

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill Nos. 681 & 662, Page 40, Section 163.016, Line 28, by inserting after said section and  
3 line the following:  
4

5 "166.700. As used in sections 166.700 to 166.720, the following terms mean:

6 (1) "Curriculum", a complete course of study for a particular content area or grade level,  
7 including any supplemental materials;

8 (2) "District", the same meaning as used in section 160.011;

9 (3) "Educational assistance organization", the same meaning as used in section 135.712;

10 (4) "Parent", the same meaning as used in section 135.712;

11 (5) "Private school", a school that is not a part of the public school system of the state of  
12 Missouri and that charges tuition for the rendering of elementary or secondary educational services;

13 (6) "Program", the same meaning as used in section 135.712;

14 (7) "Qualified school", ~~[a home school as defined in section 167.031 or]~~ any of the  
15 following entities that is incorporated in Missouri and that does not discriminate on the basis of race,  
16 color, or national origin:

17 (a) A charter school as defined in section 160.400;

18 (b) A private school;

19 (c) A public school as defined in section 160.011; or

20 (d) A public or private virtual school;

21 (8) "Qualified student", any elementary or secondary school student who is a resident of this  
22 state and resides in any county with a charter form of government or any city with at least thirty  
23 thousand inhabitants who:

24 (a) Has an approved "individualized education plan" (IEP) developed under the federal  
25 Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400, et seq., as amended; or

26 (b) Is a member of a household whose total annual income does not exceed an amount equal  
27 to two hundred percent of the income standard used to qualify for free and reduced price lunches,  
28 and meets at least one of the following qualifications:

29 a. Attended a public school as a full-time student for at least one semester during the  
30 previous twelve months; or

31 b. Is a child who is eligible to begin kindergarten or first grade under sections 160.051 to  
32 160.055.

33 166.705. 1. A parent of a qualified student may establish a Missouri empowerment  
34 scholarship account for the student by entering into a written agreement with an educational  
35 assistance organization. The agreement shall provide that:

36 (1) The qualified student shall enroll in a qualified school and receive an education in at

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1 least the subjects of English language arts, mathematics, social studies, and science;

2 (2) Except for a qualified student who is in the custody of the state, the qualified student  
3 shall not be enrolled in a public school operated by, or a charter school located within, the qualified  
4 student's district of residence and shall release the district of residence from all obligations to  
5 educate the qualified student while the qualified student is enrolled in the program. This  
6 subdivision shall not be construed to relieve the student's district of residence from the obligation to  
7 conduct an evaluation for disabilities;

8 (3) The qualified student shall receive a grant, in the form of moneys deposited in  
9 accordance with section 135.714, in the qualified student's Missouri empowerment scholarship  
10 account;

11 (4) The moneys deposited in the qualified student's Missouri empowerment scholarship  
12 account shall be used only for the following expenses of the qualified student:

13 (a) Tuition or fees at a qualified school;  
14 (b) Textbooks required by a qualified school;  
15 (c) Educational therapies or services from a licensed or accredited practitioner or provider  
16 including, but not limited to, licensed or accredited paraprofessionals or educational aides;

17 (d) Tutoring services;

18 (e) Curriculum;

19 (f) Tuition or fees for a private virtual school;

20 (g) Fees for a nationally standardized norm-referenced achievement test, advanced  
21 placement examinations, international baccalaureate examinations, or any examinations related to  
22 college or university admission;

23 (h) Fees for management of the Missouri empowerment scholarship account by firms  
24 selected by the educational assistance organization;

25 (i) Services provided by a public school including, but not limited to, individual classes and  
26 extracurricular programs;

27 (j) Computer hardware or other technological devices that are used to help meet the  
28 qualified student's educational needs and that are approved by an educational assistance  
29 organization;

30 (k) Fees for summer education programs and specialized after-school education programs;

31 (l) Transportation costs for mileage to and from a qualified school; and

32 (5) Moneys deposited in the qualified student's Missouri empowerment scholarship account  
33 shall not be used for the following:

34 (a) Consumable educational supplies including, but not limited to, paper, pens, pencils, or  
35 markers;

36 (b) Tuition at a private school located outside of the state of Missouri; and

37 (c) Payments or reimbursements to any person related within the third degree of  
38 consanguinity or affinity to a qualified student.

39 2. Missouri empowerment scholarship accounts are renewable on an annual basis upon  
40 request of the parent of a qualified student. Notwithstanding any changes to the qualified student's  
41 multidisciplinary evaluation team plan, a student who has previously qualified for a Missouri  
42 empowerment scholarship account shall remain eligible to apply for renewal until the student  
43 completes high school and submits scores to the state treasurer from a nationally standardized norm-  
44 referenced achievement test, advanced placement examination, international baccalaureate  
45 examination, or any examination related to college or university admission purchased with Missouri  
46 empowerment scholarship account funds.

47 3. ~~[A signed agreement under this section shall satisfy the compulsory school attendance~~  
48 ~~requirements of section 167.031.~~

49 ~~4.]~~ A qualified school or a provider of services purchased under this section shall not share,

1 refund, or rebate any Missouri empowerment scholarship account moneys with the parent or  
2 qualified student in any manner.

3 ~~[5]~~ 4. If a qualified student withdraws from the program by enrolling in a school other than  
4 a qualified school or is disqualified from the program under the provisions of section 166.710, the  
5 qualified student's Missouri empowerment scholarship account shall be closed and any remaining  
6 funds shall be returned to the educational assistance organization for redistribution to other qualified  
7 students. Under such circumstances, the obligation to provide an education for such student shall  
8 transfer back to the student's district of residence.

9 ~~[6]~~ 5. Any funds remaining in a qualified student's Missouri empowerment scholarship  
10 account at the end of a school year shall remain in the account and shall not be returned to the  
11 educational assistance organization. Any funds remaining in a qualified student's Missouri  
12 empowerment scholarship account upon graduation from a qualified school shall be returned to the  
13 educational assistance organization for redistribution to other qualified students.

14 ~~[7]~~ 6. Moneys received under sections 166.700 to 166.720 shall not constitute Missouri  
15 taxable income to the parent of the qualified student."; and

16  
17 Further amend said bill by amending the title, enacting clause, and intersectional references  
18 accordingly.