

HOUSE

AMENDMENT NO. _____

Offered by

of

1 AMEND House Bill No. 152, In the Title, Line 3, by deleting
2 "officers" and inserting in lieu thereof the word
3 "administration"; and

4 Further amend said bill, Page 2, Section 162.215, Line 23,
5 by inserting after all of said lines the following:

6 "162.1100. 1. There is hereby established within each city
7 not within a county a school district to be known as the
8 "Transitional School District of (name of city)", which shall be
9 a body corporate and politic and a subdivision of the state. The
10 transitional school district shall be coterminous with the
11 boundaries of the city in which the district is located. Except
12 as otherwise provided in this section and section 162.621, the
13 transitional school district shall be subject to all laws
14 pertaining to "seven-director districts", as defined in section
15 160.011. The transitional school district shall have the
16 responsibility for educational programs and policies determined
17 by a final judgment of a federal school desegregation case to be
18 needed in providing for a transition of the educational system of
19 the city from control and jurisdiction of a federal court school
20 desegregation order, decree or agreement and such other programs
21 and policies as designated by the governing body of the school
22 district.

23 2. (1) The governing board of the transitional school
24 district shall consist of three residents of the district: one
25 shall be appointed by the governing body of the district, one
26 shall be appointed by the mayor of the city not within a county
27 and one shall be appointed by the president of the board of
28 aldermen of the city not within a county. The members of the
29 governing board shall serve without compensation for a term of

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1 three years, or until their successors have been appointed, or
2 until the transitional district is dissolved or terminated. Any
3 tax approved for the transitional district shall be assigned to
4 the governing body of the school district in a city not within a
5 county after dissolution or termination of the transitional
6 district.

7 (2) In the event that the state board of education shall
8 declare the school district of a city not within a county to be
9 unaccredited, the member of the governing board of the
10 transitional district appointed by the governing body of the
11 district as provided in subdivision (1) of this subsection shall,
12 within ninety days, be replaced by a chief executive officer
13 nominated by the state board of education and appointed by the
14 governor with the advice and consent of the senate. The chief
15 executive officer need not be a resident of the district but
16 shall be a person of recognized administrative ability, shall be
17 paid in whole or in part with funds from the district, and shall
18 have all other powers and duties of any other general
19 superintendent of schools, including appointment of staff. The
20 chief executive officer shall serve for a term of three years or
21 until his successor is appointed or until the transitional
22 district is dissolved or terminated. His salary shall be set by
23 the state board of education.

24 3. In the event that the school district loses its
25 accreditation, upon the appointment of a chief executive officer,
26 any powers granted to any existing school board in a city not
27 within a county on or before August 28, 1998, shall be vested
28 with the special administrative board of the transitional school
29 district containing such school district so long as the
30 transitional school district exists, except as otherwise provided
31 in section 162.621.

32 4. The special administrative board's powers and duties
33 shall include:

34 (1) Creating an academic accountability plan, taking
35 corrective action in underperforming schools, and seeking relief
36 from state-mandated programs;

37 (2) Exploration of alternative forms of governance for the

1 district, including development of a plan to divide the
2 transitional district into four subdistricts, each developed
3 around a high school and its feeder middle and elementary
4 schools, but sharing the tax base of the metropolitan district;

5 (3) Authority to contract with nonprofit corporations to
6 provide for the operation of schools;

7 (4) Oversight of facility planning, construction,
8 improvement, repair, maintenance and rehabilitation;

9 (5) Authority to establish school site councils to
10 facilitate site-based school management and to improve the
11 responsiveness of the schools to the needs of the local
12 geographic attendance region of the school; and

13 (6) Authority to submit a proposal to district voters
14 [pursuant to section 162.666 regarding establishment of
15 neighborhood schools] under subdivision (2) of this subsection no
16 later than the general election of 2014.

17 5. (1) The provisions of a final judgment as to the state
18 of Missouri and its officials in a school desegregation case
19 which subjects a district in which a transitional district is
20 located in this state to a federal court's jurisdiction may
21 authorize or require the governing body of a transitional school
22 district established under this section to establish the
23 transitional district's operating levy for school purposes, as
24 defined pursuant to section 163.011, at a level not to exceed
25 eighty-five cents per one hundred dollars assessed valuation in
26 the district or a sales tax equivalent amount as determined by
27 the department of elementary and secondary education which may be
28 substituted for all or part of such property tax.

29 (2) Any other statute to the contrary notwithstanding, no
30 tax authorized pursuant to this subsection shall:

31 (a) Be subject to any certificate of tax abatement issued
32 after August 28, 1998, pursuant to sections 99.700 to 99.715; and

33 (b) Effective January 1, 2002, be subject to any new or
34 existing tax increment financing adopted by a city not within a
35 county pursuant to sections 99.800 to 99.865, except that any
36 redevelopment plan and redevelopment project concerning a
37 convention headquarters hotel adopted by ordinance by a city not

1 within a county prior to August 28, 2003, shall be subject to
2 such tax increment financing.

3 (3) The transitional school district shall not be subject
4 to the provisions of section 162.081, sections 163.021 and
5 163.023, with respect to any requirements to maintain a minimum
6 value of operating levy or any consequences provided by law for
7 failure to levy at least such minimum rate. No operating levy or
8 increase in the operating levy or sales tax established pursuant
9 to this section shall be collected for a transitional school
10 district unless prior approval is obtained from a simple majority
11 of the district's voters. The board of the transitional district
12 shall place the matter before the voters prior to March 15, 1999.

13 6. (1) The special administrative board established in
14 this section shall develop, implement, monitor and evaluate a
15 comprehensive school improvement plan, and such plan shall be
16 subject to review and approval of the state board of education.
17 The plan shall ensure that all students meet or exceed
18 grade-level standards established by the state board of education
19 pursuant to section 160.514[;].

20 (2) The special administrative board shall establish
21 student performance standards consistent with the standards
22 established by the state board of education pursuant to section
23 160.514 for preschool through grade twelve in all skill and
24 subject areas, subject to review and approval of the state board
25 of education for the purpose of determining whether the standards
26 are consistent with standards established by the state board of
27 education pursuant to section 160.514[;].

28 (3) All students in the district who do not achieve
29 grade-level standards shall be required to attend summer school;
30 except that the provisions of this subsection shall not apply to
31 students receiving special education services pursuant to
32 sections 162.670 to 162.999[;].

33 (4) No student shall be promoted to a higher grade level
34 unless that student has a reading ability at or above one grade
35 level below the student's grade level; except that the provisions
36 of this subsection shall not apply to students receiving special
37 education services pursuant to sections 162.670 to 162.999[;].

1 (5) The special administrative board established in this
2 section shall develop, implement and annually update a
3 professional development plan for teachers and other support
4 staff, subject to review and approval of the state board of
5 education.

6 7. The school improvement plan established pursuant to this
7 section shall ensure open enrollment and program access to all
8 students in the district, and, consistent with the Missouri and
9 United States Constitutions, shall give first priority to
10 residents of the city for admission to magnet schools. The
11 school board shall take all practicable and constitutionally
12 permissible steps to ensure that all magnet schools operate at
13 full capacity. Students who change residence within the district
14 shall be allowed to continue to attend the school in which they
15 were initially enrolled for the remainder of their education at
16 grade levels served by that school, and transportation shall be
17 provided by the district to allow such students to continue to
18 attend such school of initial enrollment.

19 8. To the extent practicable, the special administrative
20 board shall ensure that per pupil expenditures and pupil-teacher
21 ratios shall be the same for all schools serving students at a
22 given grade level. The special administrative board shall ensure
23 that state aid funds are distributed to all subdistricts on the
24 same principles that are specified in section 163.031, based on
25 weighted average daily attendance.

26 9. The special administrative board shall ensure that early
27 childhood education is available throughout the district.

28 10. The special administrative board shall ensure that
29 vocational education instruction is provided within the district.

30 11. The special administrative board shall establish an
31 accountability officer whose duty shall be to ensure that
32 academically deficient schools within the district are raised to
33 acceptable condition within two years.

34 12. [The transitional school district in any city not
35 within a county shall be dissolved on July 1, 2008, unless the
36 state board determines, prior to that date, that it is necessary
37 for the transitional district to continue to accomplish the

1 purposes for which it was created.] The state board of education
2 may cause the termination of the transitional school district at
3 any time upon a determination that the transitional district has
4 accomplished the purposes for which it was established and is no
5 longer needed. The state board of education may cause the
6 reestablishment of the transitional school district at any time
7 upon a determination that it is necessary for the transitional
8 district to be reestablished to accomplish the purposes
9 established in this section. The state board of education shall
10 provide notice to the governor and general assembly of the
11 termination or reestablishment of the transitional school
12 district and the termination or reestablishment shall become
13 effective thirty days following such determination. Upon
14 dissolution of a transitional school district pursuant to this
15 section, nothing in this section shall be construed to reduce or
16 eliminate any power or duty of any school district or districts
17 containing the territory of the dissolved transitional school
18 district unless such transitional school district is
19 reestablished by the state board of education pursuant to this
20 section."; and

21 Further amend said title, enacting clause and intersectional
22 references accordingly.