

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

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 982,  
2 Page 4, Section 162.720, Line 45, by inserting after all of the said section and line the following:  
3

4 "167.151. 1. The school board of any district, in its discretion, may admit to the school  
5 pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as  
6 provided in subdivision (2) of subsection 3 of this section and in sections 167.121, 167.131,  
7 167.132, and 167.895.

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

12 3. (1) For all school years ending on or before June 30, 2023, any [person] individual who  
13 pays a school tax in any other district than that in which [he] such individual resides may send [his]  
14 such individual's children to any public school in the district in which the tax is paid and receive as a  
15 credit on the amount charged for tuition the amount of the school tax paid to the district; except that  
16 any [person] individual who owns real estate of which eighty acres or more are used for agricultural  
17 purposes and upon which [his] such individual's residence is situated may send [his] such  
18 individual's children to public school in any school district in which a part of such real estate,  
19 contiguous to that upon which [his] such individual's residence is situated, lies and shall not be  
20 charged tuition therefor; so long as thirty-five percent of the real estate is located in the school  
21 district of choice. The school district of choice shall count the children in its average daily  
22 attendance for the purpose of distribution of state aid through the foundation formula.

23 (2) For all school years beginning on or after July 1, 2023, any current owner of residential  
24 real property or agricultural real property or a named beneficiary of a trust that currently owns  
25 residential real property or agricultural real property and that pays a school tax in a district or  
26 districts other than the district in which such current owner or current beneficiary resides may send  
27 up to four of such owner's or beneficiary's children to a public school, excluding a charter school, in  
28 any district in which such owner or trust pays such school tax. For purposes of this subdivision,  
29 "residential real property" shall not include any multi-family residential property which exceeds four  
30 units. An owner or a named beneficiary of a trust that currently owns residential real property shall

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1 not be permitted under this subdivision to send their child to a district outside of the county in which  
 2 they currently reside. Such owner or beneficiary shall send thirty days' written notice to all school  
 3 districts involved specifying which school district each child will attend. Such owner or beneficiary  
 4 shall also present proof of the owner's or trust's annual payment of at least two thousand dollars of  
 5 school taxes levied on the real property specified in this subdivision within such school district and  
 6 ownership of the specified real property for not less than the immediately preceding four  
 7 consecutive years. Neither the resident nor nonresident districts shall be responsible for providing  
 8 transportation services under this subdivision. The school district attended shall count a child  
 9 attending under this subdivision in its average daily attendance for the purpose of distribution of  
 10 state aid under chapter 163, except that such nonresident students shall not be counted in the  
 11 district's average daily attendance for the purposes of determining eligibility for aid payments under  
 12 section 163.044.

13 4. For any school year ending on or before June 30, 2023, any owner of agricultural land  
 14 who, pursuant to subsection 3 of this section, has the option of sending his children to the public  
 15 schools of more than one district shall exercise such option as provided in this subsection. Such  
 16 person shall send written notice to all school districts involved specifying to which school district  
 17 his children will attend by June thirtieth in which such a school year begins. If notification is not  
 18 received, such children shall attend the school in which the majority of his property lies. Such  
 19 person shall not send any of his children to the public schools of any district other than the one to  
 20 which he has sent notice pursuant to this subsection in that school year or in which the majority of  
 21 his property lies without paying tuition to such school district.

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

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