

**Pending
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 833

BY: Committee

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

25 **SECTION 1.** Section 1, Chapter 572, Laws of 2013, is amended
26 as follows:

27 Section 1. (1) In addition to overseeing the operation of
28 the Oktibbeha County School District through June 30, 2015, the
29 Conservator of the Oktibbeha County School District shall have the
30 authority for the planning and assignment of school grades,
31 programs, services, operations, staffing and alignment of
32 curriculum for the new Starkville Consolidated School District.

33 (* * *2) There is hereby created and established an
34 advisory council to be known as the Commission on Starkville



35 Consolidated School District Structure. It shall be the
36 responsibility of the Commission on Starkville Consolidated School
37 District Structure to review the current structure of the school
38 districts and schools in Starkville, Mississippi, and in Oktibbeha
39 County, Mississippi, and make recommendations on future actions of
40 the provision and transition of service of the newly consolidated
41 school district in order to improve both the quality of education
42 and the efficiency with which it is delivered. The commission
43 shall not decide the issue of whether or not the districts shall
44 be consolidated. The commission shall be composed of seven (7)
45 members as follows:

46 (a) The State Superintendent of Education, or his
47 designee, who shall serve as Chairman of the Commission;

48 (b) Three (3) representatives of the Starkville School
49 District appointed by the Board of Trustees of the Starkville
50 School District and who may be members of the board or the
51 Superintendent of Schools;

52 (c) One (1) resident of the former Oktibbeha County
53 School District to be appointed by the State Superintendent of
54 Education;

55 (d) The Conservator for the Oktibbeha County School
56 District appointed by the State Board of Education; and

57 (e) One (1) representative of Mississippi State
58 University appointed by the President of Mississippi State
59 University.



60 (3) The Commission on Starkville Consolidated School
61 District Structure shall meet within thirty (30) days of passage
62 of this act upon the call of the State Superintendent of Education
63 and shall hold hearings and meet as necessary and develop a report
64 to the Legislature, the Governor and the State Board of Education
65 on or before March 1, 2014, with recommendations to accomplish the
66 following:

67 (a) Review the current structure of school districts
68 and the location of schools in Starkville, Mississippi, and
69 Oktibbeha County, Mississippi, and recommend how they can be
70 consolidated into one (1) school district in order to improve both
71 the quality of education and the efficiency at which it is
72 delivered.

73 (b) Review the capital facility needs of both school
74 districts and recommend methods of financing necessary
75 improvements, including the possibility of pledging Mississippi
76 Adequate Education Program funds for capital improvement purposes.

77 (c) Detail in the report how best to implement
78 consolidation and make any other recommendations on how to
79 maximize education quality in Starkville and Oktibbeha County
80 while eliminating duplicative and wasteful administrative
81 spending.

82 (d) The commission shall also be authorized to
83 recommend that portions of the Oktibbeha County School District be
84 merged into districts in adjoining counties.



85 The commission shall have the authority to raise and to
86 expend nonstate funds. The State Department of Education shall
87 provide staff and such other support as the commission deems
88 appropriate. After submitting its report on or before March 1,
89 2014, the commission shall be dissolved.

90 **SECTION 2.** Section 37-7-104.3, Mississippi Code of 1972, is
91 amended as follows:

92 37-7-104.3. (1) In Oktibbeha County, Mississippi, in which
93 are located, as of January 1, 2013, two (2) school districts,
94 there shall be an administrative consolidation of all of those
95 school districts in the county into one (1) new countywide
96 municipal separate school district to be designated as Starkville
97 Consolidated School District which shall consist of the territory
98 of the former Oktibbeha County School District and the Starkville
99 School District, effective on July 1, 2015. Until June 30, 2015,
100 preceding the effective date of the required administrative
101 consolidation of school districts in the county, the Oktibbeha
102 County School District shall remain in conservatorship, under the
103 authority and control of the Mississippi Recovery School District
104 of the State Department of Education. At such time that the
105 administrative consolidation becomes effective, the central
106 administrative office of the Starkville Consolidated School
107 District shall be located in Starkville, Mississippi.

108 (2) (a) On or before July 1, 2014, the State Board of
109 Education shall serve the local school board of the Starkville



110 School District with notice and instructions regarding the
111 timetable for action to be taken to comply with the administrative
112 consolidation required in this section.

113 **(b)** In the new consolidated school district there shall
114 be a countywide municipal separate school district board of
115 trustees, which shall consist of the existing members of the Board
116 of Trustees of the Starkville School District * * *. However,
117 upon the first occurrence of a vacancy on the board as a result of
118 an expired term of an appointed board member, that vacancy shall
119 become an elected position and shall be filled by the election of
120 a board member * * * as follows: the 2016 expiring term board
121 member shall remain in office until January 1, 2017. In November
122 2016, an election will be held for a board member who resides
123 outside of the incorporated municipal limits in the manner
124 prescribed in Section 37-7-203, and the elected board member will
125 take office for a five-year term beginning January 1, 2017.
126 Subsequent board members shall be selected in the manner
127 prescribed in Section 37-7-203. The Board of Supervisors of
128 Oktibbeha County shall * * * publish * * * notice of the school
129 board elections in some newspaper of general circulation in the
130 county for at least three (3) consecutive weeks * * *.

131 **(c)** Any school district affected by the required
132 administrative consolidation in the county that does not
133 voluntarily consolidate as ordered by the State Board of Education
134 shall be administratively consolidated by the State Board of



135 Education, to be effective immediately upon action of the State
136 Board of Education. The State Board of Education shall promptly
137 move on its own motion to administratively consolidate a school
138 district which does not voluntarily consolidate in order to enable
139 the affected school districts to reasonably accomplish the
140 resulting administrative consolidation into one (1) consolidated
141 school district by July 1 following the motion to consolidate.
142 The affected school districts shall comply with any consolidation
143 order issued by the State Board of Education.

144 (3) On July 1, 2015, following the motion of State Board of
145 Education to consolidate school districts in Oktibbeha County, the
146 Oktibbeha County School District shall be abolished. All real and
147 personal property which is owned or titled in the name of the
148 school district located in such former school district shall be
149 transferred to the Starkville Consolidated School District as of
150 July 1, 2015. The Conservator of the Oktibbeha County School
151 District is authorized and directed to execute and record all
152 documents and conveyances necessary to convey title to all real
153 and personal property of the Oktibbeha County School District to
154 the Starkville Consolidated School District. The conservator is
155 further authorized and directed to sign all documents and to take
156 all actions necessary to assign contracts and other property,
157 contract rights and obligations of the Oktibbeha County School
158 District to the Starkville Consolidated School District. The
159 Board of Trustees of the Starkville * * * School District shall be



160 responsible for establishing the contracts for operations,
161 teachers, principals, clerical and administrative staff personnel
162 for the 2015-2016 school year * * * prior to July 1, 2015, and
163 shall consult with the conservator for the establishment of
164 contracts for teachers, principals, clerical and administrative
165 staff personnel located in the former Oktibbeha County School
166 District for the 2015-2016 school year. In order to prepare for
167 the efficient staffing of the Starkville Consolidated School
168 District, the Conservator of the Oktibbeha County School District
169 and the Superintendent of the Starkville School District shall
170 have full authority to nonrenew the employment contract of any
171 teacher, principal, clerical or administrative staff located
172 within their respective school districts for the 2015-2016 school
173 year. The superintendent and assistant superintendent(s) of
174 schools of the former Starkville School District shall continue to
175 serve in like administrative capacities of the Starkville
176 Consolidated School District, but in no instance shall the
177 administrative leadership of the Starkville Consolidated School
178 District exceed three (3) assistant superintendents to be
179 appointed by the superintendent of the former Starkville School
180 District. No superintendent serving in the former Oktibbeha
181 County School District * * * shall be eligible for appointment as
182 a superintendent or assistant superintendent in the Starkville
183 Consolidated School District. Likewise, no trustee serving in the
184 former Oktibbeha County School District * * * shall be eligible



185 for election to the new Board of Trustees of the Starkville
186 Consolidated School District. It shall be the responsibility of
187 the board of trustees to prepare and approve the budget of the
188 respective new reorganized district, and the board of trustees may
189 use staff from the former school district to prepare the budget.
190 Any * * * transfer of the assets, real or personal property
191 of * * * the Oktibbeha County School District mandated by this
192 section shall be final and conclusive for the purposes of the
193 transfer of property required by * * * this section to effectuate
194 the administrative consolidation.

195 (4) Nothing in this section shall be construed to require
196 the closing of any school or school facility, unless the facility
197 is an unneeded administrative office located within a school
198 district which has been abolished under the provisions of this
199 section. All administrative consolidations under this section
200 shall be accomplished so as not to delay or in any manner
201 negatively affect the desegregation of another school district in
202 the county pursuant to court order.

203 (5) The State Board of Education shall promulgate rules and
204 regulations to facilitate the administrative consolidation of the
205 school districts in Oktibbeha County pursuant to the requirements
206 of this section. Beginning with the insurance cafeteria plan year
207 of November 1, 2014, the consolidated districts shall * * * fall
208 under all insurance plans and policies elected by the Starkville



209 Public School District, including the group term life insurance
210 described in Section 25-15-9(7).

211 (6) For the initial three (3) years following the
212 administrative consolidation required by this section, the State
213 Department of Education shall grant a waiver of accountability and
214 state assessment requirements to the Starkville Consolidated
215 School District * * *.

216 * * *

217 (7) As soon as practicable after passage of this act, the
218 Conservator of the Oktibbeha County School District shall initiate
219 the issuance of notes or certificates of indebtedness of the
220 Oktibbeha County School District for the purpose of purchasing
221 school buses, textbooks, computers and software and other
222 equipment and fixtures for school facilities and making repairs,
223 alterations, utility upgrades and additions to two (2) elementary
224 school buildings located in the Oktibbeha County School District
225 in order to meet the same physical and educational standards as
226 the elementary school buildings in Starkville, and to contribute
227 funds to the Starkville School District for capital improvements
228 to accommodate county school district students and increase
229 capacity for the consolidation. The contribution of such funds to
230 the Starkville School District is hereby authorized. Said notes
231 or certificates of indebtedness shall be issued under the
232 authority of Sections 37-59-101 through 37-59-115, Mississippi
233 Code of 1972, including all notice requirements, however, the



234 resolution as to the necessity for the issuance of the notes and
235 the execution of the documents shall be made by the Conservator of
236 the Oktibbeha County School District. The term of any notes or
237 certificates of indebtedness issued under this section may not
238 exceed the useful life of the financed project as determined
239 according to the upper limit of useful life and depreciation
240 guidelines established under the United States Internal Revenue
241 Code and regulations. The levying authority for the Oktibbeha
242 County School District, and after July 1, 2015, the levying
243 authority for the Starkville Consolidated School District, shall
244 annually levy a special tax on all taxable property of the former
245 Oktibbeha County School District in an amount sufficient to pay
246 the principal of and interest on such negotiable notes or
247 certificates of indebtedness as the same shall respectively mature
248 and accrue. Said tax shall be levied as provided in Section
249 37-59-107, Mississippi Code of 1972, except that the levy shall
250 not exceed four (4) mills on the dollar for the payment of all
251 notes that are subject to the levy under Section 37-59-107. Any
252 notes or certificates of indebtedness issued pursuant to this
253 subsection (7) shall become indebtedness of the new Starkville
254 Consolidated School District from and after July 1, 2015, and the
255 mandatory special ad valorem tax levied to pay the notes or
256 certificates of indebtedness by the levying authority pursuant to
257 Section 37-59-101, Mississippi Code of 1972, shall be levied upon



258 all of the taxable property within the Starkville Consolidated
259 School District.

260 (8) For a period beginning July 1, 2014, and ending June 30,
261 2015, the Conservator of the Oktibbeha County School District may
262 issue negotiable bonds of the Oktibbeha County School District for
263 the purpose of equipping and making repairs, alterations and
264 additions and utility upgrades and for any purposes allowed by
265 Section 37-59-3, Mississippi Code of 1972, to school facilities in
266 the Oktibbeha County School District and in the Starkville School
267 District to accommodate students in the former Oktibbeha County
268 School District who will be attending school in the new Starkville
269 Consolidated School District and the increased capacity needs
270 under the consolidation. Said bonds shall be issued under the
271 authority of Sections 37-59-1 through 37-59-45, however, the
272 resolution as to the necessity for the issuance of the bonds and
273 execution of the documents may be made by the Conservator of the
274 Oktibbeha County School District. Provided further, that the
275 conservator shall publish notice of the issuance of the bonds once
276 each week for at least three (3) consecutive weeks in a newspaper
277 having general circulation in the Oktibbeha County School
278 District, with the first publication thereof to be made not less
279 than fifteen (15) days prior to the date upon which the
280 conservator is to take final action upon the question of
281 authorizing the issuance of said bonds. If no petition requesting
282 an election is filed prior to the date on which the conservator is



283 to take final action on the issuance of the bonds, then the
284 conservator shall authorize the issuance of the bonds. If at any
285 time prior to the date on which the conservator takes final action
286 upon the question of issuing such bonds a petition signed by not
287 less than twenty percent (20%) of the qualified electors of the
288 Oktibbeha County School District shall be filed with the
289 Conservator of the Oktibbeha County School District requesting
290 that an election be called on the question of issuing the bonds,
291 then the conservator shall either rescind the resolution of intent
292 or adopt a resolution calling an election to be held within the
293 territory of the Oktibbeha County School District upon such
294 question. The election shall be called and held, and notice
295 thereof shall be given, in the same manner for elections upon the
296 question of bond issues under Sections 37-59-13, 37-59-15 and
297 37-59-17, and the results thereof shall be certified by the
298 Oktibbeha County Election Commission to the Conservator of the
299 Oktibbeha County School District. If three-fifths (3/5) of the
300 qualified electors who voted in such election vote in favor of the
301 issuance of such bonds, then the conservator shall authorize the
302 Oktibbeha County School District to issue such bonds.
303 Notwithstanding any provision to the contrary, the Oktibbeha
304 County School District may issue bonds pursuant to this subsection
305 (8) in an amount which, when added to all of the Oktibbeha County
306 School District's then outstanding bonded indebtedness, shall not
307 result in the imposition on any of the property in said district



308 of an indebtedness for school purposes of more than twenty percent
309 (20%) of the assessed value of the taxable property within said
310 district, according to the then last completed assessment for
311 taxation. Any bonds issued pursuant to this subsection (8) shall
312 become indebtedness of the new Starkville Consolidated School
313 District from and after July 1, 2015, and the mandatory special ad
314 valorem tax to be levied by the levying authority pursuant to
315 Section 37-59-23, Mississippi Code of 1972, to pay the bonds shall
316 be levied only upon the taxable real property that was within the
317 former Oktibbeha County School District. The tax for the bonds
318 may not be imposed on the real property within the former
319 Starkville School District.

320 (9) For a period beginning July 1, 2015, and ending July 1,
321 2024, the Starkville Consolidated School District Board of
322 Trustees may issue negotiable bonds of the Starkville Consolidated
323 School District for the purpose of purchasing school buses,
324 textbooks, computers and software and other equipment and fixtures
325 for school facilities and for any purposes enumerated in Section
326 37-59-3, Mississippi Code of 1972. The term of any such bonds may
327 not exceed the useful life of the financed project as determined
328 according to the upper limit of useful life and depreciation
329 guidelines established under the United States Internal Revenue
330 Code and regulations. Said bonds shall be issued under the
331 authority of Sections 37-59-1 through 37-59-45, including all
332 notice and publication requirements, however, the necessity for



333 the issuance of the bonds shall be made pursuant to a reverse
334 referendum procedure to be followed by the Starkville Consolidated
335 School District Board of Trustees as follows: the board of
336 trustees shall publish notice of the issuance of the bonds once
337 each week for at least three (3) consecutive weeks in a newspaper
338 having general circulation in the Starkville Consolidated School
339 District, with the first publication thereof to be made not less
340 than fifteen (15) days prior to the date on which the board of
341 trustees is to take final action authorizing the issuance of the
342 bonds. If no petition requesting an election is filed prior to
343 the date on which the board of trustees is to take final action on
344 the issuance of the bonds, the board of trustees shall authorize
345 the issuance of the bonds. If at any time prior to the date on
346 which the board of trustees is to take final action authorizing
347 the issuance of the bonds a petition signed by not less than
348 twenty percent (20%) of the qualified electors of the Starkville
349 Consolidated School District shall be filed with the Board of
350 Trustees of Starkville Consolidated School District requesting
351 that an election be called on the question of issuing the bonds,
352 then the board of trustees shall, not later than its next regular
353 meeting, adopt a resolution calling an election to be held within
354 the Starkville Consolidated School District upon such question.
355 The election shall be called and held, and notice thereof shall be
356 given, in the same manner for elections upon the question of bond
357 issues under Sections 37-59-13, 37-59-15 and 37-59-17, and the



358 results there shall be certified to the Starkville Consolidated
359 School District Board of Trustees, as the case may be. If
360 three-fifths (3/5) of the qualified electors who voted in such
361 election vote in favor of the issuance of such bonds, then the
362 board of trustees shall issue such bonds. Notwithstanding any
363 provision to the contrary, the Starkville Consolidated School
364 District may issue bonds pursuant to this subsection (9) in an
365 amount which, when added to all of the Starkville Consolidated
366 School District's then outstanding bonded indebtedness, shall not
367 result in the imposition on any of the property in said district
368 of an indebtedness for school purposes of more than twenty percent
369 (20%) of the assessed value of the taxable property within said
370 district, according to the then last completed assessment for
371 taxation. Any bonds issued pursuant to this subsection (9) shall
372 be indebtedness of the new Starkville Consolidated School
373 District. The mandatory special ad valorem tax to be levied by
374 the levying authority pursuant to Section 37-59-23, Mississippi
375 Code of 1972, shall be levied on all taxable property of the
376 Starkville Consolidated School District.

377 (10) From and after July 1, 2015, all outstanding debt of
378 the former Oktibbeha County School District and the former
379 Starkville School District shall be assumed by and become the debt
380 of the Starkville Consolidated School District. Any debt assumed
381 by the Starkville Consolidated School District secured by a
382 special ad valorem tax shall be secured by and payable from a



383 special ad valorem tax levied on all taxable property in the
384 Starkville Consolidated School District by its levying authority.
385 All debt secured by a pledge by either district of its education
386 enhancement funds pursuant to Section 37-61-33, Mississippi Code
387 of 1972, or by a pledge of its Mississippi Adequate Education
388 Program funds will continue to be secured by and payable from the
389 same funds after the debt is assumed by the Starkville
390 Consolidated School District as of July 1, 2015. It is the intent
391 of the Legislature that any such pledges will remain in effect and
392 that the pledged funds will be available to the Starkville
393 Consolidated School District to pay its debt to which the funds
394 are pledged.

395 (11) Any appropriation by the Legislature to fund legal fees
396 for private counsel and/or the Office of the Attorney General to
397 assist the two (2) applicable school districts with desegregation
398 cases will be expended by the Conservator of the Oktibbeha County
399 School District and the Superintendent of the Starkville School
400 District for such purposes.

401 (12) It shall be the responsibility of the Board of
402 Supervisors of Oktibbeha County to provide office, furnishing and
403 utilities for the administrative Office of the Superintendent of
404 the Starkville Consolidated School District.

405 (13) The new Starkville Consolidated School District is
406 authorized and encouraged to develop a partnership with
407 Mississippi State University to create a model rural education



408 school to serve all sixth- and seventh-grade students from
409 Oktibbeha County and a model prekindergarten program which shall
410 also serve as a model for the education of teachers and
411 administrators.

412 (14) The Board of Supervisors of Oktibbeha County shall be
413 the "levying authority" for the Starkville Consolidated School
414 District.

415 **SECTION 3.** Section 37-59-7, Mississippi Code of 1972, is
416 amended as follows:

417 37-59-7. (1) (a) Any school district in which the total
418 number of pupils enrolled at any one time during the school year
419 shall have increased by at least twenty percent (20%) or an
420 average of three hundred fifty (350) or more annually within the
421 preceding five (5) years, shall not issue bonds for the purposes
422 authorized by law in an amount which when added to all of its then
423 outstanding bonded indebtedness, shall result in the imposition on
424 any of the property in such district of an indebtedness for school
425 purposes of more than twenty-five percent (25%) of the assessed
426 value of the taxable property within such district according to
427 the then last completed assessment for taxation.

428 (b) Any school district in which the total number of
429 pupils enrolled at any one time during the school year shall have
430 increased by at least ten percent (10%) within the preceding five
431 (5) years shall not issue bonds for the purposes authorized by law
432 in an amount which, when added to all of its then outstanding



433 bonded indebtedness, shall result in the imposition on any of the
434 property in such district of an indebtedness for school purposes
435 of more than twenty percent (20%) of the assessed value of the
436 taxable property within such district according to the then last
437 completed assessment for taxation.

438 (c) The pupil increase mentioned in this subsection
439 shall apply only to growth in pupil enrollment and shall not apply
440 to pupil increases brought about by consolidation of school
441 districts.

442 (2) Any school district may hereafter issue bonds in an
443 amount exceeding the limit of Section 37-59-5 for the purpose of
444 constructing, reconstructing, repairing, equipping, remodeling or
445 enlarging school buildings and related facilities, as described in
446 subsection (a) of Section 37-59-3, but no such district shall
447 issue bonds in an amount which when added to all of its then
448 outstanding bonded indebtedness, shall result in the imposition on
449 any of the property in such district of an indebtedness for such
450 school purposes of more than twenty percent (20%) of the assessed
451 value of the taxable property in such district, according to the
452 then last completed assessment for taxation, regardless of whether
453 any of such indebtedness shall have been incurred by such district
454 or by another school district or districts:

455 (a) In the event of the damage to or destruction of any
456 school building or school buildings, or related facilities of any



457 such district by fire, windstorm, flood or other providential and
458 unforeseeable cause; or

459 (b) In the event such school district has lost its
460 accreditation and the constructing, reconstructing, repairing,
461 equipping, remodeling or enlarging of such school buildings and
462 related facilities is necessary for the restoration of such
463 accreditation * * *; or

464 (c) In the event of the establishment of the Starkville
465 Consolidated School District as authorized in Section
466 37-7-104.3(8) and (9).

467 (3) In any school district wherein more than nine percent
468 (9%) of the total land area of the school district is owned by the
469 federal government and situated in a flood control reservoir or
470 maintained as a part of the national forest system, the said
471 school district may issue bonds in an amount, which when added to
472 all of its then outstanding bonded indebtedness for school
473 purposes, shall result in the imposition on any of the property in
474 such school district of an indebtedness for school purposes of not
475 more than twenty percent (20%) of the assessed value of the
476 taxable property within such district, according to the then last
477 completed assessment for taxation, regardless of whether any of
478 such indebtedness shall have been incurred by such district or by
479 another school district or districts. If bonds in an amount in
480 excess of fifteen percent (15%) of the total assessed value of the
481 property of a school district are issued under the provisions of



482 this subsection, not less than twenty-five percent (25%) of the
483 total funds received by the school district under the provisions
484 of Section 49-19-23, Mississippi Code of 1972, shall be paid into
485 the bond and interest sinking fund of such district and used for
486 the retirement of the bonds so issued.

487 (4) In any district where the assessed valuation per pupil
488 is less than seventy-five percent (75%) of the average of all
489 school districts, such school district may issue bonds for the
490 purposes authorized by Section 37-59-3 in an amount exceeding the
491 fifteen percent (15%) debt limitation set forth in Section
492 37-59-5, but not exceeding an amount which, when added to all of
493 the school district's then outstanding bonded indebtedness, shall
494 result in the imposition on any of the property in such district
495 of an indebtedness for such school purposes of more than
496 twenty-five percent (25%) of the assessed value of the taxable
497 property in such district, according to the then last completed
498 assessment for taxation if:

499 (a) The board of trustees or board of education of the
500 school district adopts a resolution finding that issuing bonds in
501 an amount exceeding the limitation stated in Section 37-59-5 is
502 necessary to provide or maintain adequate educational facilities
503 within the school district; and

504 (b) The notice of the bond election required by Section
505 37-59-13 contains a provision notifying the qualified electors in
506 the school district:



507 (i) Of the fact that the proposed bonds, if
508 issued, will exceed the fifteen percent (15%) debt limit contained
509 in Section 37-59-5; and

510 (ii) Of the reasons why the school district is
511 proposing to exceed said limitation;

512 (c) The election is held and the proposed bond issue
513 receives the requisite voter approval as set forth in Section
514 37-59-17.

515 **SECTION 4.** Section 37-59-23, Mississippi Code of 1972, is
516 amended as follows:

517 37-59-23. The levying authority, as defined in Section
518 37-57-1(1)(b), acting for and on behalf of any school district,
519 shall annually levy a special tax upon all of the taxable property
520 within such school district, except as provided in Section
521 37-7-104.3(8) and (9), which shall be sufficient to provide for
522 the payment of the principal of and the interest on school bonds
523 issued under the provisions of this article according to the terms
524 thereof, including any school bonds issued pursuant to Section
525 37-7-104.3(8) and (9).

526 In the case of school bonds issued under the provisions of
527 Section 37-59-21, it shall be the duty of the board of supervisors
528 of the county having the greater assessed valuation of taxable
529 property within such district to annually levy upon all of the
530 taxable property within such district, without regard to county
531 lines, a special tax, which shall be sufficient to provide for the



532 payment of the principal of and interest on such bonds according
533 to the terms thereof. Such board shall annually certify to the
534 board of supervisors of the other county or counties in which a
535 portion of the district is situated the rate of taxation so fixed,
536 and it shall be the duty of such other board or boards to cause
537 such rate of taxation to be levied upon all of the taxable
538 property within the boundaries of such district situated within
539 their respective counties. Said taxes shall be collected and
540 deposited as other taxes are collected and deposited in such
541 county or counties, and the tax collector thereof shall thereupon
542 cause such taxes to be remitted to the county depository of the
543 county for which the bonds were issued.

544 **SECTION 5.** Section 37-59-107, Mississippi Code of 1972, is
545 amended as follows:

546 37-59-107. The levying authority for the school district
547 shall annually levy a special tax on all of the taxable property
548 of the school district on whose behalf the notes or certificates
549 of indebtedness are issued, except as provided in Section
550 37-7-104.3(7), in an amount which shall be sufficient to pay the
551 principal of and interest upon such negotiable notes or
552 certificates of indebtedness as the same shall respectively mature
553 and accrue, including any notes issued under the direction of a
554 conservator of a school district pursuant to the authority of
555 Section 37-7-104.3(7). Said tax shall be levied and collected at
556 the same time and in the same manner as other taxes are collected



557 and said tax shall be in addition to all other taxes authorized by
558 law. It is expressly provided, however, that, except as provided
559 in Section 37-7-104.3(7), such annual tax levy shall not exceed
560 three (3) mills on the dollar for the payment of all notes issued
561 under the provisions of this article and all notes previously
562 issued under the statutes hereby repealed. The special tax so
563 levied shall be collected by the tax collector of the county at
564 the same time and in the same manner as other taxes are collected,
565 and the proceeds thereof shall be paid to the school district and
566 shall be used exclusively for the payment of principal of and
567 interest upon such negotiable notes or certificates of
568 indebtedness.

569 **SECTION 6.** This act shall take effect and be in force from
570 and after July 1, 2014, and shall stand repealed from and after
571 June 30, 2014.

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

1 AN ACT TO AMEND SECTION 1, CHAPTER 572, LAWS OF 2013, AND
2 SECTION 37-7-104.3, MISSISSIPPI CODE OF 1972, RELATING TO THE
3 ESTABLISHMENT OF THE STARKVILLE CONSOLIDATED SCHOOL DISTRICT, TO
4 PRESCRIBE THE POWERS AND RESPONSIBILITIES OF THE CONSERVATOR OF
5 THE OKTIBBEHA COUNTY SCHOOL DISTRICT, TO CLARIFY THE PROCEDURE FOR
6 THE SELECTION OF THE NEW STARKVILLE CONSOLIDATED SCHOOL DISTRICT
7 BOARD OF TRUSTEES, TO AUTHORIZE AND DIRECT THE CONSERVATOR OF THE
8 OKTIBBEHA COUNTY SCHOOL DISTRICT TO ISSUE SHORT-TERM NOTES TO FUND
9 INITIAL REPAIRS AND IMPROVEMENTS TO CERTAIN ELEMENTARY SCHOOLS AND
10 INCREASE CAPACITY FOR THE CONSOLIDATION, TO AUTHORIZE THE
11 CONSERVATOR OF THE OKTIBBEHA COUNTY SCHOOL DISTRICT TO ISSUE
12 SCHOOL BONDS TO UPGRADE CERTAIN COUNTY SCHOOL FACILITIES SUBJECT
13 TO A REVERSE REFERENDUM ON THE BOND ISSUE, TO AUTHORIZE THE BOARD
14 OF TRUSTEES OF THE STARKVILLE CONSOLIDATED SCHOOL DISTRICT TO



15 ISSUE SCHOOL BONDS IN THE NEW DISTRICT ON A REVERSE REFERENDUM
16 BASIS AND TO INCREASE THE DEBT LIMIT CAP ON ASSESSED VALUATION FOR
17 SUCH BONDS, TO DIRECT THE ATTORNEY GENERAL TO REPRESENT THE TWO
18 DISTRICTS IN THEIR RESPECTIVE DESEGREGATION CASES TO OBTAIN
19 APPROVAL FROM THE FEDERAL COURT FOR THE NEW CONSOLIDATED DISTRICT,
20 TO CLARIFY THAT THE COUNTY BOARD OF SUPERVISORS SHALL PROVIDE
21 ADMINISTRATIVE OFFICES FOR THE NEW STARKVILLE CONSOLIDATED SCHOOL
22 DISTRICT; TO AMEND SECTIONS 37-59-7, 37-59-23 AND 37-59-107,
23 MISSISSIPPI CODE OF 1972, IN CONFORMITY; AND FOR RELATED PURPOSES.

