

**SENATE AMENDMENT NO. \_\_\_\_\_**

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/SCS/Senate Bill Nos. 55, 23 & 25, Page 73, Section 162.686, Line 20,

2 by inserting after all of said line the following:

3 "163.021. 1. A school district shall receive state  
4 aid for its education program only if it:

5 (1) Provides for a minimum of one hundred seventy-four  
6 days and one thousand forty-four hours of actual pupil  
7 attendance in a term scheduled by the board pursuant to  
8 section 160.041 for each pupil or group of pupils, except  
9 that the board shall provide a minimum of one hundred  
10 seventy-four days and five hundred twenty-two hours of  
11 actual pupil attendance in a term for kindergarten pupils.  
12 If any school is dismissed because of inclement weather  
13 after school has been in session for three hours, that day  
14 shall count as a school day including afternoon session  
15 kindergarten students. When the aggregate hours lost in a  
16 term due to inclement weather decreases the total hours of  
17 the school term below the required minimum number of hours  
18 by more than twelve hours for all-day students or six hours  
19 for one-half-day kindergarten students, all such hours below  
20 the minimum must be made up in one-half day or full day  
21 additions to the term, except as provided in section  
22 171.033. In school year 2019-20 and subsequent years, one  
23 thousand forty-four hours of actual pupil attendance with no  
24 minimum number of school days shall be required for each  
25 pupil or group of pupils; except that, the board shall  
26 provide a minimum of five hundred twenty-two hours of actual

27 pupil attendance in a term for kindergarten pupils with no  
28 minimum number of school days;

29 (2) Maintains adequate and accurate records of  
30 attendance, personnel and finances, as required by the state  
31 board of education, which shall include the preparation of a  
32 financial statement which shall be submitted to the state  
33 board of education the same as required by the provisions of  
34 section 165.111 for districts;

35 (3) Levies an operating levy for school purposes of  
36 not less than one dollar and twenty-five cents after all  
37 adjustments and reductions on each one hundred dollars  
38 assessed valuation of the district; and

39 (4) Computes average daily attendance as defined in  
40 subdivision (2) of section 163.011 as modified by section  
41 171.031. Whenever there has existed within the district an  
42 infectious disease, contagion, epidemic, plague or similar  
43 condition whereby the school attendance is substantially  
44 reduced for an extended period in any school year, the  
45 apportionment of school funds and all other distribution of  
46 school moneys shall be made on the basis of the school year  
47 next preceding the year in which such condition existed.

48 (5) Beginning July 1, 2022, limits individual  
49 administrator and individual superintendent total  
50 compensation to no more than three times the average total  
51 compensation provided to all teachers who are certified  
52 under section 168.021 and employed full time by the school  
53 district. For purposes of this subdivision, "total  
54 compensation" shall include all amounts of base salary,  
55 district paid medical benefits, health insurance, life  
56 insurance, supplemental insurance, bonus and incentive pay,  
57 auto or mileage allowances, use of district-owned  
58 automobiles, membership dues, retirement benefits, and any  
59 additional annuity. In order to receive state aid under

60 this section in any year after July 1, 2022, any such school  
61 district with an administrator or superintendent receiving  
62 total compensation in excess of the limits prescribed under  
63 this subdivision on July 1, 2022, shall demonstrate to the  
64 department that the compensation of such administrator or  
65 superintendent is reduced by one-third in each subsequent  
66 year so that the total compensation for such administrator  
67 or superintendent conforms to this subdivision on or before  
68 July 1, 2025.

69         2. For the 2006-07 school year and thereafter, no  
70 school district shall receive more state aid, as calculated  
71 under subsections 1 and 2 of section 163.031, for its  
72 education program, exclusive of categorical add-ons, than it  
73 received per weighted average daily attendance for the  
74 school year 2005-06 from the foundation formula, line 14,  
75 gifted, remedial reading, exceptional pupil aid, fair share,  
76 and free textbook payment amounts, unless it has an  
77 operating levy for school purposes, as determined pursuant  
78 to section 163.011, of not less than two dollars and seventy-  
79 five cents after all adjustments and reductions. Any  
80 district which is required, pursuant to Article X, Section  
81 22 of the Missouri Constitution, to reduce its operating  
82 levy below the minimum tax rate otherwise required under  
83 this subsection shall not be construed to be in violation of  
84 this subsection for making such tax rate reduction.  
85 Pursuant to Section 10(c) of Article X of the state  
86 constitution, a school district may levy the operating levy  
87 for school purposes required by this subsection less all  
88 adjustments required pursuant to Article X, Section 22 of  
89 the Missouri Constitution if such rate does not exceed the  
90 highest tax rate in effect subsequent to the 1980 tax year.  
91 Nothing in this section shall be construed to mean that a  
92 school district is guaranteed to receive an amount not less

93 than the amount the school district received per eligible  
94 pupil for the school year 1990-91. The provisions of this  
95 subsection shall not apply to any school district located in  
96 a county of the second classification which has a nuclear  
97 power plant located in such district or to any school  
98 district located in a county of the third classification  
99 which has an electric power generation unit with a rated  
100 generating capacity of more than one hundred fifty megawatts  
101 which is owned or operated or both by a rural electric  
102 cooperative except that such school districts may levy for  
103 current school purposes and capital projects an operating  
104 levy not to exceed two dollars and seventy-five cents less  
105 all adjustments required pursuant to Article X, Section 22  
106 of the Missouri Constitution.

107 3. No school district shall receive more state aid, as  
108 calculated in section 163.031, for its education program,  
109 exclusive of categorical add-ons, than it received per  
110 eligible pupil for the school year 1993-94, if the state  
111 board of education determines that the district was not in  
112 compliance in the preceding school year with the  
113 requirements of section 163.172, until such time as the  
114 board determines that the district is again in compliance  
115 with the requirements of section 163.172.

116 4. No school district shall receive state aid,  
117 pursuant to section 163.031, if such district was not in  
118 compliance, during the preceding school year, with the  
119 requirement, established pursuant to section 160.530 to  
120 allocate revenue to the professional development committee  
121 of the district.

122 5. No school district shall receive more state aid, as  
123 calculated in subsections 1 and 2 of section 163.031, for  
124 its education program, exclusive of categorical add-ons,  
125 than it received per weighted average daily attendance for

126 the school year 2005-06 from the foundation formula, line  
127 14, gifted, remedial reading, exceptional pupil aid, fair  
128 share, and free textbook payment amounts, if the district  
129 did not comply in the preceding school year with the  
130 requirements of subsection 5 of section 163.031.

131         6. Any school district that levies an operating levy  
132 for school purposes that is less than the performance levy,  
133 as such term is defined in section 163.011, shall provide  
134 written notice to the department of elementary and secondary  
135 education asserting that the district is providing an  
136 adequate education to the students of such district. If a  
137 school district asserts that it is not providing an adequate  
138 education to its students, such inadequacy shall be deemed  
139 to be a result of insufficient local effort. The provisions  
140 of this subsection shall not apply to any special district  
141 established under sections 162.815 to 162.940."; and

142         Further amend the title and enacting clause accordingly.