

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 all of the said
3 section and line the following:
4

5 "167.151. 1. The school board of any district, in its discretion, may admit to the school
6 pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as
7 provided in subdivision (2) of subsection 3 of this section and in sections 167.121, 167.131,
8 167.132, and 167.895.

9 2. Orphan children, children with only one parent living, and children whose parents do not
10 contribute to their support—if the children are between the ages of six and twenty years and are
11 unable to pay tuition—may attend the schools of any district in the state in which they have a
12 permanent or temporary home without paying a tuition fee.

13 3. (1) For all school years ending on or before June 30, 2023, any [person] individual who
14 pays a school tax in any other district than that in which [he] such individual resides may send [his]
15 such individual's children to any public school in the district in which the tax is paid and receive as a
16 credit on the amount charged for tuition the amount of the school tax paid to the district; except that
17 any [person] individual who owns real estate of which eighty acres or more are used for agricultural
18 purposes and upon which [his] such individual's residence is situated may send [his] such
19 individual's children to public school in any school district in which a part of such real estate,
20 contiguous to that upon which [his] such individual's residence is situated, lies and shall not be
21 charged tuition therefor; so long as thirty-five percent of the real estate is located in the school
22 district of choice. The school district of choice shall count the children in its average daily
23 attendance for the purpose of distribution of state aid through the foundation formula.

24 (2) For all school years beginning on and after July 1, 2023, an owner of residential real
25 property or agricultural real property or a named beneficiary of a trust that owns residential real
26 property or agricultural real property and that pays a school tax in any district other than the district
27 in which such owner or beneficiary resides may send up to four of such owner's or beneficiary's
28 children to a public school in any district in which such owner or trust pays such school tax. The
29 school district or public school of choice shall count a child as a resident attending under this
30 subdivision in its average daily attendance for the purpose of distribution of state aid through the
31 foundation formula.

Action Taken _____ Date _____

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2 4. ~~[Any owner of agricultural land who, pursuant to subsection 3 of this section, has the~~
3 ~~option of sending his children to the public schools of more than one district shall exercise such~~
4 ~~option as provided in this subsection. Such person shall send written notice to all school districts~~
5 ~~involved specifying to which school district his children will attend by June thirtieth in which such a~~
6 ~~school year begins. If notification is not received, such children shall attend the school in which the~~
7 ~~majority of his property lies. Such person shall not send any of his children to the public schools of~~
8 ~~any district other than the one to which he has sent notice pursuant to this subsection in that school~~
9 ~~year or in which the majority of his property lies without paying tuition to such school district.]~~

10 For all school years beginning on or after July 1, 2023, any owner of real property or named
11 beneficiary of a trust that owns real property who elects to exercise the option provided in
12 subdivision (2) of subsection 3 of this section shall exercise such option as provided in this
13 subdivision. Such owner or beneficiary shall send written notice to all school districts involved
14 specifying which school district each child will attend thirty days prior to enrollment. When
15 providing such notice, such owner or beneficiary shall present proof of such owner's or trust's
16 payment of at least three thousand dollars of school taxes levied on the real property within such
17 school district and ownership of the real property for not less than three years. Such proof may be
18 determined by multiplying the school taxes paid on the most recent property tax receipt by the years
19 of property ownership.

20 5. If a pupil is attending school in a district other than the district of residence and the
21 pupil's parent is teaching in the school district or is a regular employee of the school district which
22 the pupil is attending, then the district in which the pupil attends school shall allow the pupil to
23 attend school upon payment of tuition in the same manner in which the district allows other pupils
24 not entitled to free instruction to attend school in the district. The provisions of this subsection shall
25 apply only to pupils attending school in a district which has an enrollment in excess of thirteen
26 thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county
27 ~~[of the first classification]~~ with a charter form of government which has a population in excess of six
28 hundred thousand persons and not in excess of nine hundred thousand persons."; and

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