

SECOND REGULAR SESSION

# HOUSE BILL NO. 1597

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE AVERY.

Read 1st time January 31, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

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### AN ACT

To repeal section 163.087 as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session, and to enact in lieu thereof one new section relating to the distribution of the school district fund, with an emergency clause.

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

Section A. Section 163.087 as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session, is repealed and one new section enacted in lieu thereof, to be known as section 163.087, to read as follows:

163.087. 1. **Except as provided in subsection 4 of this section**, money in the school district trust fund shall be distributed to each school district in the state in the same ratio that the weighted average daily attendance in the district bears to the total weighted average daily attendance in all such school districts for the preceding year[, except as otherwise provided in section 163.031].

2. In addition, each such district which is providing an approved program for pupils residing on federal lands shall receive an amount which shall be determined as follows: weighted average daily attendance **or eligible pupils, whichever is applicable for the specified year**, for [pupils] **students** residing on federal lands shall be calculated separately for the district in the manner provided in section 163.011, treating such [pupils] **students** as residents of the district for this purpose. Such weighted average daily attendance **or eligible pupils, whichever**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

12 **is applicable for the specified year**, shall be multiplied by one-half of the amount to be received  
13 by the district, pursuant to this subsection, per weighted average daily attendance **or eligible**  
14 **pupils, whichever is applicable for the specified year**, not residing on federal lands.

15 [2.] **3.** Money in the fund shall be distributed monthly. The state board of education shall  
16 certify the amounts to be distributed to the several school districts to the commissioner of  
17 administration who shall issue the warrants therefor.

18 [3.] **4.** Money received by a school district from the school district trust fund shall be  
19 deemed to be local tax revenue derived for the same fiscal year in which the money is received  
20 for the teachers' and incidental funds. In the calculation of state aid for the district under the  
21 provisions of section 163.031, one-half the amount received by the district in the [first preceding]  
22 **2004-2005** year shall be included in local effort as provided in [section 163.031.] **subsection 10**  
23 **of section 163.011.**

24 **5. (1) For purposes of this subsection only, "eligible pupils" means the sum of the**  
25 **average daily attendance, as defined in section 163.011, of the school term plus the product**  
26 **of two times the average daily attendance for summer school.**

27 **(2) In the 2006-2007 school year and each school year thereafter for five years,**  
28 **moneys in the school district trust fund shall be distributed to each school district in the**  
29 **state in the following manner:**

30 **(a) For the 2006-2007 school year, fifteen percent shall be distributed in accordance**  
31 **with subsection 1 of this section and eighty-five percent shall be distributed to each school**  
32 **district in the state in the same ratio that the number of eligible pupils in the district bore**  
33 **to the total number of eligible pupils in all such school districts in the 2005-2006 school**  
34 **year;**

35 **(b) For the 2007-2008 school year, thirty percent shall be distributed in accordance**  
36 **with subsection 1 of this section and seventy percent shall be distributed to each school**  
37 **district in the same ratio that the number of eligible pupils in the district bore to the total**  
38 **number of eligible pupils in all such school districts in the 2005-2006 school year;**

39 **(c) For the 2008-2009 school year, forty-four percent shall be distributed in**  
40 **accordance with subsection 1 of this section and fifty-six percent shall be distributed to**  
41 **each school district in the same ratio that the number of eligible pupils in the district bore**  
42 **to the total number of eligible pupils in all such school districts in the 2005-2006 school**  
43 **year;**

44 **(d) For the 2009-2010 school year, fifty-eight percent shall be distributed in**  
45 **accordance with subsection 1 of this section and forty-two percent shall be distributed to**  
46 **each school district in the same ratio that the number of eligible pupils in the district bore**

47 to the total number of eligible pupils in all such school districts in the 2005-2006 school  
48 year;

49 (e) For the 2010-2011 school year, seventy-two percent shall be distributed in  
50 accordance with subsection 1 of this section and twenty-eight percent shall be distributed  
51 to each school district in the same ratio that the number of eligible pupils in the district  
52 bore to the total number of eligible pupils in all such school districts in the 2005-2006  
53 school year;

54 (f) For the 2011-2012 school year, eighty-six percent shall be distributed in  
55 accordance with subsection 1 of this section and fourteen percent shall be distributed to  
56 each school district in the same ratio that the number of eligible pupils in the district bore  
57 to the total number of eligible pupils in all such school districts in the 2005-2006 school  
58 year.

Section B. Because immediate action is necessary to provide a quality education for  
2 Missouri students, section A of this act is deemed necessary for the immediate preservation of  
3 the public health, welfare, peace, and safety, and is hereby declared to be an emergency act  
4 within the meaning of the constitution, and section A of this act shall be in full force and effect  
5 on July 1, 2006, or upon its passage and approval, whichever later occurs.

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