

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 743
99TH GENERAL ASSEMBLY

4496H.02C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 162.401 and 163.018, RSMo, and to enact in lieu thereof two new sections relating to elementary and secondary education.

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

Section A. Sections 162.401 and 163.018, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 162.401 and 163.018, to read as follows:

162.401. The treasurer, before entering upon the discharge of his duties, shall enter into
2 a bond to the state of Missouri, with [~~two~~] **one** or more sureties, to be approved by the board,
3 conditioned that he will render a faithful and just account of all money that comes into his hands
4 as treasurer, and otherwise perform the duties of his office according to law. The bond shall be
5 filed with the secretary of the board. The treasurer shall be the custodian of all school moneys
6 derived from taxation for school purposes in the district until paid out on the order of the board,
7 and on breach of the conditions of the bond, the secretary of the board, or any resident of the
8 school district, may cause suit to be brought thereon. The suit shall be prosecuted in the name
9 of the state of Missouri, at the relation and to the use of the proper school district.

163.018. 1. **(1)** Notwithstanding the definition of “average daily attendance” in
2 subdivision (2) of section 163.011 to the contrary, pupils between the ages of three and five who
3 are eligible for free and reduced price lunch and attend an early childhood education program
4 that is operated by and in a district or by a charter school that has declared itself as a local
5 educational agency providing full-day kindergarten and that meets standards established by the
6 state board of education shall be included in the district’s or charter school’s calculation of
7 average daily attendance. The total number of such pupils included in the district’s or charter
8 school’s calculation of average daily attendance shall not exceed four percent of the total number

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.

9 of pupils who are eligible for free and reduced price lunch between the ages of five and eighteen
10 who are included in the district's or charter school's calculation of average daily attendance.

11 **(2) If a pupil described under subdivision (1) of this subsection leaves an early**
12 **childhood education program during the school year, a district or charter school shall be**
13 **allowed to fill the vacant enrollment spot with another pupil between the ages of three and**
14 **five who is eligible for free and reduced price lunch without affecting the district's or**
15 **charter school's calculation of average daily attendance.**

16 2. (1) For any district that has been declared unaccredited by the state board of education
17 and remains unaccredited as of July 1, 2015, and for any charter school located in said district,
18 the provisions of subsection 1 of this section shall become applicable during the 2015-16 school
19 year.

20 (2) For any district that is declared unaccredited by the state board of education after July
21 1, 2015, and for any charter school located in said district, the provisions of subsection 1 of this
22 section shall become applicable immediately upon such declaration.

23 (3) For any district that has been declared provisionally accredited by the state board of
24 education and remains provisionally accredited as of July 1, 2016, and for any charter school
25 located in said district, the provisions of subsection 1 of this section shall become applicable
26 beginning in the 2016-17 school year.

27 (4) For any district that is declared provisionally accredited by the state board of
28 education after July 1, 2016, and for any charter school located in said district, the provisions of
29 this section shall become applicable beginning in the 2016-17 school year or immediately upon
30 such declaration, whichever is later.

31 (5) For all other districts and charter schools, the provisions of subsection 1 of this
32 section shall become effective in any school year subsequent to a school year in which the
33 amount appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the
34 amount necessary to fund the entire entitlement calculation determined by subsections 1 and 2
35 of section 163.031, and shall remain effective in all school years thereafter, irrespective of the
36 amount appropriated for subsections 1 and 2 of section 163.031 in any succeeding year.

37 3. This section shall not require school attendance beyond that mandated under section
38 167.031 and shall not change or amend the provisions of sections 160.051, 160.053, 160.054,
39 and 160.055 relating to kindergarten attendance.

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