

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Bill No. 1421, Page 2, Section 162.722, Line 8, by inserting after all of said line the  
2 following:  
3

4 "162.1100. 1. There is hereby established within each city not within a county a school district to be  
5 known as the "Transitional School District of (name of city)", which shall be a body corporate and politic  
6 and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of  
7 the city in which the district is located. Except as otherwise provided in this section and section 162.621, the  
8 transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in  
9 section 160.011. The transitional school district shall have the responsibility for educational programs and  
10 policies determined by a final judgment of a federal school desegregation case to be needed in providing for  
11 a transition of the educational system of the city from control and jurisdiction of a federal court school  
12 desegregation order, decree or agreement and such other programs and policies as designated by the  
13 governing body of the school district.

14 2. (1) The governing board of the transitional school district shall consist of three residents of the  
15 district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of  
16 the city not within a county and one shall be appointed by the president of the board of aldermen of the city  
17 not within a county. The members of the governing board shall serve without compensation for a term of  
18 three years, or until their successors have been appointed, or until the transitional district is dissolved or  
19 terminated. Any tax approved for the transitional district shall be assigned to the governing body of the  
20 school district in a city not within a county after dissolution or termination of the transitional district.

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

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

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

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

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

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

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

2 (4) Oversight of facility planning, construction, improvement, repair, maintenance and  
3 rehabilitation;

4 (5) Authority to establish school site councils to facilitate site-based school management and to  
5 improve the responsiveness of the schools to the needs of the local geographic attendance region of the  
6 school;

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

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

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

18 (a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections  
19 99.700 to 99.715; and

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

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

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

34 (2) The special administrative board shall establish student performance standards consistent with  
35 the standards established by the state board of education pursuant to section 160.514 for preschool through  
36 grade twelve in all skill and subject areas, subject to review and approval of the state board of education for  
37 the purpose of determining whether the standards are consistent with standards established by the state board  
38 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 attend  
40 summer school; except that the provisions of this subsection shall not apply to students receiving special  
41 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 ability at  
43 or above one grade level below the student's grade level; except that the provisions of this subsection shall  
44 not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

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

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

1 served by that school, and transportation shall be provided by the district to allow such students to continue  
2 to attend such school of initial enrollment.

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

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

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

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

12 12. The transitional school district in any city not within a county shall be dissolved on July 1,  
13 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to  
14 continue to accomplish the purposes for which it was created. The state board of education may cause the  
15 termination of the transitional school district at any time upon a determination that the transitional district  
16 has accomplished the purposes for which it was established and is no longer needed. If the transitional  
17 school district is classified as fully accredited, the state board of education shall terminate it and return  
18 governance to the elected board of the school district containing the territory of the dissolved transitional  
19 school district within thirty days. If the transitional school district is fully accredited before August 28,  
20 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.  
21 The state board of education may cause the reestablishment of the transitional school district at any time  
22 upon a determination that it is necessary for the transitional district to be reestablished to accomplish the  
23 purposes established in this section. The state board of education shall provide notice to the governor and  
24 general assembly of the termination or reestablishment of the transitional school district and the termination  
25 or reestablishment shall become effective thirty days following such determination. Upon dissolution of a  
26 transitional school district pursuant to this section, nothing in this section shall be construed to reduce or  
27 eliminate any power or duty of any school district or districts containing the territory of the dissolved  
28 transitional school district unless such transitional school district is reestablished by the state board of  
29 education pursuant to this section."; and

30  
31 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.