

FIRST REGULAR SESSION

HOUSE BILL NO. 126

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MERIDETH, CROWELL AND MYERS (Co-sponsors).

Pre-filed December 30, 2002, and copies ordered printed.

TED WEDEL, Chief Clerk

0533L.011

AN ACT

To repeal section 162.790, RSMo, and to enact in lieu thereof one new section relating to state funding for the education of certain disabled students.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 162.790, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 162.790, to read as follows:

162.790. 1. All funds derived from grants, gifts, donations or bequests or from the sale or conveyance of any property acquired through any grant, gift, donation, devise or bequest to or for the use of the Missouri School for the Blind or income received or earned on property so acquired, at the discretion of the state board of education, may be deposited in the state treasury and credited to a special fund known as the "School for the Blind Trust Fund", which is hereby created, or may be invested or reinvested by the state board of education for the Missouri School for the Blind in bonds, stocks, deeds of trust or other investment securities in the amounts and in the proportions that the state board of education prudently selects.

2. All funds derived from grants, gifts, donations or bequests or from the sale or conveyance of any property acquired through any grant, gift, donation, devise or bequest to or for the use of the Missouri School for the Deaf or income received or earned on property so acquired, at the discretion of the state board of education, may be deposited in the state treasury and credited to a special fund known as the "School for the Deaf Trust Fund", which is hereby created, or may be invested or reinvested by the state board of education for the Missouri School for the Deaf in bonds, stocks, deeds of trusts or other investment securities in the amounts and in the proportions that the state board of education prudently selects.

3. All funds derived from grants, gifts, donations or bequests or from the sale or conveyance of any property acquired through any grant, gift, donation, devise or bequest to or

19 for the use of the state schools for severely handicapped children or income received or earned
20 on property so acquired, at the discretion of the state board of education, may be deposited in the
21 state treasury and credited to a special fund known as the "Handicapped Children's Trust Fund",
22 which is hereby created, or may be invested or reinvested by the state board of education for the
23 respective schools in bonds, stocks, deeds of trust or other investment securities in the amounts
24 and in the proportions that the state board of education prudently selects.

25 4. The moneys in the school for the blind trust fund, in the school for the deaf trust fund
26 or in the handicapped children's trust fund shall not be appropriated for the support of the schools
27 in lieu of general state revenues but shall be appropriated only for the purpose of carrying out the
28 objects for which the grant, gift, donation, devise or bequest was made.

29 5. The state board of education shall make an annual report in writing to the governor,
30 commissioner of administration and the general assembly, on or before the first day of February
31 of each year in which the general assembly convenes in regular session, of all moneys in the trust
32 funds referred to herein and of all moneys administered by it pursuant to this section. The report
33 shall include the amount of all receipts and disbursements, the name of the depository and
34 investment officer, a description of the securities or other investments being administered, and
35 the plans and projects contemplated by the state board of education for use of the moneys.

36 **6. School districts serving deaf, hard-of-hearing, blind, or visually impaired**
37 **students who are eligible for special education services may bill the department of**
38 **elementary and secondary education for special education costs for these students which**
39 **exceed the total local, state, and federal revenues and reimbursements that are spent on**
40 **average for nonspecial education students. Reimbursement by the department of**
41 **elementary and secondary education shall be subject to the appropriation of state funds.**