

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 1473

95TH GENERAL ASSEMBLY

Reported from the Committee on Education, May 10, 2010, with recommendation that the Senate Committee Substitute do pass.

3339S.04C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal sections 173.1104, 173.1105, and 173.1108, RSMo, and to enact in lieu thereof three new sections relating to the Access Missouri Scholarship, with an emergency clause.

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

Section A. Sections 173.1104, 173.1105, and 173.1108, RSMo, are
2 repealed and three new sections enacted in lieu thereof, to be known as sections
3 173.1104, 173.1105, and 173.1108, to read as follows:

173.1104. 1. An applicant shall be eligible for initial or renewed financial
2 assistance only if, at the time of application and throughout the period during
3 which the applicant is receiving such assistance, the applicant:

- 4 (1) Is a citizen or a permanent resident of the United States;
- 5 (2) Is a resident of the state of Missouri, as determined by reference to
6 standards promulgated by the coordinating board;
- 7 (3) Is enrolled, or has been accepted for enrollment, as a full-time
8 undergraduate student in an approved private or public institution; and
- 9 (4) Is not enrolled or does not intend to use the award to enroll in a course
10 of study leading to a degree in theology or divinity.

11 2. If an applicant is found guilty of or pleads guilty to any criminal
12 offense during the period of time in which the applicant is receiving financial
13 assistance, such applicant shall not be eligible for renewal of such assistance,
14 provided such offense would disqualify the applicant from receiving federal
15 student aid under Title IV of the Higher Education Act of 1965, as amended.

16 3. Financial assistance shall be allotted for one academic year, but a

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

17 recipient shall be eligible for renewed assistance until he or she has obtained a
18 baccalaureate degree, provided such financial assistance shall not exceed a total
19 of ten semesters or fifteen quarters or their equivalent. Standards of eligibility
20 for renewed assistance shall be the same as for an initial award of financial
21 assistance, except that for renewal[, an applicant shall demonstrate a grade-point
22 average of two and five-tenths on a four-point scale, or the equivalent on another
23 scale] **for the program established under sections 173.1101 to 173.1107,**
24 **beginning with the 2010-2011 academic year an applicant with less than**
25 **sixty semester hours shall maintain satisfactory academic progress as**
26 **defined by the institution of attendance but no less than two on a four-**
27 **point scale; and an applicant with sixty or more semester hours shall**
28 **demonstrate a grade-point average of at least two and five-tenths on a**
29 **four-point scale, or the equivalent on another scale. The addition of**
30 **students eligible for an award resulting from the change in grade point**
31 **average as set out in this subsection shall be accommodated by**
32 **refiguring award amounts under section 173.1105 within the limits of**
33 **the amount appropriated annually.**

34 4. This subsection shall be construed as the successor to section 173.215
35 for purposes of eligibility requirements of other financial assistance programs
36 that refer to section 173.215. **Standards of eligibility for renewed**
37 **assistance for programs other than that established under sections**
38 **173.1101 to 173.1107 shall be the same as for an initial award of**
39 **financial assistance, except that for renewal an applicant shall**
40 **demonstrate a grade-point average of at least two and five-tenths on a**
41 **four-point scale, or the equivalent on another scale.**

173.1105. 1. [Beginning with the 2007-08 academic year,] An applicant
2 who is an undergraduate postsecondary student at an approved private or public
3 institution and who meets the other eligibility criteria shall be eligible for
4 financial assistance, with a minimum and maximum award amount as follows:

5 (1) **For academic years 2010-2011, 2011-2012, 2012-2013, and 2013-**
6 **2014:**

7 (a) One thousand dollars maximum and three hundred dollars minimum
8 for students attending institutions classified as part of the public two-year sector;

9 [(2)] (b) Two thousand one hundred fifty dollars maximum and one
10 thousand dollars minimum for students attending institutions classified as part
11 of the public four-year sector, including Linn State Technical College; and

12 [(3)] (c) Four thousand six hundred dollars maximum and two thousand
13 dollars minimum for students attending approved private institutions.

14 (2) For the 2014-2015 academic year and subsequent years:

15 (a) One thousand three hundred dollars maximum and three
16 hundred dollars minimum for students attending institutions classified
17 as part of the public two-year sector; and

18 (b) Two thousand eight hundred fifty dollars maximum and one
19 thousand five hundred dollars minimum for students attending
20 institutions classified as part of the public four-year sector, including
21 Linn State Technical College, or approved private institutions.

22 2. All students with an expected family contribution of twelve thousand
23 dollars or less shall receive at least the minimum award amount for his or her
24 institution. Maximum award amounts for an eligible student with an expected
25 family contribution above seven thousand dollars shall be reduced by ten percent
26 of the maximum expected family contribution for his or her increment group. Any
27 award amount shall be reduced by the amount of a student's [reimbursement
28 pursuant to section 160.545, RSMo] **payment from the A+ schools program**
29 **or any successor program to it.** For purposes of this subsection, the term
30 "increment group" shall mean a group organized by expected family contribution
31 in five hundred dollar increments into which all eligible students shall be placed.

32 3. If appropriated funds are insufficient to fund the program as described,
33 the maximum award shall be reduced across all sectors by the percentage of the
34 shortfall. If appropriated funds exceed the amount necessary to fund the
35 program, the additional funds shall be used to increase the number of recipients
36 by raising the cutoff for the expected family contribution rather than by
37 increasing the size of the award.

38 4. Every three years, beginning with academic year 2009-10, the award
39 amount may be adjusted to increase no more than the Consumer Price Index for
40 All Urban Consumers (CPI-U), 1982-1984 = 100, not seasonally adjusted, as
41 defined and officially recorded by the United States Department of Labor, or its
42 successor agency, for the previous academic year. The coordinating board shall
43 prepare a report prior to the legislative session for use of the general assembly
44 and the governor in determining budget requests which shall include the amount
45 of funds necessary to maintain full funding of the program based on the baseline
46 established for the program upon the [passage] **effective date** of sections
47 173.1101 to 173.1107. Any increase in the award amount shall not become

48 effective unless an increase in the amount of money appropriated to the program
49 necessary to cover the increase in award amount is passed by the general
50 assembly.

173.1108. [Under section 23.253, RSMo, of the Missouri sunset act:

2 (1) The provisions of the new program authorized under sections 173.1101
3 to 173.1107 shall automatically sunset six years after August 28, 2007, unless
4 reauthorized by an act of the general assembly; and

5 (2) If such program is reauthorized, the program authorized under
6 sections 173.1101 to 173.1107 shall automatically sunset twelve years after the
7 effective date of the reauthorization of sections 173.1101 to 173.1107; and

8 (3) Sections 173.1101 to 173.1107 shall terminate on September first of
9 the calendar year immediately following the calendar year in which the program
10 authorized under sections 173.1101 to 173.1107 is sunset] **Section 23.253 of**
11 **the Missouri sunset act shall not apply to the provisions of sections**
12 **173.1101 to 173.1107.**

Section B. Because immediate action is necessary to synchronize the
2 requirements of section 173.1104 of this act with the school calendar and state
3 fiscal year, the repeal and reenactment of section 173.1104 of this act is deemed
4 necessary for the immediate preservation of the public health, welfare, peace, and
5 safety, and is hereby declared to be an emergency act within the meaning of the
6 constitution, and the repeal and reenactment of section 173.1104 of this act shall
7 be in full force and effect upon its passage and approval.

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