the State Department of Education shall implement 280 the MPBP plan.

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

(b) The State Board of Education shall develop the processes and procedures for designating schools eligible to participate in the MPBP. State assessment results, growth in student achievement at individual schools and other measures deemed appropriate in designating successful student achievement shall be used in establishing MPBP criteria. The State Board of

H. B. No. 504 14/HR40/R1247SG PAGE 12 (DJ\BD) 294 Education shall develop the MPBP policies and procedures and 295 report to the Legislature and Governor by December 1, 2006. 296 Beginning in the 2008-2009 school year, if funds (5)(a) 297 are available for that purpose, each school in Mississippi shall 298 have mentor teachers, as defined by Sections 37-9-201 through 299 37-9-213, who shall receive additional base compensation provided 300 for by the State Legislature in the amount of One Thousand Dollars 301 (\$1,000.00) per each beginning teacher that is being mentored. 302 The additional state compensation shall be limited to those mentor teachers that provide mentoring services to beginning teachers. 303 For the purposes of such funding, a beginning teacher shall be 304 305 defined as any teacher in any school in Mississippi that has less 306 than one (1) year of classroom experience teaching in a public 307 For the purposes of such funding, no full-time academic school. teacher shall mentor more than two (2) beginning teachers. 308

309 (b) To be eligible for this state funding, the 310 individual school must have a classroom management program 311 approved by the local school board.

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

316 <u>SECTION 2.</u> (1) The Legislature finds that there is a need 317 for a performance incentive program for outstanding teachers and 318 staff in highly productive schools.

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319 (2) Beginning with the 2016-2017 school year, the School 320 Recognition Program is created to provide financial awards to 321 public schools that:

322 (a) Sustain high performance by earning a school
323 accountability rating of "A" which shall be funded at One Hundred
324 Dollars (\$100.00) per pupil in average daily attendance;

325 (b) Sustain high performance by earning a school 326 accountability rating of "B" which shall be funded at Seventy-five 327 Dollars (\$75.00) per pupil in average daily attendance; or

328 (c) Demonstrate exemplary performance by improving at 329 least one (1) letter grade, which shall be funded at One Hundred 330 Dollars (\$100.00) per pupil in average daily attendance.

(3) All public schools, including charter schools, earning
 the appropriate school rating are eligible to participate in the
 program.

334 (4) School recognition awards must be used for nonrecurring 335 salary supplements to the teachers and staff employed in the 336 school receiving the financial award. Any nonrecurring salary 337 supplements paid to teachers and staff shall be prospective, shall 338 be paid over the remainder of the year, and shall not be 339 considered part of the local supplement. For contracted 340 individuals, there shall be an amendment to the existing contract. 341 (5)School recognition awards shall not be used for 342 administrators.

H. B. No. 504 14/HR40/R1247SG PAGE 14 (DJ\BD) 343 (6) There is hereby created in the State Treasury, the 344 School Recognition Program Fund which shall be used by the State Department of Education, depending on the availability of funds as 345 appropriated, to provide financial awards to schools under this 346 347 section. It shall be the duty of the State Department of 348 Education to file with the State Treasurer and the State Fiscal 349 Officer such data and information as may be required to enable the 350 said State Treasurer and State Fiscal Officer to distribute the 351 School Recognition Program Funds by electronic funds transfer to 352 the several school districts at the time required and provided 353 under the provisions of this section. Such data and information 354 so filed shall show in detail the amount of funds to which each 355 school district is entitled from the School Recognition Program 356 Such data and information so filed may be revised from time Fund. to time as necessitated by law. At the time provided by law, the 357 State Treasurer and the State Fiscal Officer shall distribute to 358 359 the several school districts the amounts to which they are 360 entitled from the School Recognition Program Fund as provided by 361 this section. Such distribution shall be made by electronic funds 362 transfer to the depositories of the several school districts 363 designated in writing to the State Treasurer based upon the data 364 and information supplied by the State Department of Education for 365 such distribution. In such instances, the State Treasurer shall 366 submit a request for an electronic funds transfer to the State Fiscal Officer, which shall set forth the purpose, amount and 367

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H. B. No. 504 14/HR40/R1247SG PAGE 15 (DJ\BD) 368 payees, and shall be in such form as may be approved by the State 369 Fiscal Officer so as to provide the necessary information as would 370 be required for a requisition and issuance of a warrant. A copy 371 of the record of said electronic funds transfers shall be 372 transmitted by the school district depositories to the Treasurer, 373 who shall file duplicates with the State Fiscal Officer. The 374 Treasurer and State Fiscal Officer shall jointly promulgate 375 regulations for the utilization of electronic funds transfers to 376 school districts from the School Recognition Program Fund.

(7) It is the intent of the Legislature to develop a plan to reward high-performing teachers in schools with an accountability rating of "C," "D" and "F" by July 1, 2016.

380 **SECTION 3.** This act shall take effect and be in force from 381 and after July 1, 2014.