

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 217

95TH GENERAL ASSEMBLY

0969L.03P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 167.131, RSMo, and to enact in lieu thereof one new section relating to student transfers.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 167.131, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 167.131, to read as follows:

167.131. 1. The board of education of each district in this state that does not maintain an accredited school pursuant to the authority of the state board of education to classify schools as established in section 161.092, RSMo, shall pay the tuition of and provide transportation consistent with the provisions of section 167.241, RSMo, for each pupil resident therein who attends an accredited school in another district of the same or an adjoining county.

2. The rate of tuition to be charged by the district attended and paid by the sending district is the per pupil cost of maintaining the district's grade level grouping which includes the school attended. The cost of maintaining a grade level grouping shall be determined by the board of education of the district but in no case shall it exceed all amounts spent for teachers' wages, incidental purposes, debt service, maintenance and replacements. The term "debt service", as used in this section, means expenditures for the retirement of bonded indebtedness and expenditures for interest on bonded indebtedness. Per pupil cost of the grade level grouping shall be determined by dividing the cost of maintaining the grade level grouping by the average daily pupil attendance. If there is disagreement as to the amount of tuition to be paid, the facts shall be submitted to the state board of education, and its decision in the matter shall be final. Subject to the limitations of this section, each pupil shall be free to attend the public school of his or her choice.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **3. Beginning with the 2010-2011 school year, any school district that refuses a**
19 **request for admission from a nonresident student whose district of residence has been**
20 **declared unaccredited shall provide the reason for rejection to the student's parent or**
21 **guardian in writing, citing the specific element of the district's policy on such admissions**
22 **that permits the district's refusal to admit the particular student. Appeals regarding**
23 **nonadmission by the parent or guardian or the receiving district may be made to the state**
24 **board of education.**

25 **4. The provisions of subsection 3 of this section shall not apply to any school district**
26 **that has territory in a county with a charter form of government and with more than six**
27 **hundred thousand but fewer than seven hundred thousand inhabitants or in a county of**
28 **the first classification with more than seventy-three thousand seven hundred but fewer**
29 **than seventy-three thousand eight hundred inhabitants.**

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