

FIRST REGULAR SESSION

# SENATE BILL NO. 129

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR LEMBKE.

Read 1st time January 18, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

0732S.02I

## 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Section A. Section 167.131, RSMo, is repealed and one new section  
2 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  
2 not maintain an accredited school pursuant to the authority of the state board of  
3 education to classify schools as established in section 161.092 shall pay the  
4 tuition of and provide transportation consistent with the provisions of section  
5 167.241 for each pupil resident therein who attends an accredited school in  
6 another district of the same or an adjoining county.

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

21           **3. The provisions of this section shall not apply to any**  
22 **metropolitan school district when a special administrative board of the**  
23 **transitional school district containing such school district is exercising**  
24 **the powers under subsection 1 of section 162.621 pursuant to subsection**  
25 **2 of section 162.621 and section 162.1100.**

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