

Section: C General School Administration
Policy Code: CEB Duties of Superintendent

Duties of Superintendent

The superintendent shall be responsible for implementing board policy in the daily operations of the school district. The superintendent and administrative personnel shall adhere to board policy, mission statement, and district goals in the performance of their duties.

To enhance quality teaching and learning, the superintendent and administrative personnel shall:

1. implement the goals established by the board of education;
2. identify and influence the formulation and/or revision of administrative goals, policies, rules and regulations;
3. stimulate, plan and direct the development of programs to achieve the district's goals and purposes;
4. establish and coordinate the activities of professional and non-professional employees concerned with planning and implementing the programs;
5. procure and manage material and fiscal resources to support the schools and programs; and, assess continuously, cooperatively, and constructively the policies, regulations and general performance of all school personnel.

Legal Role

1. It shall be the duty of the superintendent of schools to administer the schools within this district and to implement the decisions of the school board.
2. In addition to all other powers, authority and duties imposed or granted by law, the Superintendent shall have the following powers, authority and duties:
 - a. To enter into contracts in the manner provided by law with each assistant superintendent, principal and teacher of the public schools under his supervision, after such assistant superintendent, principal and teachers have been selected and approved in the manner provided by law.
 - b. To enforce in the public schools of the school district the courses of study provided by law or the rules and regulations of the State Board of Education, and to comply with the law with reference to the use and distribution of free textbooks.
 - c. To administer oaths in all cases to persons testifying before him relative to disputes relating to the schools submitted to him for determination, and to take

testimony in such cases as provided by law.

- d. To examine the monthly and annual reports submitted to him by principals and teachers for the purpose of determining and verifying the accuracy thereof.
- e. To preserve all reports of superintendents, principals, teachers and other school officers, and to deliver to his successor or clerk of the board of supervisors all money, property, books, effects and papers.
- f. To prepare and keep in his office a map or maps showing the territory embraced in his school district, to furnish the county assessor with a copy of such map or maps, and to revise and correct same from time to time as changes in or alterations of school districts may necessitate.
- g. To keep an accurate record of the names of all the members of the school board showing the districts for which each was elected or appointed, the post office address of each, and the date of expiration of his term of office. All official correspondence shall be addressed to the school board and notice to such members shall be regarded as notice to the residents of the district and it shall be the duty of the members to notify such residents.
- h. To deliver in proper time to the assistant superintendents, principals, teachers and board members such forms, records and other supplies which will be needed during the school year as by law or any applicable rules and regulations, and to give to such individuals such information with regard to their duties as may be required.
- i. To make to the school board reports for each scholastic month in such form as the school board may require.
- j. To distribute promptly all reports, letters, forms, circulars and instructions which he may receive for the use of school officials.
- k. To keep on file and preserve in his office all appropriate information concerning the affairs of the school district.
- l. To visit the schools of his school district in his discretion, and to require the assistant superintendents, principals and teachers thereof to perform their duties as prescribed by law.
- m. To observe such instructions and regulations as the school board and other public officials may prescribe, and to make special reports to these officers whenever required.
- n. To keep his office open for the transaction of business upon the days and during the hours to be designated by the school board.

- o. To make such reports as are required by the State Board of Education.
- p. To make an enumeration of educable children in the school district as prescribed by law.
- q. To keep in his office and carefully preserve the public school record provided, to enter therein the proceedings of the school board and his decision upon cases and his other official acts, to record therein the data required from the monthly and term reports of principals and teachers, and from the summaries of records thus kept.
- r. To delegate student disciplinary matters to appropriate school personnel.
- s. To make assignments to the various schools in the district of all noninstructional and non-licensed employees and all licensed employees, as provided in Sections 37-9-15 and 37-9-17, and to make reassignments of such employees from time to time; however, a reassignment of a licensed employee may only be to an area in which the employee has a valid license issued by the State Department of Education. Upon request from any employee transferred, such assignment shall be subject to review by the school board.
- t. To employ substitutes for licensed employees, regardless of whether or not such substitute holds the proper license, subject to such reasonable rules and regulations as may be adopted by the State Board of Education.
- u. To comply in a timely manner with the compulsory education reporting requirements prescribed in Section 37-13-91 (6)
- v. To perform such other duties as may be required of him by law.
- w. To notify, in writing, the parent, guardian or custodian, the youth court and local law enforcement of any expulsion of a student for criminal activity.
- x. To notify the youth court and local law enforcement agencies, by affidavit, of the occurrence of any crime committed by a student or students upon school property or during any school-related activity, regardless of location and the identity of the student or students committing the crime.
- y. To employ and dismiss noninstructional and non-licensed employees as provided by law.
- z. To temporarily employ licensed and non-licensed employees to fill vacancies which may occur from time to time without prior approval of the board of trustees, provided that the board of trustees is notified of such employment and the action is ratified by the board at the next regular meeting of the board. A

school district may pay a licensed employee based on the same salary schedule as other contracted licensed employees in the district until school board action, at which time a licensed employee approved by the school board enters a contract. If the board, within thirty (30) days of the date of employment of such employee under this subsection, takes action to disapprove of the employment by the superintendent, then the employment shall be immediately terminated without further compensation, notice or other employment rights with the district. The terminated employee shall be paid such salary and fringe benefits that such employee would otherwise be entitled to from the date of employment to the date of termination for days actually worked.

3. All funds to the credit of a school district shall be paid out on pay certificates issued by the superintendent upon order of the school board of said school district properly entered upon the minutes thereof, and all such orders shall be supported by properly itemized invoices from the vendors covering the materials and supplies purchased. All such orders and the itemized invoices supporting same shall be filed as a public record in the office of the superintendent for a period of five (5) years. The superintendent shall be liable upon his official bond for the amount of any pay certificate issued in violation of the provisions of this section. The school board shall have the power and authority to direct and cause warrants to be issued against such district funds for the purpose of refunding any amount of taxes erroneously or illegally paid into such fund when such refund has been approved in the manner provided by law.
4. The superintendent of schools shall be special accounting officer and treasurer with respect to any and all district school funds for his school district. He or his designee shall issue all warrants without the necessity of registration thereof by the chancery clerk. Transactions with the depositories and with the various tax collecting agencies which involve school funds for such school district shall be with the superintendent of schools, or his designee.
5. The superintendent of schools will have no responsibility with regard to agricultural high school and junior college funds. All agricultural high school and junior college funds shall be handled and expended in the manner provided for in Sections 37-29-31 through 37-29-39.
6. It shall be the duty of the superintendent of schools to keep and preserve the minutes of the proceedings of the school board.
7. The superintendent of schools shall maintain as a record in his office a book or a computer printout in which he shall enter all demands, claims, and accounts paid from any funds of the school district. The record shall be in a form to be prescribed by the State Auditor. All demands, claims and accounts filed shall be preserved by the superintendent of schools as a public record for a period of five (5) years. All claims found by the school board to be illegal shall be rejected and disallowed. To the extent allowed by board policy, all claims which are found to be legal and proper may be paid and then ratified by the school board at the next regularly scheduled board meeting, as

paid by the superintendent of schools. All claims as to which a continuance is requested by the claimant and those found to be defective but which may be perfected by amendment shall be continued. The superintendent of schools shall issue a pay certificate against any legal and proper fund of the school district in favor of the claimant in payment of claims. The provisions of this section, however, shall not be applicable to the payment of salaries and applicable benefits, travel advances, amounts due private contractors, or other obligations where the amount thereof has been previously approved by a contract or by an order of the school board entered upon its minutes, or paid by board policy, or by inclusion in the current fiscal year budget, and all such amounts may be paid by the superintendent of schools by pay certificates issued by him against the legal and proper fund without allowance of a specific claim therefor as provided in this section, provided that the payment thereof is otherwise in conformity with law. ' 37-9-14 (2005)

The superintendent shall include as part of his/her duties all performance and process standards found in the Mississippi Public School Accountability Standards as well as those imposed by law and local district policies.

The Mississippi Public School Accountability Standard for this policy is standard 1.

LEGAL REF.: MS CODE as cited

Mississippi Public School Accountability Standards

CROSS REF.: Policies ABB - Board Powers and Duties

~~Subject to review by the Jackson County School Board, executive and administrative control of this school district shall be vested in the Superintendent, who is properly certified and chosen in the manner which is prescribed by law.~~

~~It shall be the duty of the Superintendent to administer the schools within this district and to implement the decisions of the Board. The Superintendent shall include as part of his/her duties all process and performance standards found in Mississippi State Accreditation Standards as well as those imposed by law and these policies.~~

~~In addition to all other powers, authority and duties imposed or granted by law, the Superintendent shall have the following powers, authority and duties:~~

- ~~1. To enter into contracts in the manner provided by law with each assistant superintendent, principal and teacher of the public schools under his/her supervision, after such assistant superintendent, principal and teachers have been selected and approved in the manner provided by law.~~
- ~~2. To enforce in the public schools of the school district the courses of study provided by law or the rules and regulations of the State Board of Education, and to comply with the law with reference to use and distribution of free textbooks.~~
- ~~3. To administer oaths in all cases to persons testifying before him/her relative to disputes relating to the schools submitted to him/her for determination, and to take testimony in such cases as provided by law.~~
- ~~4. To examine the monthly and annual reports submitted to him/her by principals and~~

teachers for the purpose of determining and verifying the accuracy thereof.

5. — To preserve all reports of superintendents, principals, teachers and other school officers, and to deliver to his/her successor or clerk of the board of supervisors all money, property, books, effects and papers.

6. — To prepare and keep in his/her office a map or maps showing the territory embraced in his school district, to furnish the county assessor with a copy of such map or maps, and to revise and correct same from time to time as changes in or alteration of school districts may necessitate.

7. — To keep an accurate record of the names of all the members of the school board showing the districts for which each was elected or appointed, the post office address of each, and the date of expiration of his term of office. All official correspondence shall be addressed to the school board and notice of such members shall be regarded as notice to the residents of the district and it shall be the duty of the members to notify such residents.

8. — To deliver in proper time to the assistant superintendents, principals, teachers and board members such forms, records and other supplies which will be needed during the school year as by law or any applicable rules and regulations, and to give to such individuals such information with regard to their duties as may be required.

9. — To make to the school board reports for each scholastic month in such form as the school board may require.

10. — To distribute promptly all reports, letters, forms, circulars and instructions, which s/he may receive for the use of school officials.

11. — To keep on file and preserve in his/her office all appropriate information concerning the affairs of the school board.

12. — To visit the schools of his school district in his/her discretion, and to require the assistant superintendents, principals and teachers thereof to perform their duties as prescribed by law.

13. — To observe such instructions and regulations as the school board and other public officials may prescribe, and to make special reports to these officers whenever required.

14. — To keep his/her office open for the transaction of business upon the days and during the hours to be designated by the school board.

15. — To make such reports as are required by the State of Board of Education, the MDE Policy Manual, school board policy, and applicable state and federal statutes.

16. — To make an enumeration of educable children in the school district as prescribed by law.

17. — To keep in his/her office and carefully preserve the public school record provided, to enter therein the proceedings of the school board and his decision upon cases and his/her other official acts, to record therein the data required from the monthly and term reports of principals and teachers, and from the summaries of records thus kept.

18. — To delegate student disciplinary matters to appropriate school personnel.

19. — To make assignments of all certificated employees as provided in Sections 37-9-15 and 37-9-17 and to make reassignments of such employees from time to time in any areas in which said employee has a valid certificate issued by the State Department of Education; provided, however, that upon request from the employee so transferred, such assignments shall be subject to review by the school board.

20. — To employ substitutes for certificated employees, regardless of whether or not such substitute holds the proper certification, subject to such reasonable rules and regulations as may be adopted by the State Board of Education.

21. — To comply in a timely manner with the compulsory education reporting requirements prescribed in Section 37-13-91 (6).

~~22. — To perform other duties as may be required of him/her by law.~~

~~23. — To notify, in writing, the parent, guardian or custodian, the youth court and local law enforcement of any expulsion of a student for criminal activity.~~

~~24. — To notify the appropriate law enforcement agency of the occurrence of any unlawful activity on school property or during any school-related activity, regardless of location and the identity of the individual committing the crime.~~

~~All funds to the credit of a school district shall be paid out on pay certificates issued by the superintendent upon order of the school board of said school district properly entered upon the minutes thereof, and all such orders shall be supported by properly itemized invoices from the vendors covering the material and supplies purchased. All such orders and the itemized invoices supporting same shall be filed as a public record in the office of the superintendent for a period of five (5) years. The superintendent shall be liable upon his/her official bond for the amount of any pay certificate issued in violation of the provisions of this section. The school board shall have the power and authority to direct and cause warrants to be issued against such district funds for the purpose of refunding any amount of taxes erroneously or illegally paid into such fund when such refund has been approved in the manner provided by law.~~

~~The superintendent of schools shall be special accounting officer and treasurer with respect to any and all school funds for his school district. She/He or his designee shall issue all warrants without the necessity of registration thereof by the chancery clerk. Transactions with the depositors and with the various tax collecting agencies which involve school funds for such school district shall be with the superintendent of schools, or his designee.~~

~~The superintendent of schools will have no responsibility with regard to agricultural high school and junior college funds. All agricultural high school and junior college funds shall be handled and expended in the manner provided for in Sections 37-29-31 through 37-29-39.~~

~~It shall be the duty of the superintendent of schools to keep and preserve the minutes of the proceedings of the school board.~~

~~The superintendent of schools shall maintain as a record in his office a book or a computer printout in which she/he shall enter all demands, claims, and accounts paid from any funds of the school district. Said docket shall be in a form to be prescribed by the State Auditor. All demands, claims and accounts filed shall be preserved by the superintendent of schools as a public record for a period of five (5) years. All claims found by the school board to be illegal shall be rejected and disallowed. All claims which are found to be legal and proper shall be allowed and ratified as paid by the superintendent of schools. All claims as to which a continuance is requested by the claimant and those found to be defective but which may be perfected by amendment shall be continued. The superintendent of schools shall issue a pay certificate against any legal and proper fund of the school district in favor of the claimant in payment of claims. The provisions of this section, however, shall not be applicable to the payment of teachers' salaries, salaries of drivers of publicly owned school buses, travel advances, amounts due private contractors, or other obligations where the amount thereof has been previously approved by a contract or by an order of the school board entered upon its minutes, or by inclusion in the current fiscal year budget, and all such amounts may be paid by the superintendent of schools by pay certificates issued by him/her against the legal and proper fund without allowance of a specific claim~~

~~therefore as provided in this section, provided that the payment thereof is otherwise in conformity with law.~~

~~The county superintendent of education shall also be special accounting officer and treasurer with respect to any and all county district school funds for (a) any consolidated school district situated within such county prior to July 1, 1987, and (b) any line consolidated school district for which such county is the home county prior to July 1, 1987. She/he or his/her designee shall issue all warrants for such consolidated school district without the necessity of registration thereof by the chancery clerk. Transactions with the depositories and with the various tax collecting agencies which involve school funds for such consolidated school district shall be with the county superintendent of education, or his designee. The county superintendent of education shall maintain as a record in his office a book or a computer printout in which he shall enter all demands, claims and accounts paid from any funds of such consolidated school district. Said record shall be in a form to be prescribed by the State Auditor, and all legal claims shall be allowed and pay certificates issued for such consolidated district in the manner prescribed in this section.~~

~~In cases where action by the Superintendent is warranted, and in the absence of policy, the Superintendent is authorized to act. However, the Superintendent's decision(s) shall be subject to review and action the Board of Education at its next regular meeting. It shall be the duty of the Superintendent to inform the Board promptly of such action and the need for policy.~~

Note: This policy is not limited and includes specifically the following additional policies: GBFB, JCBF-P, JGCA, Procedures for Reporting Misconduct
LEGAL REF.: Miss. Code Ann. Section 37-9-14 (Supp. 1994)