

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/HCS/House Bill Nos. 2097 & 1905, Page 19, Section 135.719, Line 20,

2 by inserting after all of said line the following:

3 "160.400. 1. A charter school is an independent  
4 public school.

5 2. [Except as further provided in subsection 4 of this  
6 section,] Charter schools may be operated [only:

7 (1) In a metropolitan school district;

8 (2) In an urban school district containing most or all  
9 of a city with a population greater than three hundred fifty  
10 thousand inhabitants;

11 (3) In a school district that has been classified as  
12 unaccredited by the state board of education;

13 (4) In a school district that has been classified as  
14 provisionally accredited by the state board of education and  
15 has received scores on its annual performance report  
16 consistent with a classification of provisionally accredited  
17 or unaccredited for three consecutive school years beginning  
18 with the 2012-13 accreditation year under the following  
19 conditions:

20 (a) The eligibility for charter schools of any school  
21 district whose provisional accreditation is based in whole  
22 or in part on financial stress as defined in sections  
23 161.520 to 161.529, or on financial hardship as defined by  
24 rule of the state board of education, shall be decided by a  
25 vote of the state board of education during the third

26 consecutive school year after the designation of provisional  
27 accreditation; and

28 (b) The sponsor is limited to the local school board  
29 or a sponsor who has met the standards of accountability and  
30 performance as determined by the department based on  
31 sections 160.400 to 160.425 and section 167.349 and properly  
32 promulgated rules of the department;

33 (5) In a school district located within a county with  
34 more than one hundred fifty thousand but fewer than two  
35 hundred thousand inhabitants, provided that the provisions  
36 of subsections 15 to 18 of section 160.415 shall not apply  
37 to any charter school operated in such county; or

38 (6) In a school district that has been accredited  
39 without provisions, sponsored only by the local school  
40 board; provided that no board with a current year enrollment  
41 of one thousand five hundred fifty students or greater shall  
42 permit more than thirty-five percent of its student  
43 enrollment to enroll in charter schools sponsored by the  
44 local board under the authority of this subdivision, except  
45 that this restriction shall not apply to any school district  
46 that subsequently becomes eligible under subdivision (3) or  
47 (4) of this subsection or to any district accredited without  
48 provisions that sponsors charter schools prior to having a  
49 current year student enrollment of one thousand five hundred  
50 fifty students or greater] in any school district in the  
51 state, notwithstanding any provision of law to the contrary.

52 3. Except as further provided in subsection 4 of this  
53 section, the following entities are eligible to sponsor  
54 charter schools:

55 (1) The school board of the district in any district  
56 which is sponsoring a charter school as of August 27, 2012,  
57 as permitted under subdivision (1) or (2) of subsection 2 of  
58 this section, the special administrative board of a

59 metropolitan school district during any time in which powers  
60 granted to the district's board of education are vested in a  
61 special administrative board, or if the state board of  
62 education appoints a special administrative board to retain  
63 the authority granted to the board of education of an urban  
64 school district containing most or all of a city with a  
65 population greater than three hundred fifty thousand  
66 inhabitants, the special administrative board of such school  
67 district;

68 (2) A public four-year college or university with an  
69 approved teacher education program that meets regional or  
70 national standards of accreditation;

71 (3) A community college, the service area of which  
72 encompasses some portion of the district;

73 (4) Any private four-year college or university with  
74 an enrollment of at least one thousand students, with its  
75 primary campus in Missouri, and with an approved teacher  
76 preparation program;

77 (5) Any two-year private vocational or technical  
78 school designated as a 501(c)(3) nonprofit organization  
79 under the Internal Revenue Code of 1986, as amended, and  
80 accredited by the Higher Learning Commission, with its  
81 primary campus in Missouri;

82 (6) The Missouri charter public school commission  
83 created in section 160.425.

84 4. [Changes in a school district's accreditation  
85 status that affect charter schools shall be addressed as  
86 follows, except for the districts described in subdivisions  
87 (1) and (2) of subsection 2 of this section:

88 (1) As a district transitions from unaccredited to  
89 provisionally accredited, the district shall continue to  
90 fall under the requirements for an unaccredited district

91 until it achieves three consecutive full school years of  
92 provisional accreditation;

93 (2) As a district transitions from provisionally  
94 accredited to full accreditation, the district shall  
95 continue to fall under the requirements for a provisionally  
96 accredited district until it achieves three consecutive full  
97 school years of full accreditation;

98 (3) In any school district classified as unaccredited  
99 or provisionally accredited where a charter school is  
100 operating and is sponsored by an entity other than the local  
101 school board, when the school district becomes classified as  
102 accredited without provisions, a charter school may continue  
103 to be sponsored by the entity sponsoring it prior to the  
104 classification of accredited without provisions and shall  
105 not be limited to the local school board as a sponsor.]

106 A charter school [operating in a school district identified  
107 in subdivision (1), (2), or (5) of subsection 2 of this  
108 section] may be sponsored by any of the entities identified  
109 in subsection 3 of this section, irrespective of the  
110 accreditation classification of the district in which it is  
111 located. A charter school in a district described in this  
112 subsection whose charter provides for the addition of grade  
113 levels in subsequent years may continue to add levels until  
114 the planned expansion is complete to the extent of grade  
115 levels in comparable schools of the district in which the  
116 charter school is operated.

117 5. The mayor of a city not within a county may request  
118 a sponsor under subdivision (2), (3), (4), (5), or (6) of  
119 subsection 3 of this section to consider sponsoring a  
120 "workplace charter school", which is defined for purposes of  
121 sections 160.400 to 160.425 as a charter school with the  
122 ability to target prospective students whose parent or

123 parents are employed in a business district, as defined in  
124 the charter, which is located in the city.

125         6. No sponsor shall receive from an applicant for a  
126 charter school any fee of any type for the consideration of  
127 a charter, nor may a sponsor condition its consideration of  
128 a charter on the promise of future payment of any kind.

129         7. The charter school shall be organized as a Missouri  
130 nonprofit corporation incorporated pursuant to chapter 355.  
131 The charter provided for herein shall constitute a contract  
132 between the sponsor and the charter school.

133         8. As a nonprofit corporation incorporated pursuant to  
134 chapter 355, the charter school shall select the method for  
135 election of officers pursuant to section 355.326 based on  
136 the class of corporation selected. Meetings of the  
137 governing board of the charter school shall be subject to  
138 the provisions of sections 610.010 to 610.030.

139         9. A sponsor of a charter school, its agents and  
140 employees are not liable for any acts or omissions of a  
141 charter school that it sponsors, including acts or omissions  
142 relating to the charter submitted by the charter school, the  
143 operation of the charter school and the performance of the  
144 charter school.

145         10. A charter school may affiliate with a four-year  
146 college or university, including a private college or  
147 university, or a community college as otherwise specified in  
148 subsection 3 of this section when its charter is granted by  
149 a sponsor other than such college, university or community  
150 college. Affiliation status recognizes a relationship  
151 between the charter school and the college or university for  
152 purposes of teacher training and staff development,  
153 curriculum and assessment development, use of physical  
154 facilities owned by or rented on behalf of the college or  
155 university, and other similar purposes. A university,

156 college or community college may not charge or accept a fee  
157 for affiliation status.

158       11. The expenses associated with sponsorship of  
159 charter schools shall be defrayed by the department of  
160 elementary and secondary education retaining one and five-  
161 tenths percent of the amount of state and local funding  
162 allocated to the charter school under section 160.415, not  
163 to exceed one hundred twenty-five thousand dollars, adjusted  
164 for inflation. The department of elementary and secondary  
165 education shall remit the retained funds for each charter  
166 school to the school's sponsor, provided the sponsor remains  
167 in good standing by fulfilling its sponsorship obligations  
168 under sections 160.400 to 160.425 and 167.349 with regard to  
169 each charter school it sponsors, including appropriate  
170 demonstration of the following:

171           (1) Expends no less than ninety percent of its charter  
172 school sponsorship funds in support of its charter school  
173 sponsorship program, or as a direct investment in the  
174 sponsored schools;

175           (2) Maintains a comprehensive application process that  
176 follows fair procedures and rigorous criteria and grants  
177 charters only to those developers who demonstrate strong  
178 capacity for establishing and operating a quality charter  
179 school;

180           (3) Negotiates contracts with charter schools that  
181 clearly articulate the rights and responsibilities of each  
182 party regarding school autonomy, expected outcomes, measures  
183 for evaluating success or failure, performance consequences  
184 based on the annual performance report, and other material  
185 terms;

186           (4) Conducts contract oversight that evaluates  
187 performance, monitors compliance, informs intervention and

188 renewal decisions, and ensures autonomy provided under  
189 applicable law; and

190 (5) Designs and implements a transparent and rigorous  
191 process that uses comprehensive data to make merit-based  
192 renewal decisions.

193 12. Sponsors receiving funds under subsection 11 of  
194 this section shall be required to submit annual reports to  
195 the joint committee on education demonstrating they are in  
196 compliance with subsection 17 of this section.

197 13. No university, college or community college shall  
198 grant a charter to a nonprofit corporation if an employee of  
199 the university, college or community college is a member of  
200 the corporation's board of directors.

201 14. No sponsor shall grant a charter under sections  
202 160.400 to 160.425 and 167.349 without ensuring that a  
203 criminal background check and family care safety registry  
204 check are conducted for all members of the governing board  
205 of the charter schools or the incorporators of the charter  
206 school if initial directors are not named in the articles of  
207 incorporation, nor shall a sponsor renew a charter without  
208 ensuring a criminal background check and family care safety  
209 registry check are conducted for each member of the  
210 governing board of the charter school.

211 15. No member of the governing board of a charter  
212 school shall hold any office or employment from the board or  
213 the charter school while serving as a member, nor shall the  
214 member have any substantial interest, as defined in section  
215 105.450, in any entity employed by or contracting with the  
216 board. No board member shall be an employee of a company  
217 that provides substantial services to the charter school.  
218 All members of the governing board of the charter school  
219 shall be considered decision-making public servants as  
220 defined in section 105.450 for the purposes of the financial

221 disclosure requirements contained in sections 105.483,  
222 105.485, 105.487, and 105.489.

223 16. A sponsor shall develop the policies and  
224 procedures for:

225 (1) The review of a charter school proposal including  
226 an application that provides sufficient information for  
227 rigorous evaluation of the proposed charter and provides  
228 clear documentation that the education program and academic  
229 program are aligned with the state standards and grade-level  
230 expectations, and provides clear documentation of effective  
231 governance and management structures, and a sustainable  
232 operational plan;

233 (2) The granting of a charter;

234 (3) The performance contract that the sponsor will use  
235 to evaluate the performance of charter schools. Charter  
236 schools shall meet current state academic performance  
237 standards as well as other standards agreed upon by the  
238 sponsor and the charter school in the performance contract;

239 (4) The sponsor's intervention, renewal, and  
240 revocation policies, including the conditions under which  
241 the charter sponsor may intervene in the operation of the  
242 charter school, along with actions and consequences that may  
243 ensue, and the conditions for renewal of the charter at the  
244 end of the term, consistent with subsections 8 and 9 of  
245 section 160.405;

246 (5) Additional criteria that the sponsor will use for  
247 ongoing oversight of the charter; and

248 (6) Procedures to be implemented if a charter school  
249 should close, consistent with the provisions of subdivision  
250 (15) of subsection 1 of section 160.405.

251 The department shall provide guidance to sponsors in  
252 developing such policies and procedures.

253           17. (1) A sponsor shall provide timely submission to  
254 the state board of education of all data necessary to  
255 demonstrate that the sponsor is in material compliance with  
256 all requirements of sections 160.400 to 160.425 and section  
257 167.349. The state board of education shall ensure each  
258 sponsor is in compliance with all requirements under  
259 sections 160.400 to 160.425 and 167.349 for each charter  
260 school sponsored by any sponsor. The state board shall  
261 notify each sponsor of the standards for sponsorship of  
262 charter schools, delineating both what is mandated by  
263 statute and what best practices dictate. The state board  
264 shall evaluate sponsors to determine compliance with these  
265 standards every three years. The evaluation shall include a  
266 sponsor's policies and procedures in the areas of charter  
267 application approval; required charter agreement terms and  
268 content; sponsor performance evaluation and compliance  
269 monitoring; and charter renewal, intervention, and  
270 revocation decisions. Nothing shall preclude the department  
271 from undertaking an evaluation at any time for cause.

272           (2) If the department determines that a sponsor is in  
273 material noncompliance with its sponsorship duties, the  
274 sponsor shall be notified and given reasonable time for  
275 remediation. If remediation does not address the compliance  
276 issues identified by the department, the commissioner of  
277 education shall conduct a public hearing and thereafter  
278 provide notice to the charter sponsor of corrective action  
279 that will be recommended to the state board of education.  
280 Corrective action by the department may include withholding  
281 the sponsor's funding and suspending the sponsor's authority  
282 to sponsor a school that it currently sponsors or to sponsor  
283 any additional school until the sponsor is reauthorized by  
284 the state board of education under section 160.403.

285 (3) The charter sponsor may, within thirty days of  
286 receipt of the notice of the commissioner's recommendation,  
287 provide a written statement and other documentation to show  
288 cause as to why that action should not be taken. Final  
289 determination of corrective action shall be determined by  
290 the state board of education based upon a review of the  
291 documentation submitted to the department and the charter  
292 sponsor.

293 (4) If the state board removes the authority to  
294 sponsor a currently operating charter school under any  
295 provision of law, the Missouri charter public school  
296 commission shall become the sponsor of the school.

297 18. If a sponsor notifies a charter school of closure  
298 under subsection 8 of section 160.405, the department of  
299 elementary and secondary education shall exercise its  
300 financial withholding authority under subsection 12 of  
301 section 160.415 to assure all obligations of the charter  
302 school shall be met. The state, charter sponsor, or  
303 resident district shall not be liable for any outstanding  
304 liability or obligations of the charter school.

305 160.518. 1. [(1)] Sections 160.518, 160.522, and  
306 161.092 shall be known and may be cited as the "Education  
307 Freedom Act".

308 2. Consistent with the provisions contained in section  
309 160.526, the state board of education shall develop, modify,  
310 and revise, as necessary, a statewide summative assessment  
311 system that [provides maximum flexibility for local school  
312 districts to determine the degree to which students in the  
313 public schools of the state are proficient in the knowledge,  
314 skills, and competencies adopted by such board pursuant to  
315 section 160.514.

316 (2) (a) The statewide assessment system shall assess  
317 problem solving, analytical ability, evaluation, creativity,

318 and application ability in the different content areas and  
319 shall be performance-based to identify what students know,  
320 as well as what they are able to do, and shall enable  
321 teachers to evaluate actual academic performance.

322 (b) The statewide assessment system shall neither  
323 promote nor prohibit rote memorization and shall not include  
324 existing versions of tests approved for use pursuant to the  
325 provisions of section 160.257, nor enhanced versions of such  
326 tests.

327 (3) After the state board of education adopts and  
328 implements academic performance standards as required under  
329 section 161.855, the state board of education shall develop  
330 and adopt a standardized assessment instrument under this  
331 section based on the academic performance standards adopted  
332 under section 161.855.

333 (4) The statewide assessment system shall measure,  
334 where appropriate by grade level, a student's knowledge of  
335 academic subjects including, but not limited to, reading  
336 skills, writing skills, mathematics skills, world and  
337 American history, forms of government, geography and science.

338 2. The statewide assessment system shall only permit  
339 the academic performance of students in each school in the  
340 state to be tracked against prior academic performance in  
341 the same school.

342 3. (1) The state board of education shall suggest,  
343 but not mandate, criteria for a school to demonstrate that  
344 its students learn the knowledge, skills and competencies at  
345 exemplary levels worthy of imitation by students in other  
346 schools in the state and nation.

347 (2) Exemplary levels shall be measured by the  
348 statewide assessment system developed pursuant to subsection  
349 1 of this section, or until said statewide assessment system

350 is available, by indicators approved for such use by the  
351 state board of education.

352 (3) The provisions of other law to the contrary  
353 notwithstanding, the commissioner of education may, upon  
354 request of the school district, present a plan for the  
355 waiver of rules and regulations to any such school, to be  
356 known as "Outstanding Schools Waivers", consistent with the  
357 provisions of subsection 4 of this section.

358 4. (1) For any school that meets the criteria  
359 established by the state board of education for three  
360 successive school years pursuant to the provisions of  
361 subsection 3 of this section, by August first following the  
362 third such school year, the commissioner of education shall  
363 present a plan to the superintendent of the school district  
364 in which such school is located for the waiver of rules and  
365 regulations to promote flexibility in the operations of the  
366 school and to enhance and encourage efficiency in the  
367 delivery of instructional services.

368 (2) The provisions of other law to the contrary  
369 notwithstanding, the plan presented to the superintendent  
370 shall provide a summary waiver, with no conditions, for the  
371 pupil testing requirements pursuant to section 160.257, in  
372 the school.

373 (3) Further, the provisions of other law to the  
374 contrary notwithstanding, the plan shall detail a means for  
375 the waiver of requirements otherwise imposed on the school  
376 related to the authority of the state board of education to  
377 classify school districts pursuant to subdivision (9) of  
378 section 161.092 and such other rules and regulations as  
379 determined by the commissioner of education, excepting such  
380 waivers shall be confined to the school and not other  
381 schools in the district unless such other schools meet the  
382 criteria established by the state board of education

383 consistent with subsection 3 of this section and the waivers  
384 shall not include the requirements contained in this section  
385 and section 160.514.

386 (4) Any waiver provided to any school as outlined in  
387 this subsection shall be void on June thirtieth of any  
388 school year in which the school fails to meet the criteria  
389 established by the state board of education consistent with  
390 subsection 3 of this section.

391 5. The score on any assessment test developed pursuant  
392 to this section or this chapter of any student for whom  
393 English is a second language shall not be counted until such  
394 time as such student has been educated for three full school  
395 years in a school in this state, or in any other state, in  
396 which English is the primary language] satisfies the pupil  
397 testing mandates in effect under the federal Every Student  
398 Succeeds Act (P.L. 114-95), as amended, for each school  
399 year. Results from the assessment created under this  
400 subsection shall be used only for the purpose of compliance  
401 with the requirements of such federal law and for no other  
402 purpose except for determining performance districts under  
403 sections 163.011 and 163.031. Results from such assessments  
404 shall not be used to classify school districts and charter  
405 schools.

406 3. School districts and charter schools shall create,  
407 purchase, or adopt a local assessment system.

408 4. The local assessment system shall be:

409 (1) Authentic to student discipline-specific learning,  
410 experience, and the demonstration of performance-based  
411 learning;

412 (2) Related to curriculum taught in the school;

413 (3) Evaluated and graded in a manner that provides  
414 students and teachers with meaningful feedback that can be  
415 used for academic improvement;

416           (4) Developed in consultation with building level  
417 administrators, teachers, students, parents, and the  
418 community; and

419           (5) Available for demonstration and community  
420 inspection.

421           [6.] 5. (1) (a) The state board of education shall  
422 identify or, if necessary, establish one or more  
423 developmentally appropriate alternate assessments for  
424 students who receive special educational services, as that  
425 term is defined pursuant to section 162.675.

426           (b) In the development of such alternate assessments,  
427 the state board shall establish an advisory panel consisting  
428 of a majority of active special education teachers residing  
429 in Missouri and other education professionals as appropriate  
430 to research available assessment options.

431           (c) The advisory panel shall attempt to identify  
432 preexisting developmentally appropriate alternate  
433 assessments but shall, if necessary, develop alternate  
434 assessments and recommend one or more alternate assessments  
435 for adoption by the state board.

436           (d) The state board shall consider the recommendations  
437 of the advisory council in establishing such alternate  
438 assessment or assessments.

439           (2) Any student who receives special educational  
440 services, as that term is defined pursuant to section  
441 162.675, shall be assessed by an alternate assessment  
442 established pursuant to this subsection upon a determination  
443 by the student's individualized education program team that  
444 such alternate assessment is more appropriate to assess the  
445 student's knowledge, skills and competencies than the  
446 assessment developed pursuant to subsection 1 of this  
447 section.

448           (3) The alternate assessment shall evaluate the  
449 student's independent living skills, which include how  
450 effectively the student addresses common life demands and  
451 how well the student meets standards for personal  
452 independence expected for someone in the student's age  
453 group, sociocultural background, and community setting.

454           [7.] 6. The state board of education shall also  
455 develop recommendations regarding alternate assessments for  
456 any military dependent who relocates to Missouri after the  
457 commencement of a school term, in order to accommodate such  
458 student while ensuring that he or she is proficient in the  
459 knowledge, skills, and competencies adopted under section  
460 160.514.

461           [8.] 7. (1) As used in this subsection, the following  
462 terms mean:

463           (a) "Department", the department of elementary and  
464 secondary education;

465           (b) "Grade-level equivalence", a metric developed for  
466 grades three to eight and used by the department to show a  
467 student's proximity to doing grade-level work;

468           (c) "Parent", a parent, guardian, custodian, or other  
469 person with authority to act on behalf of a student.

470           (2) Grade-level equivalence, as developed and used  
471 under this subsection, shall consist of a student's  
472 knowledge of academic subjects by grade level and  
473 performance-level descriptors indicating whether such  
474 student is ready for the next grade or level of education.  
475 Such performance-level descriptors shall consist of the  
476 following:

477           (a) Advanced, which shall indicate that such student:

478           a. Demonstrates superior performance on challenging  
479 grade-level subject matter;

480           b. Is above such student's current grade or level of  
481 education; and

482           c. Is ready for, at a minimum, the next grade or level  
483 of education;

484           (b) Proficient, which shall indicate that such student:

485           a. Demonstrates mastery over all appropriate grade-  
486 level standards and has introductory-level knowledge for the  
487 next grade or level of education;

488           b. May be above such student's current grade or level  
489 of education in some areas; and

490           c. Is ready for the next grade or level of education;

491           (c) Grade level, which shall indicate that such  
492 student:

493           a. Demonstrates mastery over appropriate grade-level  
494 subject matter;

495           b. Is at such student's current grade or level of  
496 education; and

497           c. May be ready, with appropriate reinforcement, for  
498 the next grade or level of education;

499           (d) Basic, which shall indicate that such student:

500           a. Demonstrates partial mastery of the essential  
501 knowledge and skills appropriate to such student's grade or  
502 level of education;

503           b. May not be at such student's current grade or level  
504 of education; and

505           c. May not be ready, without appropriate remediation,  
506 for the next grade or level of education; and

507           (e) Below basic, which shall indicate that such  
508 student:

509           a. Has failed to perform, at a minimum, at the limited  
510 knowledge level necessary for such student's grade or level  
511 of education;

512           b. Is not at such student's current grade or level of  
513 education; and

514           c. Has been determined to be at the specific lower  
515 grade or level of education measured by and listed in such  
516 student's statewide assessment score.

517           (3) (a) Such grade-level equivalence shall be  
518 determined at the same time each student's academic  
519 performance is measured by the statewide assessment system  
520 developed under this section.

521           (b) Such grade-level equivalence shall be provided at  
522 the same time such student's statewide assessment score is  
523 reported to such student or such student's parent.

524           (4) (a) Data related to grade-level equivalence shall  
525 be searchable on a building-by-building, school-by-school,  
526 district-by-district, and statewide basis on the  
527 department's school accountability report card developed  
528 under section 160.522.

529           (b) Data related to grade-level equivalence shall  
530 display the percentage of students whose performance-level  
531 descriptor is grade level or above on a building-by-  
532 building, school-by-school, district-by-district, and  
533 statewide basis.

534           (c) No data related to grade-level equivalence shall  
535 be disclosed in any form that allows the personal  
536 identification of any student to any individual or entity  
537 except such student or such student's parent.

538           (5) The provisions of subsection 2 of section 160.514  
539 shall not apply to the development of the grade-level  
540 equivalence metric.

541           (6) The department may choose a third-party nonprofit  
542 entity to develop the grade-level equivalence metric.

543           160.522. 1. [The department of elementary and  
544 secondary education shall produce or cause to be produced,

545 at least annually, a school accountability report card for  
546 each public school district, each public school building in  
547 a school district, and each charter school in the state.

548 The report card shall be designed to satisfy state and  
549 federal requirements for the disclosure of statistics about  
550 students, staff, finances, academic achievement, and other  
551 indicators. The purpose of the report card shall be to  
552 provide educational statistics and accountability  
553 information for parents, taxpayers, school personnel,  
554 legislators, and the print and broadcast news media in a  
555 standardized, easily accessible form] School districts and  
556 charter schools shall provide public reporting of  
557 information on an annual basis as provided in this section.

558 The school district and charter school reports shall be made  
559 publicly available on a data dashboard on the website of the  
560 school district or charter school and separately shared with  
561 the department of elementary and secondary education.

562 2. [(1) The department of elementary and secondary  
563 education shall develop a standard form for the school  
564 accountability report card.

565 [(2)] The information reported shall include, but not  
566 be limited to, the following information reported by each  
567 school district or charter school:

568 [(a)] (1) The [most recent] accreditation [rating]  
569 status;

570 [(b)] (2) Enrollment;

571 [(c)] (3) Rates of pupil attendance;

572 [(d)] (4) High school dropout rate and graduation rate;

573 [(e)] (5) The number and rate of suspensions of ten  
574 days or longer and expulsions of pupils;

575 [(f)] (6) The district or charter school ratio of  
576 students to administrators and students to classroom  
577 teachers;

578 [(g)] (7) The average years of experience of  
579 professional staff and advanced degrees earned;

580 [(h)] (8) Student achievement and growth and grade-  
581 level equivalence data as measured through the statewide and  
582 local assessment [system] systems developed pursuant to  
583 section 160.518;

584 [(i)] (9) Student scores on the ACT, along with the  
585 percentage of graduates taking the test;

586 [(j)] (10) Average teachers' and administrators'  
587 salaries compared to the state averages;

588 [(k)] (11) Average per-pupil current expenditures for  
589 the district or charter school as a whole and by attendance  
590 center as reported to the department of elementary and  
591 secondary education;

592 [(l)] (12) The adjusted tax rate of the district or  
593 charter school;

594 [(m)] (13) The assessed valuation of the district;

595 [(n)] (14) The percentage of the district or charter  
596 school operating budget received from state, federal, and  
597 local sources;

598 [(o)] (15) The percentage of students eligible for  
599 free or reduced-price lunch;

600 [(p)] (16) Data on the percentage of students  
601 continuing their education in postsecondary programs;

602 [(q)] (17) Information about the job placement rate  
603 for students who complete district or charter school  
604 vocational education programs;

605 [(r)] (18) Whether the school district or charter  
606 school currently has a state-approved gifted education  
607 program; and

608 [(s)] (19) The percentage and number of students who  
609 are currently being served in the district's or charter  
610 school's state-approved gifted education program.

611           3. The report card shall permit the disclosure of data  
612 on a school-by-school basis, but the reporting shall not be  
613 personally identifiable to any student or education  
614 professional in the state.

615           4. [The report card shall identify each school or  
616 attendance center that has been identified as a priority  
617 school under sections 160.720 and 161.092. The report also  
618 shall identify attendance centers that have been categorized  
619 under federal law as needing improvement or requiring  
620 specific school improvement strategies.]

621           5.] The report card shall not limit or discourage  
622 other methods of public reporting and accountability by  
623 local school districts and charter schools. Districts and  
624 charter schools shall provide information included in the  
625 report card to parents, community members, and the print and  
626 broadcast news media[, and legislators] by December first  
627 annually or as soon thereafter as the information is  
628 available to the district or charter school, giving  
629 preference to methods that incorporate the reporting into  
630 substantive official communications such as student report  
631 cards. The school district or charter school shall provide  
632 a printed copy of the district-level or school-level report  
633 card to any patron upon request and shall make reasonable  
634 efforts to supply businesses such as, but not limited to,  
635 real estate and employment firms with copies or other  
636 information about the reports so that parents and businesses  
637 from outside the district who may be contemplating  
638 relocation have access.

639           [6.] 5. For purposes of completing and distributing  
640 the annual report card as prescribed in this section, a  
641 school district may include the data from a charter school  
642 located within such school district, provided the local  
643 board of education or special administrative board for such

644 district and the charter school reach mutual agreement for  
645 the inclusion of the data from the charter school [and the  
646 terms of such agreement are approved by the state board of  
647 education]. The charter school shall not be required to be  
648 a part of the local educational agency of such school  
649 district and may maintain a separate local educational  
650 agency status."; and

651 Further amend said bill, page 20, section 160.575, line  
652 23, by inserting after all of said line the following:

653 "161.092. The state board of education shall:

654 (1) Adopt rules governing its own proceedings and  
655 formulate policies for the guidance of the commissioner of  
656 education and the department of elementary and secondary  
657 education;

658 (2) Carry out the educational policies of the state  
659 relating to public schools that are provided by law and  
660 supervise instruction in the public schools;

661 (3) Direct the investment of all moneys received by  
662 the state to be applied to the capital of any permanent fund  
663 established for the support of public education within the  
664 jurisdiction of the department of elementary and secondary  
665 education and see that the funds are applied to the branches  
666 of educational interest of the state that by grant, gift,  
667 devise or law they were originally intended, and if  
668 necessary institute suit for and collect the funds and  
669 return them to their legitimate channels;

670 (4) Cause to be assembled information which will  
671 reflect continuously the condition and management of the  
672 public schools of the state;

673 (5) Require of county clerks or treasurers, boards of  
674 education or other school officers, recorders and treasurers  
675 of cities, towns and villages, copies of all records  
676 required to be made by them and all other information in

677 relation to the funds and condition of schools and the  
678 management thereof that is deemed necessary;

679 (6) Provide blanks suitable for use by officials in  
680 reporting the information required by the board;

681 (7) When conditions demand, cause the laws relating to  
682 schools to be published in a separate volume, with pertinent  
683 notes and comments, for the guidance of those charged with  
684 the execution of the laws;

685 (8) Grant, without fee except as provided in section  
686 168.021, certificates of qualification and licenses to teach  
687 in any of the public schools of the state, establish  
688 requirements therefor, formulate regulations governing the  
689 issuance thereof, and cause the certificates to be revoked  
690 for the reasons and in the manner provided in section  
691 168.071;

692 (9) Classify the public schools of the state, subject  
693 to limitations provided by law and subdivision ~~[(14)]~~ (15)  
694 of this section, establish requirements for the schools of  
695 each class, and formulate rules governing the inspection and  
696 accreditation of schools preparatory to classification, with  
697 such requirements taking effect not less than two years from  
698 the date of adoption of the proposed rule by the state board  
699 of education, provided that this condition shall not apply  
700 to any requirement for which a time line for adoption is  
701 mandated in either federal or state law. Such rules shall  
702 include a process to allow any district that is accredited  
703 without provision that does not meet the state board's  
704 promulgated criteria for a classification designation of  
705 accredited with distinction to propose alternative criteria  
706 to the state board to be classified as accredited with  
707 distinction. The provisions of this subdivision shall  
708 expire on August 28, 2026, and shall subsequently be  
709 effective beginning on August 28, 2031;

710           (10) Classify the public schools of the state and  
711 formulate rules governing the inspection and accreditation  
712 of schools preparatory to classification, with such  
713 requirements taking effect not less than two years from the  
714 date of adoption of the proposed rule by the state board of  
715 education, provided that this condition shall not apply to  
716 any requirement for which a time line for adoption is  
717 mandated in either federal or state law nor shall this  
718 condition apply to accreditation by an approved accrediting  
719 agency identified under this subdivision. Such rules shall  
720 identify and recognize a minimum of two national school  
721 accreditation agencies from which any district may seek to  
722 obtain accreditation. Nothing in this subdivision shall  
723 prohibit the state board of education from adopting a system  
724 of accreditation that school districts may choose to utilize  
725 for the purposes of accreditation. Notwithstanding any  
726 provision of law to the contrary, regardless of which  
727 approved accreditation agency or system a school district  
728 chooses to utilize, the state board of education shall  
729 accept any accreditation obtained by the school district  
730 from an approved national school accreditation agency,  
731 provided that the accreditation status obtained from the  
732 recognized national school accreditation agency is in  
733 accordance with the guidelines of such national school  
734 accreditation agency as documented by such agency; and  
735 further provided that the state board of education shall  
736 determine whether a school district accredited by a national  
737 school accreditation agency shall be considered accredited,  
738 provisionally accredited, or unaccredited solely for the  
739 purposes of section 160.400. The provisions of this  
740 subdivision shall expire on August 28, 2031;

741           (11) Make an annual report on or before the first  
742 Wednesday after the first day of January to the general

743 assembly or, when it is not in session, to the governor for  
744 publication and transmission to the general assembly. The  
745 report shall be for the last preceding school year, and  
746 shall include:

747 (a) A statement of the number of public schools in the  
748 state, the number of pupils attending the schools, their  
749 sex, and the branches taught;

750 (b) A statement of the number of teachers employed,  
751 their sex, their professional training, and their average  
752 salary;

753 (c) A statement of the receipts and disbursements of  
754 public school funds of every description, their sources, and  
755 the purposes for which they were disbursed;

756 (d) Suggestions for the improvement of public schools;  
757 and

758 (e) Any other information relative to the educational  
759 interests of the state that the law requires or the board  
760 deems important;

761 [(11)] (12) Make an annual report to the general  
762 assembly and the governor concerning coordination with other  
763 agencies and departments of government that support family  
764 literacy programs and other services which influence  
765 educational attainment of children of all ages;

766 [(12)] (13) Require from the chief officer of each  
767 division of the department of elementary and secondary  
768 education, on or before the thirty-first day of August of  
769 each year, reports containing information the board deems  
770 important and desires for publication;

771 [(13)] (14) Cause fifty copies of its annual report to  
772 be reserved for the use of each division of the state  
773 department of elementary and secondary education, and ten  
774 copies for preservation in the state library;

775            [(14)] (15) Promulgate rules under which the board  
776 shall classify the public schools of the state; provided  
777 that the appropriate scoring guides, instruments, and  
778 procedures used in determining the accreditation status of a  
779 district shall be subject to a public meeting upon notice in  
780 a newspaper of general circulation in each of the three most  
781 populous cities in the state and also a newspaper that is a  
782 certified minority business enterprise or woman-owned  
783 business enterprise in each of the two most populous cities  
784 in the state, and notice to each district board of  
785 education, each superintendent of a school district, and to  
786 the speaker of the house of representatives, the president  
787 pro tem of the senate, and the members of the joint  
788 committee on education, at least fourteen days in advance of  
789 the meeting, which shall be conducted by the department of  
790 elementary and secondary education not less than ninety days  
791 prior to their application in accreditation, with all  
792 comments received to be reported to the state board of  
793 education. The provisions of this subdivision shall expire  
794 on August 28, 2026, and shall subsequently be effective  
795 beginning on August 28, 2031;

796            [(15)] (16) Have other powers and duties prescribed by  
797 law."; and

798            Further amend the title and enacting clause accordingly.