

SECOND REGULAR SESSION

HOUSE BILL NO. 2667

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KEATHLEY.

5533H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 167.231, RSMo, and to enact in lieu thereof one new section relating to transportation for public school pupils.

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

Section A. Section 167.231, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 167.231, to read as follows:

167.231. 1. **(1)** Within all school districts except metropolitan districts the board of education shall provide transportation to and from school for all pupils living more than three and one-half miles from school and may provide transportation for all pupils.

(2) State aid for transportation shall be paid as provided in section 163.161 only on the basis of the cost of pupil transportation for those pupils living one mile or more from school, including transportation provided to and from publicly operated university laboratory schools.

(3) Except as otherwise provided in subdivision (4) of this subsection, the board of education ~~may~~ **shall** provide transportation for pupils living less than one mile from school at the expense of the district and may prescribe reasonable rules and regulations as to eligibility of pupils for transportation, and, notwithstanding any other provision of law, no such district shall be subject to an administrative penalty when the district demonstrates pursuant to rule established by the state board of education that such students are required to cross a state highway or county arterial in the absence of sidewalks, traffic signals, or a crossing guard and that no existing bus stop location has been changed to permit a district to evade such penalty.

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.

17 (4) If no increase in the tax levy of the school district is required to provide
 18 transportation for pupils living less than one mile from the school, the board ~~[may]~~ **shall**
 19 transport said pupils. If an increase in the tax levy of the school district is required to provide
 20 transportation for pupils living less than one mile from school, the board shall submit the
 21 question at a public election. If a ~~[two-thirds]~~ majority of the voters voting on the question at
 22 the election are in favor of providing the transportation, the board shall arrange and provide
 23 therefor.

24 2. The proposal and the ballots may be in substantially the following form:

25 Shall the board of education of the _____ school district provide
 26 transportation at the expense of the district for pupils living less than
 27 one mile from school and be authorized to levy an additional tax of ____
 28 ____ cents on the one hundred dollars assessed valuation to provide
 29 funds to pay for such transportation service?

30 Yes No

31 (If you are in favor of the proposition (or question), place an X in the
 32 box opposite "YES". If you are opposed to the proposition (or
 33 question), place an X in the box opposite "NO".)

34 3. The board of education of any school district may provide transportation to and
 35 from school for any public school pupil not otherwise eligible for transportation under the
 36 provisions of state law, and may prescribe reasonable rules and regulations as to eligibility for
 37 transportation, if the parents or guardian of the pupil agree in writing to pay the actual cost of
 38 transporting the pupil. The minimum charge would be the actual cost of transporting the
 39 pupil for ninety school days, which actual cost is to be determined by the average per-pupil
 40 cost of transporting children in the school district during the preceding school year. The full
 41 actual cost shall be paid by the parent or guardian of the pupil and shall not be paid out of any
 42 state school aid funds or out of any other revenues of the school district. The cost of
 43 transportation may be paid in installments, and the board of education shall establish the cost
 44 of the transportation and the time or times and method of payment.

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