

SENATE AMENDMENT NO. 4

Offered by Schupp of 24
Amend SS/SCS/HCS/H Bill No. 604, Page 15, Section 161.1130, Line 1

by inserting after all of said line the following:

"163.031. 1. The department of elementary and secondary education shall calculate and distribute to each school district qualified to receive state aid under section 163.021 an amount determined by multiplying the district's weighted average daily attendance by the state adequacy target, multiplying this product by the dollar value modifier for the district, and subtracting from this product the district's local effort and subtracting payments from the classroom trust fund under section 163.043.

2. Other provisions of law to the contrary notwithstanding:

(1) For districts with an average daily attendance of more than three hundred fifty in the school year preceding the payment year:

(a) For the 2008-09 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier, and dividing this product by the weighted average daily

Offered 5/9/19
Adopted "

1 attendance computed for the 2005-06 school year;

2 (b) For each year subsequent to the 2008-09 school year,
3 the amount shall be no less than that computed in paragraph (a)
4 of this subdivision, multiplied by the weighted average daily
5 attendance pursuant to section 163.036, less any increase in
6 revenue received from the classroom trust fund under section
7 163.043;

8 (2) For districts with an average daily attendance of three
9 hundred fifty or less in the school year preceding the payment
10 year:

11 (a) For the 2008-09 school year, the state revenue received
12 by a district from the state aid calculation under subsections 1
13 and 4 of this section, as applicable, and the classroom trust
14 fund under section 163.043 shall not be less than the greater of
15 state revenue received by a district in the 2004-05 or 2005-06
16 school year from the foundation formula, line 14, gifted,
17 remedial reading, exceptional pupil aid, fair share, and free
18 textbook payment amounts multiplied by the dollar value modifier;

19 (b) For each year subsequent to the 2008-09 school year,
20 the amount shall be no less than that computed in paragraph (a)
21 of this subdivision;

22 (3) The department of elementary and secondary education
23 shall make an addition in the payment amount specified in
24 subsection 1 of this section to assure compliance with the
25 provisions contained in this subsection.

26 3. School districts that meet the requirements of section
27 163.021 shall receive categorical add-on revenue as provided in
28 this subsection. The categorical add-on for the district shall
29 be the sum of: seventy-five percent of the district allowable

1 transportation costs under section 163.161; the career ladder
2 entitlement for the district, as provided for in sections 168.500
3 to 168.515; the vocational education entitlement for the
4 district, as provided for in section 167.332; and the district
5 educational and screening program entitlements as provided for in
6 sections 178.691 to 178.699. The categorical add-on revenue
7 amounts may be adjusted to accommodate available appropriations.

8 4. For any school district meeting the eligibility criteria
9 for state aid as established in section 163.021, but which is
10 considered an option district under section 163.042 and therefore
11 receives no state aid, the commissioner of education shall
12 present a plan to the superintendent of the school district for
13 the waiver of rules and the duration of said waivers, in order to
14 promote flexibility in the operations of the district and to
15 enhance and encourage efficiency in the delivery of instructional
16 services as provided in section 163.042.

17 5. (1) No less than seventy-five percent of the state
18 revenue received under the provisions of subsections 1 and 2 of
19 this section shall be placed in the teachers' fund, and the
20 remaining percent of such moneys shall be placed in the
21 incidental fund. No less than seventy-five percent of one-half
22 of the funds received from the school district trust fund
23 distributed under section 163.087 shall be placed in the
24 teachers' fund. One hundred percent of revenue received under
25 the provisions of section 163.161 shall be placed in the
26 incidental fund. One hundred percent of revenue received under
27 the provisions of sections 168.500 to 168.515 shall be placed in
28 the teachers' fund.

29 (2) A school district shall spend for certificated

1 compensation and tuition expenditures each year:

2 (a) An amount equal to at least seventy-five percent of the
3 state revenue received under the provisions of subsections 1 and
4 2 of this section;

5 (b) An amount equal to at least seventy-five percent of
6 one-half of the funds received from the school district trust
7 fund distributed under section 163.087 during the preceding
8 school year; and

9 (c) Beginning in fiscal year 2008, as much as was spent per
10 the second preceding year's weighted average daily attendance for
11 certificated compensation and tuition expenditures the previous
12 year from revenue produced by local and county tax sources in the
13 teachers' fund, plus the amount of the incidental fund to
14 teachers' fund transfer calculated to be local and county tax
15 sources by dividing local and county tax sources in the
16 incidental fund by total revenue in the incidental fund. •

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18 In the event a district fails to comply with this provision, the
19 amount by which the district fails to spend funds as provided
20 herein shall be deducted from the district's state revenue
21 received under the provisions of subsections 1 and 2 of this
22 section for the following year, provided that the state board of
23 education may exempt a school district from this provision if the
24 state board of education determines that circumstances warrant
25 such exemption.

26 6. (1) If a school district's annual audit discloses that
27 students were inappropriately identified as eligible for free and
28 reduced price lunch, special education, or limited English
29 proficiency and the district does not resolve the audit finding,

1 the department of elementary and secondary education shall
2 require that the amount of aid paid pursuant to the weighting for
3 free and reduced price lunch, special education, or limited
4 English proficiency in the weighted average daily attendance on
5 the inappropriately identified pupils be repaid by the district
6 in the next school year and shall additionally impose a penalty
7 of one hundred percent of such aid paid on such pupils, which
8 penalty shall also be paid within the next school year. Such
9 amounts may be repaid by the district through the withholding of
10 the amount of state aid.

11 (2) In the 2017-18 school year and in each subsequent
12 school year, if a district experiences a decrease in its gifted
13 program enrollment of twenty percent or more from the previous
14 school year, an amount equal to the product of the difference
15 between the number of students enrolled in the gifted program in
16 the current school year and the number of students enrolled in
17 the gifted program in the previous school year multiplied by six
18 hundred eighty dollars shall be subtracted from the district's
19 current year payment amount. The provisions of this subdivision
20 shall apply to districts entitled to receive state aid payments
21 under both subsections 1 and 2 of this section but shall not
22 apply to any school district with an average daily attendance of
23 three hundred fifty or less.

24 7. Notwithstanding any provision of law to the contrary, in
25 any fiscal year during which the total formula appropriation is
26 insufficient to fully fund the entitlement calculation of this
27 section, the department of elementary and secondary education
28 shall adjust the state adequacy target in order to accommodate
29 the appropriation level for the given fiscal year. In no manner

1 shall any payment modification be rendered for any district
2 qualified to receive payments under subsection 2 of this section
3 based on insufficient appropriations.

4 8. Notwithstanding any provision of law to the contrary,
5 school districts that receive revenue from the tax authorized
6 under sections 148.030, 148.140, 148.620, and 148.720 shall,
7 beginning January 1, 2020, and every January first thereafter,
8 report the amount of said revenue received by the district to the
9 department. The department shall, based on the data submitted by
10 the district, determine the total amount of revenue the district
11 would have received from the tax authorized under sections
12 148.030, 148.140, 148.620, and 148.720 absent the provisions of
13 section 148.720, and remit the following amount to each
14 applicable district not less than thirty days after the
15 conclusion of each calendar year. The amount remitted to each
16 district shall be the total of the revenue received by the
17 district from the tax authorized under sections 148.030, 148.140,
18 148.620, and 148.720 during the applicable calendar year times
19 one and five thousand six hundred and twenty-five ten thousandths
20 minus the total of the revenue received by the district from the
21 tax authorized under sections 148.030, 148.140, 148.620, and
22 148.720 during the same calendar year. This payment shall be in
23 addition to payments authorized under subsections 1, 2, and 7 of
24 this section and shall be made from the annual appropriation to
25 fund this section."; and

26 Further amend the title and enacting clause accordingly.