

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 478, Page 6, Section 167.121, Lines 1-7,
2 by deleting all of said lines and inserting in lieu thereof the following:

3 "167.121. 1. If the residence of a pupil is so located that attendance in the district of
4 residence constitutes an unusual or unreasonable transportation hardship because of natural barriers,
5 unforeseen circumstances, travel time, or distance, the commissioner of education or his or her
6 designee may assign the pupil to another district. In making such a determination, the
7 commissioner or his or her designee shall incorporate consideration of any previous affirmative
8 decisions regarding the reassignment of any pupil living in the same territory or geographical
9 location under like circumstances of the pupil currently seeking a hardship assignment. The
10 hardship assignment shall continue until the pupil completes his or her course of study in the
11 receiving district or the parent or guardian withdraws the pupil. A hardship assignment granted to a
12 pupil under this section shall also apply to each sibling of the pupil.

13 2. If the commissioner or his or her designee determines that the pupil described in
14 subsection 1 of this section shall not be assigned to another district, the pupil may appeal the
15 decision to a board of arbitration within ten days of notification of the decision. The board of
16 arbitration shall consist of three members to be appointed by the chair of the administrative hearing
17 commission. Initial appointments to the board shall be made before September 15, 2017. Each
18 board member shall serve a one-year term but may be reappointed to serve additional terms as
19 determined by the chair. No board member shall be paid compensation except for reasonable
20 expenses associated with his or her duties. The board shall make its determination regarding the
21 reassignment of the student within fifteen days of notification of the appeal by the pupil. All
22 decisions of the board are final and shall not be appealed. Subject to the provisions of this section,
23 all existing assignments shall be reviewed prior to July 1, 1984, and from time to time thereafter,
24 and may be continued or rescinded. The board of education of the district in which the pupil lives
25 shall pay the tuition of the pupil assigned. The tuition shall not exceed the pro rata cost of
26 instruction."; and

27
28 Further amend said bill and section, Pages 6-7, by renumbering subsequent subsections accordingly;
29 and

30
31 Further amend said bill by amending the title, enacting clause, and intersectional references
32 accordingly.

Action Taken _____ Date _____