

FIRST REGULAR SESSION

# SENATE BILL NO. 422

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BECK.

1640S.01I

KRISTINA MARTIN, Secretary

## AN ACT

To amend chapter 163, RSMo, by adding thereto one new section relating to educational funding for students being treated at a residential treatment facility.

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

Section A. Chapter 163, RSMo, is amended by adding thereto one new section, to be known as section 163.063, to read as follows:

**163.063. 1. For pupils who are residents of a school district; being treated at a residential treatment facility or a similar such facility located in such school district; unable to attend the public school district in which the residential treatment facility is located, either because the pupil may be a safety risk or has behavioral conditions that support the need to educate the pupil on such facility's site or campus; and are being provided educational services in such residential care or similar facility, the school district in which the residential treatment facility is located shall, for any such pupil receiving all of their educational services within the facility, remit to such treatment facility a sum equal to ninety-five percent of the proportionate share, on a per-weighted average daily attendance basis, of the local and state funding received by the district that is attributable to such pupil in addition to any other moneys available to the school district through the department of elementary and**

19 secondary education for such pupil. For pupils receiving a  
20 portion, but not all, of their educational services within  
21 such facility, such facility shall be entitled to ninety-  
22 five percent of the proportionate share, on a per-weighted  
23 average daily attendance basis, of the local and state  
24 funding received by the district, in addition to any other  
25 moneys available to the school district through the  
26 department of elementary and secondary education for such  
27 pupil, that is attributable to the amount of time such pupil  
28 received educational services at the facility. For purposes  
29 of calculating state aid payments under 163.011 and 163.031,  
30 and receiving federal aid, pupils who qualify under this  
31 subsection shall continue to be enumerated in the enrollment  
32 of the school district in which such treatment facility is  
33 located.

34 2. For pupils who are being treated at a residential  
35 treatment facility or a similar such facility; are unable to  
36 attend the public school district in which the residential  
37 treatment facility is located, either because the pupil may  
38 be a safety risk or has behavioral conditions that support  
39 the need to educate the pupil on such facility's site or  
40 campus; are being provided educational services in such  
41 residential care or similar facility; and who were enrolled  
42 in a school district other than the school district in which  
43 the facility was located at the time the pupil was admitted  
44 to the treatment facility, the district in which the student  
45 was enrolled at the time the pupil was admitted to the  
46 facility shall remit to the facility an amount equal to  
47 ninety-five percent of the proportionate share, on a per-  
48 weighted average daily attendance basis, of the local and  
49 state funding received by the district that is attributable  
50 to such pupil in addition to any other moneys available to

51 the school district through the department of elementary and  
52 secondary education for such pupil. For purposes of  
53 calculating state aid payments under 163.011 and 163.031,  
54 and receiving federal aid, pupils who qualify under this  
55 subsection shall continue to be included in the enrollment  
56 of the school district in which the pupil resided prior to  
57 being admitted to the treatment facility.

58 3. Educational costs of the residential treatment  
59 facility that are not covered by the payment mechanism  
60 established in subsections 1 and 2 of this section may be  
61 reimbursed as provided in the provisions of section 167.126.

62 4. Costs associated with providing educational  
63 services to pupils who were not enrolled in a school  
64 district located in this state at the time the pupil was  
65 admitted to a residential treatment facility shall be  
66 reimbursed as provided in the provisions of section 167.126.

67 5. Nothing in this section shall be construed to  
68 prevent a residential treatment facility and school district  
69 from mutually agreeing to a financial arrangement that  
70 deviates from the provisions of this section.

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