

FIRST REGULAR SESSION

HOUSE BILL NO. 1338

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MACKEY.

2820H.021

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal section 166.700, RSMo, and to enact in lieu thereof one new section relating to Missouri empowerment scholarship accounts.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 166.700, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 166.700, to read as follows:

166.700. As used in sections 166.700 to 166.720, the following terms mean:

- (1) "Curriculum", a complete course of study for a particular content area or grade level, including any supplemental materials;
- (2) "District", the same meaning as used in section 160.011;
- (3) **"Early childhood center", any of the following that provides early childhood education services:**
 - (a) **A licensed entity that meets the definition of a child care provider under section 210.201;**
 - (b) **A license-exempt entity as described in section 210.211; or**
 - (c) **An entity that is unlicensed but is contracted with the state department of elementary and secondary education;**
- (4) **"Early childhood education services", the same definition as in section 161.244;**
- (5) "Educational assistance organization", the same meaning as used in section 135.712;
- ~~(4)~~ (6) "Illegal alien", any person who is not lawfully present in the United States or any person who gained illegal entry into the United States;

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 18 ~~[(5)]~~ (7) "Parent", the same meaning as used in section 135.712;
- 19 ~~[(6)]~~ (8) "Private school", a school that is not a part of the public school system of the
20 state of Missouri and that charges tuition for the rendering of elementary or secondary
21 educational services;
- 22 ~~[(7)]~~ (9) "Program", the same meaning as used in section 135.712;
- 23 ~~[(8)]~~ (10) "Qualified school", an FPE school or any of the following entities that is
24 incorporated in Missouri and that does not discriminate on the basis of race, color, or national
25 origin:
- 26 (a) A charter school as defined in section 160.400;
- 27 (b) A private school;
- 28 (c) A public school as defined in section 160.011; ~~[(e)]~~
- 29 (d) A public or private virtual school; **or**
- 30 **(e) An early childhood center;**
- 31 ~~[(9)]~~ (11) "Qualified student", any **of the following:**
- 32 **(a) A child enrolled in an early childhood center; or**
- 33 **(b) An elementary or secondary school student who is a resident of this state, who is**
34 **not an illegal alien, and who:**
- 35 ~~[(a)]~~ **a.** Has an approved "individualized education ~~[plan]~~ **program**" (IEP) developed
36 under the federal Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400
37 et seq., as amended; or
- 38 ~~[(b)]~~ **b.** Is a member of a household whose total annual income does not exceed an
39 amount equal to three hundred percent of the income standard used to qualify for free and
40 reduced price lunches, and that meets at least one of the following qualifications:
- 41 ~~[(a)]~~ **(i)** Attended a public school as a full-time student for at least one semester during
42 the previous twelve months;
- 43 ~~[(b)]~~ **(ii)** Is a child who is eligible to begin kindergarten or first grade under sections
44 160.051 to 160.055; or
- 45 ~~[(c)]~~ **(iii)** Is a sibling of a qualified student who received a scholarship grant in the
46 previous school year and will receive a scholarship grant in the current school year.