

Hall of the House of Representatives
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of House Bill No. 1289

"AN ACT TO ALLOW A SCHOOL DISTRICT TO CLOSE AN ISOLATED SCHOOL AREA
FOLLOWING AN ANNEXATION OR CONSOLIDATION."

Amendment No. 2 to House Bill No. 1289.

Amend House Bill No. 1289 as engrossed, H2/3/05 (version: 02-03-2005 08:43):

Page 2, delete lines 31 through 32 entirely, and substitute:

"(b) Any isolated school within a resulting or receiving district shall remain open, unless the school board of the resulting or receiving district adopts a motion to close the isolated school or parts thereof by:

(1) Unanimous vote of the full board of directors; or

(2)(A) A majority vote of the full board of directors, but less than a unanimous vote, and such motion is considered by and approved by a majority vote of members of the State Board of Education.

(B) Any school board seeking the State Board of Education's approval to close isolated schools or parts thereof under subsection (b)(2)(A) of this section shall:

(i) No less than thirty (30) days prior to a regularly scheduled State Board of Education meeting, request a hearing on the matter before the State Board of Education and file a petition to have the motion reviewed and approved by the State Board of Education.

(ii) The petition shall:

(a) Identify the specific isolated schools or part thereof that the local board has moved to close; and

(b) State all reasons that the isolated schools or part thereof should be closed;

(c) State how the closure will serve the best interests of the students in the district as a whole;

(d) State if the closure will have any negative impact on desegregation efforts or violate any valid court order from a court of proper jurisdiction; and

(e) Have attached a copy of the final motion approving the closure by the local board of directors.

(C) Upon receiving a petition for approval of a motion to close all or part of an isolated school under subsection (b)(2)(A) of this section, the State Board of Education shall have the authority to review and approve or disapprove the petition.

(i) The State Board of Education shall only approve



a motion to close isolated schools or parts thereof under subsection (b)(2)(A) of this section, if the closure is in the best interest of the students in the school district as a whole.

(ii) The State Board of Education shall not close a school if the State Board of Education finds the closure will have any negative impact on desegregation efforts or will violate any valid court order from a court of proper jurisdiction.

(D) The State Board of Education is not authorized to require the closure of an isolated school or any parts thereof without a motion from the local board of directors as required under subsection (b)(2)(A) of this section."

AND

If appropriate, renumber the remaining sections of the bill

The Amendment was read _____

By: Representative Thompson
KAC/KAC - 02-21-2005 14:18
KAC423

Chief Clerk