

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 24, Section 161.1050, Line 32, by inserting after all of the said
3 section and line the following:
4

5 "162.005. 1. As used in this section, "school board" means a special administrative board or
6 any other form of governance appointed under section 162.081; a board of directors established
7 under section 162.471; a board of education established under section 162.261, 162.571, or 162.855;
8 the governing board of a charter school established under section 160.400; and any other form of
9 governance over a school district established under state law.

10 2. Before July 1, 2023, each school board shall adopt a school board meeting speaker policy
11 to ensure that the requirements listed in this subsection are followed at each school board meeting:

12 (1) Each school board shall designate a time for public comment at the beginning of each
13 regular public meeting of the school board. Such public comment period shall be available to
14 residents of the district and shall be subject to reasonable rules requiring decorum and civility in the
15 meeting space;

16 (2) A school board may set a time limit on any individual who desires to speak at a school
17 board meeting. Each such time limit shall designate not less than three minutes per speaker. The
18 school board may limit the public comment period to one hour of actual testimony or twenty
19 speakers, whichever is less based on the number of minutes designated per speaker. If the time
20 designated for the public comment period expires and additional speakers were not afforded the time
21 to speak, such additional speakers shall have the first opportunity to speak at the public comment
22 period of the next regular public meeting of the school board and the school board shall provide an
23 alternate method of communicating such additional speakers' concerns to the school board;

24 (3) Each school board shall determine specific identifying information each individual
25 desiring to speak shall provide to the school board before speaking;

26 (4) Each school board may determine that particular issues are inappropriate for individuals
27 to speak about during such public comment period including, but not limited to, personnel issues
28 and litigation issues. Any guideline prohibiting particular issues from being addressed during such
29 public comment period shall be made available to the public in writing before each public comment
30 period begins;

Action Taken _____ Date _____

1 (5) No school board shall ban an individual from attending or remove an individual from
2 participating in a school board meeting unless such individual is banned or removed because such
3 individual commits the offense of peace disturbance as provided in section 574.010, has previously
4 been removed from a school board meeting and issued a summons for the offense of peace
5 disturbance under section 574.010, or is prohibited from being on school property under state law;
6 and

7 (6) Each school board shall provide a method for an individual who is unable to attend the
8 public comment period of a school board meeting to submit a written statement. Any such written
9 statement submitted before the beginning of the school board meeting shall be provided to the
10 school board and made available to all individuals attending such meeting and to the public upon
11 request unless such written statement violates the policies or rules established for the public
12 comment period.

13 3. If multiple speakers desire to speak on the same issue during the public comment period,
14 the school board may suggest that the speakers select one individual to present comments on behalf
15 of all such speakers.

16 4. Parents may bring a civil action for injunctive relief against the school district or public
17 school in which their child is enrolled if such school district or public school violates this section.
18 Such action shall be brought in the county where the violation occurred. If a court finds that the
19 school district or public school has knowingly engaged in multiple or repeated violations of this
20 section, the department of elementary and secondary education shall withhold all moneys provided
21 by monthly distribution of state formula funding to such school district or public school until such
22 school district or public school is in compliance with this section. After the school district or public
23 school provides evidence that such school district or public school is in compliance with this
24 section, the department shall restore the distribution of the funding to its original amount before the
25 distribution was withheld. Any moneys that were withheld under this subsection shall be released to
26 such school district or public school only if such school district or public school establishes
27 compliance with this section in the same school year in which the department withheld such
28 moneys."; and

29
30 Further amend said bill by amending the title, enacting clause, and intersectional references
31 accordingly.