

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 2, Page 27, Section 139.053, Line 25, by inserting
2 after said section and line the following:
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4 "160.421. 1. A political subdivision shall not adopt, enforce, impose, or administer an ordinance,
5 local policy, or local resolution that prohibits property sold, leased, or transferred by the political subdivision
6 from being used by a charter school for any lawful educational purpose.

7 2. A political subdivision shall not impose, enforce, or apply any deed restriction that expressly, or
8 by its operation, prohibits property sold, leased, or transferred by the political subdivision from being used by
9 a charter school for any lawful educational purpose. Any deed restriction or affirmative-use deed restriction
10 that affirmatively allows for only one or more specified uses or purposes that do not include any educational
11 use or purpose by a charter school is prohibited under this section. Any deed restriction or affirmative-use
12 deed restriction in effect on the effective date of this section that prohibits or does not permit property
13 previously used for any educational purpose from being used for any future educational purpose by a charter
14 school is void.

15 3. If a political subdivision offers property of the political subdivision for sale, lease, or rent, the
16 political subdivision shall not refuse to sell, lease, or rent the property to a charter school solely because the
17 charter school intends to use the property for an educational purpose, if the intent of the charter school is to
18 use the property for a lawful educational purpose. If a political subdivision offers property of the political
19 subdivision for sale, lease, or rent, the political subdivision is not required to sell, lease, or rent the property
20 to a charter school solely because the charter school intends to use the property for an educational purpose.

21 4. If a political subdivision sells, leases, or transfers property that was previously prohibited from
22 being sold, leased, or transferred to a charter school, any such agreement to sell, lease, or transfer property to
23 a charter school shall contain provisions related to the maintenance and upkeep of such property.

24 5. Any ordinance, policy, regulation, deed, or contract made in violation of this section shall be void
25 from its inception.

26 6. For purposes of this section, "political subdivision" shall include, but not be limited to,
27 municipalities, counties, and school districts."; and
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29 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Action Taken _____ Date _____