

Title 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
Division 30 – Division of Financial and Administrative Services
Chapter 660 – School Finance

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092 and 163.011, the board adopts a rule as follows:

5 CSR 30-660.080 Performance Districts is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 15, 2015 (40 MoReg 55). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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PROPOSED RULE

5 CSR 30-660.080 Performance Districts

PURPOSE: The purpose of this rule is to define the process to identify “Performance Districts” as defined in section 163.011, RSMo, and as applied to the foundation formula for funding public schools.

(1) “Performance Districts” as defined pursuant to section 163.011, RSMo, shall be identified by the Department of Elementary and Secondary Education (Department), and used in the foundation formula calculation for years subsequent to fiscal year 2016, using the following process:

- (A) The Department shall calculate an annual performance report (APR) for school districts that reflects the percentage of possible points earned based upon the accreditation standards applied by the State Board of Education (board) in the classification of schools pursuant to section 161.092(9), RSMo;
- (B) No school district shall be eligible for designation unless it has earned at least ninety percent (90%) of the possible points reported in both school years immediately prior to the year in which the calculation must be made;
- (C) Percentages of the two prior years for districts eligible for designation will be averaged and ranked in order beginning with the highest average; and
- (D) Pursuant to Section 163.011 RSMo, the number of designated Performance Districts will not exceed twenty-five percent (25%) of Missouri schools in fiscal years subsequent to 2018.

AUTHORITY: sections 161.092 and 163.011, RSMo Supp. 2014.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Department of Elementary and Secondary Education, ATTN: Ronald Lankford, Deputy Commissioner, Financial and Administrative Services, PO Box 480, Jefferson City, MO 65102-0480, or by email to deputycommfinancial@dese.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*