

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 27,
2 Section 160.400, Line 301, by inserting after all of the said line the following:

3
4 "19. (1) A new charter school shall only be established in a school district identified in
5 subdivision (5) of subsection 2 of this section, or in a school district identified in this section by
6 legislation enacted on or after the effective date of this section, by following the procedures
7 described in this subsection to refer to the qualified voters of the school district a ballot measure
8 authorizing the same. If a majority of the votes cast on the question by the qualified voters voting
9 thereon are in favor of the measure, then the provisions of this section shall become effective for
10 such school district. If a majority of the votes cast on the question by the qualified voters voting
11 thereon are opposed to the measure, then no charter school shall be established in such school
12 district until the measure is resubmitted pursuant to this subsection to the qualified voters and such
13 question is approved by a majority of the qualified voters voting on the measure.

14 (2) (a) A ballot measure as described in subdivision (1) of this subsection may be referred
15 to the qualified voters of the school district upon a majority vote of the members elected to the
16 school board. Upon such adoption by the school board, the measure shall be submitted to the
17 qualified voters at the next date available for a municipal election pursuant to chapter 115.

18 (b) The question submitted by the school board pursuant to this subdivision shall be in
19 substantially the following form:

20
21 "Shall the district of adopt the provisions of Section 160.400, RSMo, and allow for
22 the establishing and public funding of charter schools in the district of ...?"

23 YES NO

24 (3) (a) If the school board does not exercise the option described in paragraph (a) of
25 subdivision (2) of this subsection, an entity wishing to sponsor a charter school in the school district
26 as identified in subsection 3 of this section may circulate a petition in a form to be approved by the
27 election authority to submit the approval of charter schools to the legal voters of the school district
28 for approval.

29 (b) The petition shall be signed by the number of registered voters in the school district
30 equal to at least eight percent of the total votes cast in the school district for governor at the last
31 gubernatorial election.

32 (c) Petitions shall be filed with the relevant election authority not later than 5:00 pm on the
33 thirteenth Tuesday preceding the municipal election.

34 (d) Each petition shall consist of sheets of uniform size. The space for signatures on either
35 side of a petition page shall be no larger than eight and one-half by fourteen inches. Each page of
36 the petition shall be in substantially the following form:

Action Taken _____ Date _____

To the Honorable _____ (title of official with whom petition is to be filed) for _____ (the state of Missouri or appropriate county):

We, the undersigned, citizens and registered voters of the state of Missouri, _____ County and _____, respectfully order that the _____ following question be placed on the official ballot, for acceptance or rejection at the next municipal election, to be held on the _____ day of _____, _____:

“Shall the district of adopt the provisions of Section 160.400, RSMo, and allow for the establishing and public funding of charter schools in the district of ...?”

and each for himself or herself says: I have personally signed this petition; I am a registered voter of the state of Missouri, _____ County and _____; my registered voting address and the name of the city, town or village in which I live are correctly written after my name.

CIRCULATOR'S AFFIDAVIT

STATE OF MISSOURI,

COUNTY OF _____

I, _____, a resident of the state of Missouri, being first duly sworn, say (print or type names of signers)

<u>NAME</u> (Signature)	<u>DATE</u> SIGNED	<u>REGISTERED</u> <u>VOTING</u> <u>ADDRESS</u> (Street)(City, Town or Village)	<u>ZIP</u> <u>CODE</u>	<u>CONGR.</u> <u>DIST.</u>	<u>NAME</u> (Printed or Typed)

(Here follow numbered lines for signers)

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County.

Signature of Affiant
(Person obtaining signatures)

Address of Affiant

Subscribed and sworn to before me this _____ day of _____, A.D. _____

Signature of Notary

Notary Public (Seal)

My commission expires _____

If this form is followed substantially, it shall be sufficient, disregarding clerical and merely technical errors.

(e) Any person who is a registered voter of the school district may sign such a petition. Any person who signs a name other than the person’s own to any such petition or knowingly signs the person’s name more than once to the same petition or who knows the person is not a registered voter of the school district at the time of signing such petition, or any officer or person willfully violating any provision of this subsection shall be guilty of a class two election offense.

(f) The validity of a petition filed pursuant to provisions of this subsection shall be determined in the manner provided for initiative and referendum petitions pursuant to chapter 116.

(g) Upon the filing of a valid petition, it shall be the duty of the election authority to have the following question placed on the official ballot, in the same manner other questions are placed, at the next municipal election:

“Shall the district of adopt the provisions of Section 160.400, RSMo, and allow for the establishing and public funding of charter schools in the district of ...?”

(4) (a) If a ballot measure is submitted to the legal voters of the school district by the school board pursuant to subdivision (2) of this subsection, then the school board shall be responsible for the costs associated with the election.

(b) If a ballot measure is submitted to the legal voters of the school district by petition pursuant to subdivision (3) of this subsection, then the entity wishing to sponsor a charter school in the school district shall be responsible for the costs associated with the election.”; and

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