

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

Offered By

1 AMEND House Committee Substitute for House Bill No. 2210, Page 1, Section A, Line 3, by  
2 inserting after all of said section and line the following:

3  
4 "162.1100. 1. There is hereby established within each city not within a county a school  
5 district to be known as the "Transitional School District of (name of city)", which shall be a body  
6 corporate and politic and a subdivision of the state. The transitional school district shall be  
7 coterminous with the boundaries of the city in which the district is located. Except as otherwise  
8 provided in this section and section 162.621, the transitional school district shall be subject to all  
9 laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school  
10 district shall have the responsibility for educational programs and policies determined by a final  
11 judgment of a federal school desegregation case to be needed in providing for a transition of the  
12 educational system of the city from control and jurisdiction of a federal court school desegregation  
13 order, decree or agreement and such other programs and policies as designated by the governing  
14 body of the school district.

15 2. (1) The governing board of the transitional school district shall consist of three residents  
16 of the district: one shall be appointed by the governing body of the district, one shall be appointed  
17 by the mayor of the city not within a county and one shall be appointed by the president of the  
18 board of aldermen of the city not within a county. The members of the governing board shall serve  
19 without compensation for a term of three years, or until their successors have been appointed, or  
20 until the transitional district is dissolved or terminated. Any tax approved for the transitional district  
21 shall be assigned to the governing body of the school district in a city not within a county after  
22 dissolution or termination of the transitional district.

23 (2) In the event that the state board of education shall declare the school district of a city not  
24 within a county to be unaccredited, the member of the governing board of the transitional district  
25 appointed by the governing body of the district as provided in subdivision (1) of this subsection  
26 shall, within ninety days, be replaced by a chief executive officer nominated by the state board of  
27 education and appointed by the governor with the advice and consent of the senate. The chief  
28 executive officer need not be a resident of the district but shall be a person of recognized  
29 administrative ability, shall be paid in whole or in part with funds from the district, and shall have  
30 all other powers and duties of any other general superintendent of schools, including appointment of  
31 staff. The chief executive officer shall serve for a term of three years or until his or her successor is

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1 appointed or until the transitional district is dissolved or terminated. His or her salary shall be set  
2 by the state board of education.

3 3. In the event that the school district loses its accreditation, upon the appointment of a chief  
4 executive officer, any powers granted to any existing school board in a city not within a county on  
5 or before August 28, 1998, shall be vested with the special administrative board of the transitional  
6 school district containing such school district so long as the transitional school district exists, except  
7 as otherwise provided in section 162.621.

8 4. The special administrative board's powers and duties shall include:

9 (1) Creating an academic accountability plan, taking corrective action in underperforming  
10 schools, and seeking relief from state-mandated programs;

11 (2) Exploration of alternative forms of governance for the district;

12 (3) Authority to contract with nonprofit corporations to provide for the operation of schools;

13 (4) Oversight of facility planning, construction, improvement, repair, maintenance and  
14 rehabilitation;

15 (5) Authority to establish school site councils to facilitate site-based school management  
16 and to improve the responsiveness of the schools to the needs of the local geographic attendance  
17 region of the school;

18 (6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding  
19 establishment of neighborhood schools.

20 5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a  
21 school desegregation case which subjects a district in which a transitional district is located in this  
22 state to a federal court's jurisdiction may authorize or require the governing body of a transitional  
23 school district established under this section to establish the transitional district's operating levy for  
24 school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents  
25 per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as  
26 determined by the department of elementary and secondary education which may be substituted for  
27 all or part of such property tax.

28 (2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this  
29 subsection shall:

30 (a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to  
31 sections 99.700 to 99.715; and

32 (b) Effective January 1, 2002, be subject to any new or existing tax increment financing  
33 adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any  
34 redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted  
35 by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax  
36 increment financing.

37 (3) The transitional school district shall not be subject to the provisions of section 162.081,  
38 sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of  
39 operating levy or any consequences provided by law for failure to levy at least such minimum rate.  
40 No operating levy or increase in the operating levy or sales tax established pursuant to this section  
41 shall be collected for a transitional school district unless prior approval is obtained from a simple

majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

1           12. The transitional school district in any city not within a county shall be dissolved on July  
2 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional  
3 district to continue to accomplish the purposes for which it was created. The state board of  
4 education may cause the termination of the transitional school district at any time upon a  
5 determination that the transitional district has accomplished the purposes for which it was  
6 established and is no longer needed. If the transitional school district is classified as fully  
7 accredited, the state board of education shall terminate it and return governance to the elected board  
8 of the school district containing the territory of the dissolved transitional school district within thirty  
9 days. If the transitional school district is fully accredited before August 28, 2018, the state board of  
10 education shall terminate it at its first meeting to occur on or after August 28, 2018. The state board  
11 of education may cause the reestablishment of the transitional school district at any time upon a  
12 determination that it is necessary for the transitional district to be reestablished to accomplish the  
13 purposes established in this section. The state board of education shall provide notice to the  
14 governor and general assembly of the termination or reestablishment of the transitional school  
15 district and the termination or reestablishment shall become effective thirty days following such  
16 determination. Upon dissolution of a transitional school district pursuant to this section, nothing in  
17 this section shall be construed to reduce or eliminate any power or duty of any school district or  
18 districts containing the territory of the dissolved transitional school district unless such transitional  
19 school district is reestablished by the state board of education pursuant to this section."; and  
20

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