

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.