

HOUSE**AMENDMENT NO. _____****Offered by _____****of _____**

1 AMEND House Committee Substitute for Senate Committee Substitute
 2 for Senate Bill Nos. 493, 485, 495, 516, 534, 545, 595, 616, &
 3 624, Pages 1 to 31, Sections 160.011, 160.041, 160.400, 160.405,
 4 160.408, 160.415, 160.417, 161.084, 161.086, 161.238, 162.081,
 5 162.432, and 162.1250, by deleting all of said sections from the
 6 bill, and inserting in lieu thereof the following:

7 "160.721. 1. Each year, when annual performance reports
 8 become available and before the state board of education makes
 9 any changes in accreditation, the state board of education shall
 10 appoint a team to conduct a complete performance analysis of any
 11 district whose annual performance report score is consistent with
 12 provisionally accredited or unaccredited status to determine the
 13 factors that have contributed to the lack of student achievement.
 14 The analysis shall look at the effectiveness of programs within
 15 the district, including but not limited to curriculum, data
 16 management, community involvement, professional development,
 17 district contracts, and financial management. The team shall
 18 include an experienced teacher and an experienced administrator
 19 from successful school districts of comparable size and per-pupil
 20 funding. The department of elementary and secondary education
 21 shall compensate members of the team only for meals, lodging, and
 22 travel expenses. The size of the audit team shall be based upon
 23 the size of the school to be audited. The audit team shall
 24 report its findings to the state board of education and the local
 25 board of education. The state board may require all or part of
 26 those findings to be addressed in the comprehensive school
 27 improvement plan required under this section or performance
 28 contracts with the district as defined in section 162.082.

29 2. The board of education of any district whose annual

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1 performance report score is consistent with provisionally
2 accredited or unaccredited status shall submit a comprehensive
3 school improvement plan that provides for the following:

4 (1) Identification of the areas of academic deficiency in
5 student performance on the statewide assessment established under
6 section 160.518 by disaggregating scores based upon school,
7 grade, academic content area and student demographic subgroups,
8 which shall include but shall not be limited to race, ethnicity,
9 disability status, migrant status, limited English proficiency,
10 and economic disadvantage;

11 (2) Implementation of research-based strategies to assist
12 the district in addressing the areas of deficiency;

13 (3) Alignment of the district's curriculum to address
14 deficiencies in student achievement; and

15 (4) Reallocation of district resources to address the
16 causes of the academic deficiency.

17 3. Comprehensive school improvement plans shall be
18 evaluated based upon standards established under subsection 2 of
19 this section and upon the following time lines:

20 (1) The comprehensive school improvement plan shall be
21 submitted to the department of elementary and secondary education
22 on or before August fifteenth following any school year in which
23 a school district building achieves an annual performance report
24 score that is consistent with provisionally accredited or
25 unaccredited status;

26 (2) The department of elementary and secondary education
27 shall review and identify areas of concern in the plan within
28 sixty days of receipt; and

29 (3) The district shall forward any changes to the
30 department of elementary and secondary education within sixty
31 days of notice to the district of the areas of concern.

32 4. The department of elementary and secondary education
33 shall withhold funds authorized in section 163.031 from any
34 school district that fails to submit a comprehensive school
35 improvement plan based upon the standards and time lines
36 established in this section. Withheld funds shall be released
37 upon submission of a comprehensive school improvement plan that

1 meets the established requirements.

2 5. The effectiveness of the school district in implementing
3 the comprehensive school improvement plan required under this
4 section shall be considered by the state board of education in
5 the school district's accreditation granted under section
6 161.092.

7 6. Nothing in this section shall prohibit the department of
8 elementary and secondary education from appointing a team to
9 review any school district if the state board of education deems
10 it necessary and proper, especially in a case of a significant
11 drop in a district's annual performance report.

12 7. Any rule or portion of a rule, as that term is defined
13 in section 536.010, that is created under the authority delegated
14 in this section shall become effective only if it complies with
15 and is subject to all of the provisions of chapter 536 and, if
16 applicable, section 536.028. This section and chapter 536 are
17 nonseverable and if any of the powers vested with the general
18 assembly pursuant to chapter 536 to review, to delay the
19 effective date, or to disapprove and annul a rule are
20 subsequently held unconstitutional, then the grant of rulemaking
21 authority and any rule proposed or adopted after August 28, 2014,
22 shall be invalid and void.

23 161.238. 1. As authorized under its duty to classify the
24 schools of the state under section 161.092, the state board of
25 education shall adopt a system of classification that accredits
26 individual school buildings within a district separately from the
27 district as a whole using the classification designations
28 provided in section 161.086.

29 2. Under this system, the state board of education shall
30 not classify a district as unaccredited unless it has previously
31 classified at least fifty-five percent of the district's school
32 buildings as unaccredited.

33 3. Any rule or portion of a rule, as that term is defined
34 in section 536.010 that is created under the authority delegated
35 in this section shall become effective only if it complies with
36 and is subject to all of the provisions of chapter 536, and, if
37 applicable, section 536.028. This section and chapter 536 are

1 nonseverable and if any of the powers vested with the general
2 assembly pursuant to chapter 536, to review, to delay the
3 effective date, or to disapprove and annul a rule are
4 subsequently held unconstitutional, then the grant of rulemaking
5 authority and any rule proposed or adopted after the effective
6 date of this section shall be invalid and void.

7 162.082. 1. School boards in school districts whose annual
8 performance report score is consistent with provisionally
9 accredited or unaccredited status shall immediately enter into a
10 contract with the state board of education to commit to certain
11 interventions for each school building whose annual performance
12 report score is consistent with provisionally accredited or
13 unaccredited status; however, upon mutual agreement of the local
14 school board and the state board, a school whose grade
15 configuration, curriculum, or student assignments are deemed to
16 make the annual performance report score an inaccurate indicator
17 of the need for such a contract shall be exempt from this
18 section.

19 2. Except for a district that has been declared
20 unaccredited on or before July 1, 2014, when a contract is
21 executed, the state board of education shall not accredit such
22 district at a level below provisionally accredited as long as the
23 district meets the performance goals laid out in the contract.
24 Such contract shall require intensive professional development
25 for all board members, administrators, and teachers. When the
26 state board of education deems it necessary, the contract shall
27 include provisions requiring the school district to engage
28 community partners to support school improvement projects within
29 thirty days of the contract execution, or the contract shall be
30 null and void. If a district that has been declared unaccredited
31 on or before July 1, 2014, regains provisional accreditation
32 status, this subsection shall apply to the district as of the
33 date that the state board declares the district provisionally
34 accredited.

35 3. No single performance contract shall be longer than
36 three years, but a performance contract may be renewed. If the
37 district becomes accredited without provision during the term of

1 the contract, the contract shall be null and void. If at any time
2 during the contract the district has met the performance goals of
3 the entire contract but has yet to regain full accreditation, the
4 contract shall be renewed."; and

5
6 Further amend said bill, Page 32, Section 162.1303, Lines 28
7 to 34, by deleting all of said lines and inserting in lieu
8 thereof the following:

9 "8. The statewide assessment scores and all other
10 performance data for any transient student or any student who has
11 not been enrolled in a district-operated school for the previous
12 three full school terms shall be modified in the following manner
13 when calculating the district's performance for purposes of the
14 Missouri school improvement program or any successor assessment
15 program:

16 (1) Any statewide assessment scores and all other
17 performance data for any student who has not been enrolled in a
18 district-operated school for the preceding full school term shall
19 not be used when calculating the district's performance for
20 purposes of the Missouri school improvement program or any
21 successor assessment program;

22 (2) The statewide assessment scores and all other
23 performance data for any student who has been enrolled in a
24 district-operated school for the full preceding school term but
25 has not been enrolled in a district-operated school for the full
26 two preceding school terms shall be weighted at thirty percent of
27 the weight assigned to a student who has been enrolled in a
28 district operated school for the full three preceding school
29 terms when calculating the district's performance for purposes of
30 the Missouri school improvement program or any successor
31 assessment program;

32 (3) The assessment data for any student who has been
33 enrolled in a district-operated school for two full preceding
34 school terms but has not been enrolled in a district-operated
35 school for the full three preceding school terms shall be
36 weighted at seventy percent of the weight assigned to a student
37 who has been enrolled in a district-operated school for the full

1 three preceding school terms when calculating the district's
2 performance for purposes of the Missouri school improvement
3 program or any successor assessment program."; and
4

5 Further amend said bill, Pages 32 to 39, Sections 162.1310,
6 163.021, 163.036, 163.073, 163.172, and 163.410, by deleting all
7 of said sections from the bill; and
8

9 Further amend said bill, Pages 40 and 41, Sections 167.685
10 and 167.687, by deleting all of said sections from the bill; and
11

12 Further amend said bill, Pages 43 to 65, Sections 167.825,
13 167.826, 167.827, 168.828, 167.830, 167.833, 167.836, 167.839,
14 167.842, 167.845, 167.848, 168.205, 170.215, 170.320, 171.031,
15 171.033, 177.011, 177.088, 1, and the repeal of section 171.029,
16 by deleting all of said sections from the bill and inserting in
17 lieu thereof the following:

18 "167.825. 1. Any student who is enrolled in and attends a
19 public school that is classified as unaccredited by the state
20 board of education under the system of classification may
21 transfer to another public school in the student's district of
22 residence that offers the student's grade level of enrollment and
23 that is accredited without provisions by the state board of
24 education. However, no such transfer shall result in a class
25 size and assigned enrollment in a receiving school that exceeds
26 the standard level for class size and assigned enrollment as
27 promulgated in the Missouri school improvement program's resource
28 standards.

29 2. If the student chooses to attend a magnet school, an
30 academically selective school, or a school with a competitive
31 entrance process within his or her district of residence that has
32 admissions requirements criteria, the student shall meet such
33 admissions requirements criteria in order to attend.

34 3. Each district shall adopt a policy to grant priority to
35 the lowest achieving students from low-income families if its
36 capacity is insufficient to enroll all pupils who seek to attend.

37 167.826. 1. If a student residing in an unaccredited

1 district and living within the attendance boundaries of an
2 unaccredited school is unable to transfer to another accredited
3 school within his or her district of residence under section
4 167.825, the student may transfer to an accredited school within
5 an accredited district located in the same or an adjoining
6 county. The student's district of residence shall pay the
7 student's tuition as established in subsection 3 of this section,
8 or, if applicable, subsection 4 of this section shall apply. A
9 student who wishes to transfer to an accredited district shall
10 provide proof that he or she resided in an unaccredited district
11 and within the attendance boundaries of an unaccredited school
12 for a minimum of twelve months prior to applying for a transfer.

13 2. No provisionally accredited district or provisionally
14 accredited school shall be eligible to receive transfer students.
15 No unaccredited district or unaccredited school shall be eligible
16 to receive transfer students. No district or school with a
17 current year score of seventy-five or lower on its annual
18 performance report under the Missouri school improvement program
19 shall be eligible to receive any transfer students, irrespective
20 of its state board of education accreditation classification,
21 except that any student who was granted a transfer prior to the
22 effective date of this section, to such a district or school may
23 remain enrolled in that district or school.

24 3. The rate of tuition to be charged by the district
25 attended and paid by the sending district is the per-pupil cost
26 of maintaining the district's grade level grouping which includes
27 the school attended. The cost of maintaining a grade level
28 grouping shall be determined by the board of education of the
29 district but in no case shall it exceed all amounts spent for
30 teachers' wages, incidental purposes, debt service, maintenance,
31 and replacements. The term "debt service", as used in this
32 section, means expenditures for the retirement of bonded
33 indebtedness and expenditures for interest on bonded
34 indebtedness. Per-pupil cost of the grade level grouping shall
35 be determined by dividing the cost of maintaining the grade level
36 grouping by the average daily pupil attendance. If there is
37 disagreement as to the amount of tuition to be paid, the facts

1 shall be submitted to the state board of education, and its
2 decision in the matter shall be final. The school board of a
3 receiving district, upon a majority vote of the board, may choose
4 to charge a rate of tuition less than the amount that would
5 otherwise be calculated under this subsection.

6 4. If the school board of a receiving district, upon a
7 majority vote of the board, chooses to charge a rate of tuition
8 that is less than ninety percent of the rate that would otherwise
9 be calculated under subsection 3 of this section, ten percent of
10 the receiving district's tuition rate shall be paid from the
11 supplemental tuition fund. There is hereby created in the state
12 treasury the "Supplemental Tuition Fund". The fund shall consist
13 of any moneys appropriated annually by the general assembly from
14 general revenue to such fund, any moneys paid into the state
15 treasury and required by law to be credited to such fund and any
16 gifts, bequests or public or private donations to such fund. The
17 state treasurer shall be custodian of the fund. In accordance
18 with sections 30.170 and 30.180, the state treasurer may approve
19 disbursements. The fund shall be a dedicated fund and, upon
20 appropriation, money in the fund shall be used solely for the
21 administration of this section. Notwithstanding the provisions
22 of section 33.080 to the contrary, any moneys remaining in the
23 fund at the end of the biennium shall not revert to the credit of
24 the general revenue fund. The state treasurer shall invest
25 moneys in the fund in the same manner as other funds are
26 invested. Any interest and moneys earned on such investments
27 shall be credited to the fund.

28 5. Each district shall have the right to establish and
29 adopt, by objective means, a policy for desirable class size and
30 student-teacher ratios. If a district adopts such a policy, it
31 shall not be required to accept any transfer students under this
32 section that would violate its class size or student-teacher
33 ratio. If a student seeking to transfer is denied admission to a
34 district based on a lack of space under the district's policy,
35 the student or the student's parent or guardian may appeal the
36 ruling to the state board of education if he or she believes the
37 district's policy is unduly restrictive to student transfers.

1 The state board of education shall review the appropriateness of
2 the district's policy and shall give special consideration to any
3 district with a greater than average population of students that
4 qualify for free and reduced lunch. If the state board of
5 education finds that the district's policy is unduly restrictive
6 to student transfers, it may limit the district's policy. The
7 state board of education's decision shall be final.

8 6. When a district is declared unaccredited, it shall
9 contract with any special school district located in the same or
10 an adjoining county for the reimbursement of special education
11 services provided by the special school district for transfer
12 students who are residents of the unaccredited district.

13 7. The student's district of residence may provide
14 transportation for him or her to attend another accredited
15 district but shall not be required to do so."; and

16
17 Further amend said bill, Page 65, Section C, Lines 1 and 2,
18 by deleting all of said lines; and

19
20 Further amend said bill by amending the title, enacting
21 clause, and intersectional references accordingly.
22