

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

Offered By

1 AMEND House Committee Substitute for House Bill No. 634, Page 1, Section 160.400, Line 7, by  
2 deleting all of said line and inserting in lieu thereof the following:

3  
4 "(3) In any school district in which at least one school building has received a score of sixty  
5 percent or less on its annual performance report for two of the three most recent annual performance  
6 reports available as of the date in which a charter school applies to open a charter school in the  
7 district under this subdivision. New charter schools may continue to open in such a district until  
8 such time as the district has not had any of its school buildings receive an annual performance report  
9 score of sixty percent or less for two of the three preceding years. Once a charter school is opened  
10 as allowed under this subdivision, the charter school may continue to operate in the district under  
11 this subdivision regardless of any improvement in the annual performance report scores of the  
12 school buildings in the district;"

13  
14 Further amend said bill and section, Page 3, Line 56, by deleting the phrase "forty-five" and  
15 inserting in lieu thereof the word "sixty"; and

16  
17 Further amend said bill and section, Page 7, Line 206, by deleting the number "12" and inserting in  
18 lieu thereof the following:

19  
20 "[12] 13"; and

21  
22 Further amend said bill, Page 8, Section 160.405, Line 30, by inserting after the word "renewed" the  
23 following:

24  
25 "for a five-year term; except that, if the annual performance report score of a charter school, other  
26 than a charter school in which fifty percent or more of the school's students were previously  
27 considered dropouts under subdivision (5) of subsection 2 of this section, is below the average of  
28 the annual performance report scores of all non-selective grade-level-equivalent school buildings in  
29 the school district in which the charter school is located for two of the three consecutive years  
30 immediately before a decision whether to renew is made, such renewal shall be for only a three-year  
31 term, and if, during such three-year term, the charter school's annual performance report score is  
32 below such average for two of the three years, the charter school term shall not be renewed"; and

33  
34 Further amend said bill and section, Page 9, Line 76, by deleting the phrase "forty-five" and  
35 inserting in lieu thereof the word "sixty"; and

36  
Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 Further amend said bill and section, Page 11, Line 142, by inserting immediately after the word  
2 "status." the following:

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4 "The charter school shall make the results of such audits available on its website."; and

5  
6 Further amend said bill and section, Page 15, Line 300, by inserting immediately after the word  
7 "review." the following:

8  
9 "Such application shall include a financial audit performed by the state auditor in accordance  
10 with the procedures outlined in chapter 29, which shall be paid for by the charter school."; and

11  
12 Further amend said bill, Page 17, Section 160.410, Lines 8-17, by deleting all of said lines and  
13 inserting in lieu thereof the following:

14  
15 "(4) Nonresident pupils who are residents of the state of Missouri, unless the pupil's  
16 enrollment will cause a resident pupil to be denied enrollment;

17 (5) In the case of a charter school whose mission includes student drop-out prevention"; and

18  
19 Further amend said bill, page, and section, Line 22, by deleting the number "(7)" and inserting in  
20 lieu thereof the number "(6)"; and

21  
22 Further amend said bill, page, and section, Line 39, by deleting the word "and" and inserting in lieu  
23 thereof the word "[and]"; and

24  
25 Further amend said bill and section, Page 18, Line 43, by deleting all of said line and inserting in  
26 lieu thereof the following:

27  
28 "methods, and services; and

29 (4) A charter school that opened only as a result of the operation of subdivision (3) of  
30 subsection 2 of section 160.400 shall give a preference for admission of resident students who reside  
31 in the attendance area of any school building that has received a score of sixty percent or less on its  
32 annual performance report. If such a school building receives a score on its annual performance  
33 report greater than sixty percent after the student who qualified for the preference enrolled in the  
34 charter school required to give him or her preference due to the building's previous score, any  
35 charter school described in this subdivision shall continue to give a preference for admission of the  
36 student each school year so long as the student continues to reside in the attendance area of the  
37 school building that initially allowed him or her to receive the preference in admissions."; and

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39  
40 Further amend said bill, Page 19, Section 160.415, Line 12, by deleting all of said line and inserting  
41 in lieu thereof the following:

42  
43 "2. Except as provided in subsections 3 [~~and~~], 4, and 5 of this section, the aid payments for  
44 charter"; and

45  
46 Further amend said bill, page, and section, Line 30, by inserting after all of said line the following:

47  
48 "(6) If a charter school that has not declared itself as a local educational agency and that did

1 not open as a result of the operation of subdivision (3) of subsection 2 of section 160.400 has one or  
 2 more nonresident pupils, the nonresident pupils shall not be counted for purposes of determining the  
 3 amount of aid described in subdivisions (1) and (2) of this subsection. Each school district that has  
 4 one or more of its resident pupils attending such a charter school as nonresident pupils shall pay to  
 5 the charter school, for each such pupil, ninety percent of its average per-pupil expenditure."; and

6  
 7 Further amend said bill and section, Page 20, Lines 45-59, by deleting all of said lines and inserting  
 8 in lieu thereof the following:

9  
 10 "(2) (a) If a charter school that has declared itself as a local educational agency and that did  
 11 not open as a result of the operation of subdivision (3) of subsection 2 of section 160.400 has one or  
 12 more nonresident pupils, the charter school shall receive from the department of elementary and  
 13 secondary education an annual amount equal to the amount described in subdivision (1) of this  
 14 subsection; except that, the nonresident pupils shall not be counted for purposes of determining the  
 15 amount of aid described in subdivision (1) of this subsection. Each school district that has one or  
 16 more of its resident pupils attending such a charter school as nonresident pupils shall pay to the  
 17 charter school, for each such pupil, ninety percent of its average per-pupil expenditure.

18 (b) Upon notice of the charter school's declaration of local educational agency status, the  
 19 department of elementary and secondary education shall reduce the payment made to the school  
 20 district in which the charter school is located from any source by the amount specified in  
 21 subdivision (1) of this subsection, calculated as described in paragraph (a) of this subdivision, and  
 22 pay directly to the charter school the annual amount reduced from the school district's payment.

23 5. (1) Notwithstanding subsections 2, 3, and 4 of this section, aid payments for any charter  
 24 school that opened only as a result of the operation of subdivision (3) of subsection 2 of section  
 25 160.400 shall be as described in this subsection, regardless of whether the charter school has  
 26 declared itself as a local educational agency.

27 (2) Each school district that has one or more of its resident pupils attending a charter school  
 28 described in subdivision (1) of this subsection as resident pupils of the school district in which the  
 29 charter school is located or as nonresident pupils shall pay to the charter school, for each such pupil,  
 30 ninety percent of its average per-pupil expenditure.

31 6. If a school district fails to make timely payments of any amount for which it is the"; and

32  
 33 Further amend said bill and section, Pages 21-22, Lines 72-136, by renumbering subsequent  
 34 subsections accordingly; and

35  
 36 Further amend said bill and section, Page 22, Lines 114-116, by deleting all of said lines and  
 37 inserting in lieu thereof the following:

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 39 "prohibited from charging or imposing, except that a charter school may receive:

40 (1) Tuition payments from districts in the same or an adjoining county for nonresident  
 41 students who transfer to an approved charter school, as defined in section 167.131, from an  
 42 unaccredited district; and

43 (2) Payments from school districts as described in this section."; and

44  
 45 Further amend said bill, page, and section, Line 136, by inserting after all of said line the following:

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 47 "16. Notwithstanding any other provision of this section, if it is permissible for a pupil to  
 48 attend a charter school located outside his or her district of residence under the provisions of section

1 160.410 and under the provisions of any other section that specifies the tuition amount to be paid by  
2 the resident district, the provisions of the other section specifying the tuition amount shall govern,  
3 and the provisions of this section shall not apply to such pupil."; and  
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5 Further amend said bill, Page 24, Section 160.425, Line 48, by inserting after all of said section and  
6 line the following:  
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8 "Section B. This act shall become effective on July first following the school year in which  
9 the amount appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the  
10 amount necessary to fund the entire entitlement calculation determined by subsections 1 and 2 of  
11 section 163.031. The department of elementary and secondary education shall inform the revisor of  
12 statutes when the amount appropriated for subsections 1 and 2 of section 163.031 is equal to or  
13 exceeds the amount necessary to fund the entire entitlement calculation determined by subsections 1  
14 and 2 of section 163.031."; and  
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16 Further amend said bill by amending the title, enacting clause, and intersectional references  
17 accordingly.  
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