

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Bill No. 94, Page 1, Section A, Line 2, by inserting after all of said section and line
2 the following:

3
4 "160.440. 1. For purposes of this section, "magnet school" means a school with specialized
5 curricula that draws its student body from geographic areas outside the attendance zone of such
6 school but within the attendance zone of the school district in which such school is located.

7 2. Notwithstanding any other provision of law, a school district may convert any school
8 within its district into a magnet school. Any student who lives within the attendance zone of the
9 school district may attend such magnet school, subject to the provisions of subsection 3 of this
10 section.

11 3. If capacity is insufficient to enroll all students who seek admission to the magnet school,
12 the magnet school shall have an admissions process that ensures that all students who seek
13 admission have an equal chance of gaining admission; except that, the magnet school may give a
14 preference for admission of students who submit an application for admission before a certain date.

15 4. A school district shall not be required to provide transportation to any student attending a
16 magnet school who lives outside the attendance zone of such school but within the attendance zone
17 of the school district.

18 5. This section shall not apply to any magnet school that was operating before the effective
19 date of this section."; and

20
21 Further amend said bill and page, Section 160.572, Line 16, by inserting after all of said section and
22 line the following:

23
24 "160.665. 1. Any school district within the state may designate one or more elementary or
25 secondary school teachers or administrators as a school protection officer. The responsibilities and
26 duties of a school protection officer are voluntary and shall be in addition to the normal
27 responsibilities and duties of the teacher or administrator. Any compensation for additional duties
28 relating to service as a school protection officer shall be funded by the local school district, with no
29 state funds used for such purpose.

30 2. Any person designated by a school district as a school protection officer shall be
31 authorized to carry concealed firearms or a self-defense spray device in any school in the district. A
32 self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases,
33 or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection
34 officer shall not be permitted to allow any firearm or device out of his or her personal control while
35 that firearm or device is on school property. Any school protection officer who violates this
36 subsection may be removed immediately from the classroom and subject to employment termination

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1 proceedings.

2 3. A school protection officer has the same authority to detain or use force against any
3 person on school property as provided to any other person under chapter 563.

4 4. Upon detention of a person under subsection 3 of this section, the school protection
5 officer shall immediately notify a school administrator and a school resource officer, if such officer
6 is present at the school. If the person detained is a student then the parents or guardians of the
7 student shall also be immediately notified by a school administrator.

8 5. Any person detained by a school protection officer shall be turned over to a school
9 administrator or law enforcement officer as soon as practically possible and shall not be detained by
10 a school protection officer for more than one hour.

11 6. Any teacher or administrator of an elementary or secondary school who seeks to be
12 designated as a school protection officer shall request such designation in writing, and submit it to
13 the [superintendent] board of the school district which employs him or her as a teacher or
14 administrator. Along with this request, any teacher or administrator seeking to carry a concealed
15 firearm on school property shall also submit proof that he or she has a valid concealed carry
16 endorsement or permit, and all teachers and administrators seeking the designation of school
17 protection officer shall submit a certificate of school protection officer training program completion
18 from a training program approved by the director of the department of public safety which
19 demonstrates that such person has successfully completed the training requirements established by
20 the POST commission under chapter 590 for school protection officers.

21 7. No school district may designate a teacher or administrator as a school protection officer
22 unless such person has successfully completed a school protection officer training program, which
23 has been approved by the director of the department of public safety. No school district shall allow
24 a school protection officer to carry a concealed firearm on school property unless the school
25 protection officer has a valid concealed carry endorsement or permit.

26 8. Any school district that designates a teacher or administrator as a school protection
27 officer shall, within thirty days, notify, in writing, the director of the department of public safety of
28 the designation, which shall include the following:

- 29 (1) The full name, date of birth, and address of the officer;
30 (2) The name of the school district; and
31 (3) The date such person was designated as a school protection officer.

32
33 Notwithstanding any other provisions of law to the contrary, any identifying information collected
34 under the authority of this subsection shall not be considered public information and shall not be
35 subject to a request for public records made under chapter 610.

36 9. A school district may revoke the designation of a person as a school protection officer for
37 any reason and shall immediately notify the designated school protection officer in writing of the
38 revocation. The school district shall also within thirty days of the revocation notify the director of
39 the department of public safety in writing of the revocation of the designation of such person as a
40 school protection officer. A person who has had the designation of school protection officer
41 revoked has no right to appeal the revocation decision.

42 10. The director of the department of public safety shall maintain a listing of all persons
43 designated by school districts as school protection officers and shall make this list available to all
44 law enforcement agencies.

45 11. Before a school district may designate a teacher or administrator as a school protection
46 officer, the school board shall hold a public hearing on whether to allow such designation. Notice
47 of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper
48 of general circulation within the city or county in which the school district is located. The board

1 may determine at a closed meeting, as "closed meeting" is defined under section 610.010, whether
 2 to authorize the designated school protection officer to carry a concealed firearm or a self-defense
 3 spray device.

4 162.215. 1. The school board of any school district may authorize and commission school
 5 officers to enforce laws relating to crimes committed on school premises, at school activities, and on
 6 school buses operating within the school district only upon the execution of a memorandum of
 7 understanding with each municipal law enforcement agency and county sheriff's office which has
 8 law enforcement jurisdiction over the school district's premises and location of school activities,
 9 provided that the memorandum shall not grant statewide arrest authority. School officers shall be
 10 licensed peace officers, as defined in section 590.010, and shall comply with the provisions of
 11 chapter 590. The powers and duties of a peace officer shall continue throughout the employee's
 12 tenure as a school officer.

13 2. School officers shall abide by district school board policies, all terms and conditions
 14 defined within the executed memorandum of understanding with each municipal law enforcement
 15 agency and county sheriff's office which has law enforcement jurisdiction over the school district's
 16 premises and location of school activities, and shall consult with and coordinate activities through
 17 the ~~[school superintendent or the superintendent's designee]~~ board. School officers' authority shall
 18 be limited to crimes committed on school premises, at school activities, and on school buses
 19 operating within the jurisdiction of the executed memorandum of understanding. All crimes
 20 involving any sexual offense or any felony involving the threat or use of force shall remain under
 21 the authority of the local jurisdiction where the crime occurred. School officers may conduct any
 22 justified stop on school property and enforce any local violation that occurs on school grounds.
 23 School officers shall have the authority to stop, detain, and arrest for crimes committed on school
 24 property, at school activities, and on school buses.

25 162.553. There may be established for a period of not less than one year nor more than
 26 three years within each urban school district with a reported dropout rate in excess of forty percent,
 27 an ad hoc committee of thirteen to twenty members on dropout prevention. The committee shall be
 28 composed of school personnel, parents, students and community members. The committee
 29 members shall be selected by ~~[the superintendent and president of]~~ the school board with input from
 30 community organizations, the parent organizations of the district and student organizations of the
 31 district.

32 162.641. 1. In metropolitan districts, the treasurer shall exercise a general supervision over
 33 the fiscal affairs of the public schools of the city, the collection and payment of funds to the school
 34 depositaries, and the disbursement of all revenues and moneys belonging to the board. He or she
 35 shall deposit daily in the designated depositaries of the board all money collected or received by him
 36 or her for the board. He or she shall see that no liability is incurred or expenditure made without
 37 due authority of law, and that the appropriations are not overdrawn. He or she shall have
 38 supervision of all invested property of the board. He or she shall be the custodian of all securities,
 39 documents, title papers, books of record and other papers belonging to the board, other than books
 40 of record of board proceedings. He or she shall furnish a statement of receipts and disbursements at
 41 the times that the rules of the board provide, and at the end of the fiscal year he or she shall make to
 42 the superintendent of schools and the board a full and comprehensive report of its financial affairs
 43 for the preceding year. He or she shall give bond as the board requires, but not less than fifty
 44 thousand dollars.

45 2. The treasurer shall be the general accountant of the board and shall preserve in his or her
 46 office all accounts, vouchers and contracts pertaining to school affairs. He or she shall examine and
 47 audit all accounts and demands against the board and certify their correctness. He or she shall
 48 require settlement of accounts to be verified by affidavit whenever he or she deems proper. He or

1 she shall keep accounts and shall make available budget and cost information as requested by the
2 superintendent of schools and the board of education.

3 3. The treasurer shall exercise his or her duties and responsibilities under the administrative
4 supervision and direction of the ~~[superintendent of schools and subject to the rules, regulations and~~
5 ~~polieies of the]~~ board of education.

6 162.1100. 1. There is hereby established within each city not within a county a school
7 district to be known as the "Transitional School District of (name of city)", which shall be a body
8 corporate and politic and a subdivision of the state. The transitional school district shall be
9 coterminous with the boundaries of the city in which the district is located. Except as otherwise
10 provided in this section and section 162.621, the transitional school district shall be subject to all
11 laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school
12 district shall have the responsibility for educational programs and policies determined by a final
13 judgment of a federal school desegregation case to be needed in providing for a transition of the
14 educational system of the city from control and jurisdiction of a federal court school desegregation
15 order, decree or agreement and such other programs and policies as designated by the governing
16 body of the school district.

17 2. (1) The governing board of the transitional school district shall consist of three residents
18 of the district: one shall be appointed by the governing body of the district, one shall be appointed
19 by the mayor of the city not within a county and one shall be appointed by the president of the
20 board of aldermen of the city not within a county. The members of the governing board shall serve
21 without compensation for a term of three years, or until their successors have been appointed, or
22 until the transitional district is dissolved or terminated. Any tax approved for the transitional district
23 shall be assigned to the governing body of the school district in a city not within a county after
24 dissolution or termination of the transitional district.

25 (2) In the event that the state board of education shall declare the school district of a city not
26 within a county to be unaccredited, the member of the governing board of the transitional district
27 appointed by the governing body of the district as provided in subdivision (1) of this subsection
28 shall, within ninety days, be replaced by a chief executive officer nominated by the state board of
29 education and appointed by the governor with the advice and consent of the senate. The chief
30 executive officer need not be a resident of the district but shall be a person of recognized
31 administrative ability, shall be paid in whole or in part with funds from the district, and shall have
32 all other powers and duties of any other general superintendent of schools~~[-including appointment~~
33 ~~of staff]~~. The chief executive officer shall serve for a term of three years or until his or her
34 successor is appointed or until the transitional district is dissolved or terminated. His or her salary
35 shall be set by the state board of education.

36 3. In the event that the school district loses its accreditation, upon the appointment of a chief
37 executive officer, any powers granted to any existing school board in a city not within a county on
38 or before August 28, 1998, shall be vested with the special administrative board of the transitional
39 school district containing such school district so long as the transitional school district exists, except
40 as otherwise provided in section 162.621.

41 4. The special administrative board's powers and duties shall include:

42 (1) Creating an academic accountability plan, taking corrective action in underperforming
43 schools, and seeking relief from state-mandated programs;

44 (2) Exploration of alternative forms of governance for the district;

45 (3) Authority to contract with nonprofit corporations to provide for the operation of schools;

46 (4) Oversight of facility planning, construction, improvement, repair, maintenance and
47 rehabilitation;

48 (5) Authority to establish school site councils to facilitate site-based school management

1 and to improve the responsiveness of the schools to the needs of the local geographic attendance
2 region of the school;

3 (6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding
4 establishment of neighborhood schools.

5 5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a
6 school desegregation case which subjects a district in which a transitional district is located in this
7 state to a federal court's jurisdiction may authorize or require the governing body of a transitional
8 school district established under this section to establish the transitional district's operating levy for
9 school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents
10 per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as
11 determined by the department of elementary and secondary education which may be substituted for
12 all or part of such property tax.

13 (2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this
14 subsection shall:

15 (a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to
16 sections 99.700 to 99.715; and

17 (b) Effective January 1, 2002, be subject to any new or existing tax increment financing
18 adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any
19 redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted
20 by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax
21 increment financing.

22 (3) The transitional school district shall not be subject to the provisions of section 162.081,
23 sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of
24 operating levy or any consequences provided by law for failure to levy at least such minimum rate.
25 No operating levy or increase in the operating levy or sales tax established pursuant to this section
26 shall be collected for a transitional school district unless prior approval is obtained from a simple
27 majority of the district's voters. The board of the transitional district shall place the matter before
28 the voters prior to March 15, 1999.

29 6. (1) The special administrative board established in this section shall develop, implement,
30 monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to
31 review and approval of the state board of education. The plan shall ensure that all students meet or
32 exceed grade-level standards established by the state board of education pursuant to section
33 160.514;

34 (2) The special administrative board shall establish student performance standards
35 consistent with the standards established by the state board of education pursuant to section 160.514
36 for preschool through grade twelve in all skill and subject areas, subject to review and approval of
37 the state board of education for the purpose of determining whether the standards are consistent with
38 standards established by the state board of education pursuant to section 160.514;

39 (3) All students in the district who do not achieve grade-level standards shall be required to
40 attend summer school; except that the provisions of this subsection shall not apply to students
41 receiving special education services pursuant to sections 162.670 to 162.999;

42 (4) No student shall be promoted to a higher grade level unless that student has a reading
43 ability at or above one grade level below the student's grade level; except that the provisions of this
44 subsection shall not apply to students receiving special education services pursuant to sections
45 162.670 to 162.999;

46 (5) The special administrative board established in this section shall develop, implement and
47 annually update a professional development plan for teachers and other support staff, subject to
48 review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section.

167.020. 1. As used in this section, the term "homeless child" or "homeless youth" shall mean a person less than twenty-one years of age who lacks a fixed, regular and adequate nighttime residence, including a child or youth who:

(1) Is sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; is living in motels, hotels, or camping grounds due to lack of alternative adequate accommodations; is living in emergency or transitional shelters; is abandoned in hospitals; or is awaiting foster care placement;

(2) Has a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings;

(3) Is living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings; and

(4) Is a migratory child or youth who qualifies as homeless because the child or youth is living in circumstances described in subdivisions (1) to (3) of this subsection.

2. In order to register a pupil, the parent or legal guardian of the pupil or the pupil himself

1 or herself shall provide, at the time of registration, one of the following:

2 (1) Proof of residency in the district. Except as otherwise provided in section 167.151, the
3 term "residency" shall mean that a person both physically resides within a school district and is
4 domiciled within that district or, in the case of a private school student suspected of having a
5 disability under the Individuals With Disabilities Education Act, 20 U.S.C. Section 1412, et seq.,
6 that the student attends private school within that district. The domicile of a minor child shall be the
7 domicile of a parent, military guardian pursuant to a military-issued guardianship or court-appointed
8 legal guardian. For instances in which the family of a student living in Missouri co-locates to live
9 with other family members or live in a military family support community because one or both of
10 the child's parents are stationed or deployed out of state or deployed within Missouri under [Title 32
11 ~~or Title 10~~] active duty orders under Title 10 or Title 32 of the United States Code, the student may
12 attend the school district in which the family member's residence or family support community is
13 located. If the active duty orders expire during the school year, the student may finish the school
14 year in that district; or

15 (2) Proof that the person registering the student has requested a waiver under subsection 3
16 of this section within the last forty-five days.

17
18 In instances where there is reason to suspect that admission of the pupil will create an immediate
19 danger to the safety of other pupils and employees of the district, the [~~superintendent or the~~
20 ~~superintendent's designee~~] board may convene a hearing within five working days of the request to
21 register and determine whether or not the pupil may register.

22 3. Any person subject to the requirements of subsection 2 of this section may request a
23 waiver from the district board of any of those requirements on the basis of hardship or good cause.
24 Under no circumstances shall athletic ability be a valid basis of hardship or good cause for the
25 issuance of a waiver of the requirements of subsection 2 of this section. The district board or
26 committee of the board appointed by the president and which shall have full authority to act in lieu
27 of the board shall convene a hearing as soon as possible, but no later than forty-five days after
28 receipt of the waiver request made under this subsection or the waiver request shall be granted. The
29 district board or committee of the board may grant the request for a waiver of any requirement of
30 subsection 2 of this section. The district board or committee of the board may also reject the
31 request for a waiver in which case the pupil shall not be allowed to register. Any person aggrieved
32 by a decision of a district board or committee of the board on a request for a waiver under this
33 subsection may appeal such decision to the circuit court in the county where the school district is
34 located.

35 4. Any person who knowingly submits false information to satisfy any requirement of
36 subsection 2 of this section is guilty of a class A misdemeanor.

37 5. In addition to any other penalties authorized by law, a district board may file a civil
38 action to recover, from the parent, military guardian or legal guardian of the pupil, the costs of
39 school attendance for any pupil who was enrolled at a school in the district and whose parent,
40 military guardian or legal guardian filed false information to satisfy any requirement of subsection 2
41 of this section.

42 6. Subsection 2 of this section shall not apply to a pupil who is a homeless child or youth, or
43 a pupil attending a school not in the pupil's district of residence as a participant in an interdistrict
44 transfer program established under a court-ordered desegregation program, a pupil who is a ward of
45 the state and has been placed in a residential care facility by state officials, a pupil who has been
46 placed in a residential care facility due to a mental illness or developmental disability, a pupil
47 attending a school pursuant to sections 167.121 and 167.151, a pupil placed in a residential facility
48 by a juvenile court, a pupil with a disability identified under state eligibility criteria if the student is

1 in the district for reasons other than accessing the district's educational program, or a pupil attending
 2 a regional or cooperative alternative education program or an alternative education program on a
 3 contractual basis.

4 7. Within two business days of enrolling a pupil, the school official enrolling a pupil,
 5 including any special education pupil, shall request those records required by district policy for
 6 student transfer and those discipline records required by subsection 9 of section 160.261 from all
 7 schools previously attended by the pupil within the last twelve months. Any school district that
 8 receives a request for such records from another school district enrolling a pupil that had previously
 9 attended a school in such district shall respond to such request within five business days of receiving
 10 the request. School districts may report or disclose education records to law enforcement and
 11 juvenile justice authorities if the disclosure concerns law enforcement's or juvenile justice
 12 authorities' ability to effectively serve, prior to adjudication, the student whose records are released.
 13 The officials and authorities to whom such information is disclosed must comply with applicable
 14 restrictions set forth in 20 U.S.C. Section 1232g(b)(1)(E).

15 167.031. 1. Every parent, guardian or other person in this state having charge, control or
 16 custody of a child not enrolled in a public, private, parochial, parish school or full-time equivalent
 17 attendance in a combination of such schools and between the ages of seven years and the
 18 compulsory attendance age for the district is responsible for enrolling the child in a program of
 19 academic instruction which complies with subsection 2 of this section. Any parent, guardian or
 20 other person who enrolls a child between the ages of five and seven years in a public school
 21 program of academic instruction shall cause such child to attend the academic program on a regular
 22 basis, according to this section. Nonattendance by such child shall cause such parent, guardian or
 23 other responsible person to be in violation of the provisions of section 167.061, except as provided
 24 by this section. A parent, guardian or other person in this state having charge, control, or custody of
 25 a child between the ages of seven years of age and the compulsory attendance age for the district
 26 shall cause the child to attend regularly some public, private, parochial, parish, home school or a
 27 combination of such schools not less than the entire school term of the school which the child
 28 attends; except that:

29 (1) A child who, to the satisfaction of the ~~[superintendent of public schools]~~ board of the
 30 district in which he or she resides~~], or if there is no superintendent then the chief school officer]~~, is
 31 determined to be mentally or physically incapacitated may be excused from attendance at school for
 32 the full time required, or any part thereof;

33 (2) A child between fourteen years of age and the compulsory attendance age for the district
 34 may be excused from attendance at school for the full time required, or any part thereof, by the
 35 ~~[superintendent of public schools]~~ board of the district, or if there is none then by a court of
 36 competent jurisdiction, when legal employment has been obtained by the child and found to be
 37 desirable, and after the parents or guardian of the child have been advised of the pending action; or

38 (3) A child between five and seven years of age shall be excused from attendance at school
 39 if a parent, guardian or other person having charge, control or custody of the child makes a written
 40 request that the child be dropped from the school's rolls.

41 2. (1) As used in sections 167.031 to 167.071, a "home school" is a school, whether
 42 incorporated or unincorporated, that:

43 (a) Has as its primary purpose the provision of private or religious-based instruction;

44 (b) Enrolls pupils between the ages of seven years and the compulsory attendance age for
 45 the district, of which no more than four are unrelated by affinity or consanguinity in the third
 46 degree; and

47 (c) Does not charge or receive consideration in the form of tuition, fees, or other
 48 remuneration in a genuine and fair exchange for provision of instruction.

(2) As evidence that a child is receiving regular instruction, the parent shall, except as otherwise provided in this subsection:

(a) Maintain the following records:

a. A plan book, diary, or other written record indicating subjects taught and activities engaged in; and

b. A portfolio of samples of the child's academic work; and

c. A record of evaluations of the child's academic progress; or

d. Other written, or credible evidence equivalent to subparagraphs a., b. and c.; and

(b) Offer at least one thousand hours of instruction, at least six hundred hours of which will be in reading, language arts, mathematics, social studies and science or academic courses that are related to the aforementioned subject areas and consonant with the pupil's age and ability. At least four hundred of the six hundred hours shall occur at the regular home school location.

(3) The requirements of subdivision (2) of this subsection shall not apply to any pupil above the age of sixteen years.

3. Nothing in this section shall require a private, parochial, parish or home school to include in its curriculum any concept, topic, or practice in conflict with the school's religious doctrines or to exclude from its curriculum any concept, topic, or practice consistent with the school's religious doctrines. Any other provision of the law to the contrary notwithstanding, all departments or agencies of the state of Missouri shall be prohibited from dictating through rule, regulation or other device any statewide curriculum for private, parochial, parish or home schools.

4. A school year begins on the first day of July and ends on the thirtieth day of June following.

5. The production by a parent of a daily log showing that a home school has a course of instruction which satisfies the requirements of this section or, in the case of a pupil over the age of sixteen years who attended a metropolitan school district the previous year, a written statement that the pupil is attending home school in compliance with this section shall be a defense to any prosecution under this section and to any charge or action for educational neglect brought pursuant to chapter 210.

6. As used in sections 167.031 to 167.051, the term "compulsory attendance age for the district" shall mean:

(1) Seventeen years of age for any metropolitan school district for which the school board adopts a resolution to establish such compulsory attendance age; provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted; and

(2) Seventeen years of age or having successfully completed sixteen credits towards high school graduation in all other cases. The school board of a metropolitan school district for which the compulsory attendance age is seventeen years may adopt a resolution to lower the compulsory attendance age to sixteen years; provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted.

7. For purposes of subsection 2 of this section as applied in subsection 6 ~~herein~~ of this section, a "completed credit towards high school graduation" shall be defined as one hundred hours or more of instruction in a course. Home school education enforcement and records pursuant to this section, and sections 210.167 and 211.031, shall be subject to review only by the local prosecuting attorney.

167.091. 1. The school board of any district which has ten thousand inhabitants or more~~;~~ may establish and maintain from the public school funds one or more special truant or parental day schools in the city or district for children who are either habitual truants from any school in which they are enrolled as pupils, or who, while in attendance at any school are incorrigible, vicious or

1 immoral, or who habitually wander or loiter about the streets or roads or other public places without
 2 lawful employment, or who, in the opinion of the board ~~[or of its superintendent of instruction,]~~
 3 require special attention and instruction. The school board~~[, through its officers,]~~ may assign,
 4 require and compel all such children to attend the special truant or parental school or any
 5 department of the graded schools that the board directs.

6 2. The board may also establish and maintain from the public school funds, either within or
 7 without its district, a parental school for the care and education of any child resident of the school
 8 district and committed to it by a juvenile court under the provisions of section 211.181. For every
 9 child committed to the school there shall be paid to the board of education out of the treasury of the
 10 city or county the sum of ten dollars per month for the support, maintenance, clothing and other
 11 expenses of the child from the time of its entrance into the school until its discharge therefrom.

12 168.171. Each school board employing thirty or more teachers may employ a supervisor of
 13 physical education for the schools under its jurisdiction whose qualifications for service shall be
 14 established by the state board of education. The supervisor of physical education, under the
 15 direction of the ~~[superintendent of schools]~~ board of the district, shall supervise the teaching of all
 16 subjects related to physical education and the physical well-being of the children under his or her
 17 charge, direct the supervised play and gymnastics in the schools and control school athletics.
 18 School boards employing thirty or more teachers may employ, or otherwise provide or secure the
 19 service of, a supervisor of health and of one or more school nurses, who shall serve under the
 20 administration of the ~~[superintendent of schools]~~ board of the district. If the supervisor of physical
 21 education is qualified to perform the duties of supervisor of health, he or she may perform the duties
 22 of both offices. All duties performed by the supervisor of health or the school nurses shall be
 23 performed with the advice and cooperation of the director of the state department of health and
 24 senior services.

25 168.211. 1. In metropolitan districts the superintendent of schools shall be appointed by the
 26 board of education for a term of one to five years~~[, during which term his compensation shall not be~~
 27 ~~reduced]~~. The ~~[superintendent of schools]~~ board may appoint~~[, with the approval of the board,]~~ a
 28 treasurer~~[,]~~ and a commissioner of school buildings and ~~[he]~~ they shall serve at the pleasure of the
 29 ~~[superintendent of schools]~~ board. ~~[and]~~ The board may also appoint as many associate and assistant
 30 superintendents as ~~[he]~~ the board deems necessary, whose compensation shall be fixed by the board.
 31 The superintendent of schools shall give bond in the sum that the board requires but not less than
 32 fifty thousand dollars. No employee or agent of the board shall be a member of the board.

33 2. The ~~[superintendent of schools]~~ board shall have general supervision~~[, subject to policies~~
 34 ~~established by the board,]~~ of the school system, including its various departments and physical
 35 properties, courses of instruction, discipline and conduct of the schools, textbooks and studies, and
 36 the superintendent shall enforce any decisions made by the board regarding these issues. All
 37 appointments, promotions and transfers of teachers and all other employees, and introduction and
 38 changes of textbooks and apparatus, shall be made by ~~[the superintendent with the approval of]~~ the
 39 board, and the superintendent shall enforce such decisions. All appointments and promotions of
 40 teachers and all other employees shall be made upon the basis of merit, to be ascertained, as far as
 41 practicable, in cases of appointment, by examination, and in cases of promotion, by length and
 42 character of service. Examinations for appointment shall be conducted by the ~~[superintendent under~~
 43 ~~regulations to be made by the]~~ board. ~~[He]~~ The superintendent shall make such reports to the board
 44 that it directs or the rules provide.

45 3. The ~~[superintendent of schools]~~ board shall have general supervision~~[, subject to policies~~
 46 ~~established by the board,]~~ of all school buildings, apparatus, equipment and school grounds and of
 47 their construction, installation, operation, repair, care and maintenance; the purchasing of all
 48 supplies and equipment; the operation of the school lunchrooms; the administration of examinations

1 for the appointment and promotion of all employees of the school system; and the preparation and
2 administration of the annual budget for the school system, and the superintendent shall enforce any
3 decisions made by the board regarding these issues. ~~[Subject to the approval of the board of~~
4 ~~education as to number and salaries, the superintendent]~~ The board may appoint as many employees
5 as are necessary for the proper performance of ~~[his]~~ the superintendent's duties.

6 4. The board may grant a leave of absence to the superintendent of schools, and may
7 remove him or her from office by vote of a majority of its members.

8 5. Should the ~~[superintendent]~~ board hire a commissioner of school buildings, said person
9 shall be a person qualified by reason of education, experience and general familiarity with buildings
10 and personnel to assume the following responsibilities and duties. Subject to the control of the
11 ~~[superintendent of schools]~~ board, he or she shall exercise supervision over all school buildings,
12 machinery, heating systems, equipment, school grounds and other buildings and premises of the
13 board of education and the construction, installation, operation, repair, care and maintenance related
14 thereto and the personnel connected therewith; the purchasing of building supplies and equipment
15 and such other duties as may be assigned to him or her by board rules or regulations."; and

16
17 Further amend said bill by amending the title, enacting clause, and intersectional references
18 accordingly.