

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 541**  
**101ST GENERAL ASSEMBLY**

1314H.02C

DANA RADEMAN MILLER, Chief Clerk

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**AN ACT**

To amend chapter 162, RSMo, by adding thereto one new section relating to accountability requirements for low-performing schools.

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

Section A. Chapter 162, RSMo, is amended by adding thereto one new section, to be known as section 162.209, to read as follows:

**162.209. 1. The department of elementary and secondary education shall, on or before November first of each year, publish on the department's website a list of schools in the state that have been performing in the bottom five percent of schools for more than three years, as determined by the state's every student succeeds act plan required by Section 1111 of the federal Every Student Succeeds Act (20 U.S.C. Section 6311), as amended, and shall designate any such school as a "persistently failing school".**

**2. Any district with more than two schools performing in the bottom five percent of schools for more than two years shall be classified as provisionally accredited by the state board.**

**3. School districts with any school performing in the bottom five percent of schools for three years over a five-year period beginning in 2018 shall take one of the following actions by the end of the academic year:**

**(1) Close the school and transfer students attending such school to a higher performing school within the school district;**

**(2) Develop a partnership with a nonprofit school operator to create an in-district charter school;**

**(3) Reimburse any school district or charter school that will allow students to transfer an amount equal to the average per-pupil expenditure for the school district; or**

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.

19           **(4) Participate in the school turnaround act pursuant to section 161.1080.**

20           **4. Any school district that has more than twenty percent of students attending**  
21 **persistently failing schools shall work with an external partner to increase student**  
22 **achievement, as measured by average proficiency on statewide standardized assessments,**  
23 **at those schools by no less than five percent each year or to develop a district plan to**  
24 **reduce the number of students in such schools by five percent each year.**

25           **5. Any school district with more than twenty percent of students attending a**  
26 **persistently failing school shall establish a charter authorizing office, or partner with an**  
27 **eligible public four-year college or university under section 160.400, to review any charter**  
28 **petitions for the district, approve such petitions, and submit such charter petitions to the**  
29 **board of education for a vote.**

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