

MISSOURI STATE BOARD OF EDUCATION AGENDA ITEM:**December 2014**

CONSIDERATION OF A NOTICE OF PROPOSED RULEMAKING TO ADOPT
RULE 5 CSR 30-660.080 PERFORMANCE DISTRICTS

STATUTORY AUTHORITY:

Section 161.092 and 163.011, RSMo.

Consent
ItemAction
ItemReport
Item

DEPARTMENT GOAL NO. 4:

The Missouri Department of Elementary and Secondary Education will improve departmental efficiency and operational effectiveness.

SUMMARY:

The current foundation formula calls for the identification of “Performance Districts” that are used to benchmark the state foundation formula funding that is adequate for a school to provide quality educational programs and insure learning proficiency for Missouri Students. Section 163.011 defines a Performance District as any district that has met all performance standards and indicators for purposes of accreditation under section 161.092, as reported on the final annual performance report (APR) for that district each year. The purpose of this rule defines the process for the identification of “Performance Districts.”

5 CSR 20-100.105 Missouri School Improvement Program-5 (MSIP-5) approved in 2012 by the Missouri State Board of Education (board) uses a percentage indicator rather than “Mets” to reflect performance, requiring a change in how performance districts are defined.

In anticipation of the need to again recalculate and determine “Performance Districts,” as defined in section 163.011 any district that has met all performance standards and indicators as established by the Department of Elementary and Secondary Education (Department) for purposes of accreditation under section 161.092 and as reported on the final annual performance report for that district each year; for calculations to be utilized for payments in fiscal years subsequent to fiscal year 2018, the number of performance districts shall not exceed twenty-five percent (25%) of all public school districts.

PRESENTER(S):

Ron Lankford, Deputy Commissioner and Roger Dorson, Coordinator, Financial and Administrative Services, will assist in the presentation and discussion of this agenda item.

RECOMMENDATION:

The Department recommends that the State Board of Education authorize publication in the *Missouri Register* of a notice of proposed rulemaking to adopt Rule 5 CSR 30-660.080, relating to establishing guidelines for the identification of “Performance Districts” and that the State Board finds the proposed rule necessary to carry out the purposes of Sections 161.092 and 163.011.

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

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 school 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.*