

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

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for House Bill No. 581, Page 2, Section 67.139, Line 23, by  
2 inserting after all of said line the following:

3  
4 "160.078. 1. Notwithstanding any provision of law to the contrary, any public school  
5 district that is identified as a persistently low-achieving school district upon review of the districts'  
6 annual performance report by the department of elementary and secondary education shall be  
7 subject to potential closure, subject to the provisions of subsection 2 of this section.

8 2. The state board of education shall develop a policy to close any public school district  
9 where there is clear evidence of the public school district's failure to meet the standard set forth in  
10 this subsection in three of the last four school years. The standard shall require the public school  
11 district to demonstrate in each school year that:

12 (1) The percentage of students who perform proficient and advanced on the annual  
13 statewide system of assessments under section 160.518 in English language arts and mathematics in  
14 the public school district is equal to or higher than the average percentage of grade-level-equivalent  
15 students attending nonselective school districts in the state who perform proficient and advanced in  
16 English language arts and mathematics; or

17 (2) The average rate of growth in English language arts and mathematics on the annual  
18 statewide system of assessments under section 160.518 is equal to or higher than the average rate of  
19 growth in English language arts and mathematics for grade-level-equivalent students attending  
20 nonselective school districts in the state.

21 3. Notwithstanding if a public school district meets the standards of subsection 2 of this  
22 section, if the public school district has multiple attendance centers that have students of the same  
23 grade-level-equivalency the district shall ensure that for each distinct attendance center the  
24 percentage of students who perform proficient and advanced on the annual statewide system of  
25 assessments under section 160.518 in English language arts and mathematics is equal to or higher  
26 than the average percentage of grade-level-equivalent students attending nonselective attendance  
27 centers in the state or the distinct attendance center shall be closed.

28 4. If a public school district or any nonselective attendance center in a district fails to meet  
29 the standard set forth in subsection 2 of this section in two consecutive years, such district or  
30 attendance center shall enter a three-year probationary term. If a public school district or any  
31 nonselective attendance center again fails to meet the standard for any two years of the three-year  
32 term, such district or attendance center shall be closed.

33 5. The department of elementary and secondary education shall promulgate rules to  
34 implement the provisions of this section. Any rule or portion of a rule, as that term is defined in  
35 section 536.010, that is created under the authority delegated in this section shall become effective  
36 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,

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

1 section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested  
2 with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
3 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking  
4 authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void."; and  
5  
6 Further amend said bill by amending the title, enacting clause, and intersectional references  
7 accordingly.