

HOUSE BILL NO. 2717

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SHIELDS.

5294H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 168.205, RSMo, and to enact in lieu thereof two new sections relating to school district cost sharing.

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

Section A. Section 168.205, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 168.183 and 168.205, to read as follows:

168.183. 1. As used in this section, the term "operational function" means:

- (1) Business management;**
- (2) Curriculum director;**
- (3) Human resources management;**
- (4) Internet technology (IT) management;**
- (5) Operations and maintenance management;**
- (6) School counselor;**
- (7) Superintendent management;**
- (8) Transportation management; or**
- (9) Additional management or other functions as established by rule.**

2. Notwithstanding any other provision of law to the contrary, any school district that shares a superintendent under section 168.205 may enter into agreements with any other school district to share operational functions. If any school districts choose to share any operational function, they shall not be required to receive approval from the department of elementary and secondary education but may notify the department.

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.

16 **3. (1) Beginning on July 1, 2021, subject to appropriation, a school district that**
17 **enters into an agreement with another school district to share operational functions shall**
18 **receive additional state aid as provided in this section.**

19 **(2) (a) The department of elementary and secondary education shall annually**
20 **distribute additional funding to any school district that shares operational functions under**
21 **this section. Any such amount distributed to a school district shall be in addition to and**
22 **shall not be included in any calculation of state aid under chapter 163.**

23 **(b) The additional funding provided under this section shall be distributed as**
24 **follows:**

25 **a. Thirty thousand dollars to each school district that shares a superintendent; and**

26 **b. Ten thousand dollars for each shared operational function other than**
27 **superintendent to each school district that shares any operational function listed in**
28 **subsection 1 of this section.**

29 **4. To receive the additional funding under this section, the school district shall**
30 **provide proof to the department of elementary and secondary education that the school**
31 **district will use at least half of the amount saved as a result in participating in sharing**
32 **operational functions under this section and all of the additional funding received under**
33 **this section to compensate teachers or to provide counseling services.**

34 **5. No school district that receives additional funding under this section shall receive**
35 **such funding for more than five years.**

36 **6. The department of elementary and secondary education may promulgate all**
37 **necessary rules and regulations to establish criteria for the operational functions listed in**
38 **subsection 1 of this section and for the administration of this section. Any rule or portion**
39 **of a rule, as that term is defined in section 536.010, that is created under the authority**
40 **delegated in this section shall become effective only if it complies with and is subject to all**
41 **of the provisions of chapter 536 and, if applicable, section 536.028. This section and**
42 **chapter 536 are nonseverable, and if any of the powers vested with the general assembly**
43 **pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul**
44 **a rule are subsequently held unconstitutional, then the grant of rulemaking authority and**
45 **any rule proposed or adopted after August 28, 2020, shall be invalid and void.**

168.205. 1. Notwithstanding any provision of law to the contrary, two or more school
2 districts may share a superintendent who possesses a valid Missouri superintendent's license.
3 If any school districts choose to share a superintendent, they shall not be required to receive
4 approval from the department of elementary and secondary education but may notify the
5 department.

6 **2. Beginning on July 1, 2021, subject to appropriation, a school district that enters**
7 **into an agreement with another school district to share a superintendent shall receive**
8 **additional state aid as provided in section 168.183.**

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