

County: \_\_\_\_\_

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It is a class A misdemeanor punishable, notwithstanding the provisions of section 560.021, RSMo, to the contrary, for a term of imprisonment not to exceed one year in the county jail or a fine not to exceed ten thousand dollars or both, for anyone who signs any initiative petition with any name other than his or her own, or knowingly to sign his or her own, or knowingly to sign his or her name more than once for the same measure for the same election, or to sign a petition where such person knows he or she is not a registered voter.

**INITIATIVE PETITION**

To the Honorable John Ashcroft, Secretary of State for the State of Missouri:

We, the undersigned, registered voters of the state of Missouri and \_\_\_\_\_ County (or the City of St. Louis), respectfully order the following proposed constitutional amendment shall be submitted to the voters of the state of Missouri, for their approval or rejection, at the general election to be held on the 5th day of November, 2024, and each for himself or herself says: I have personally signed this petition; I am a registered voter in the State of Missouri and \_\_\_\_\_ County (or the City of St. Louis); my registered voting address and the name of the city, town or village in which I live are correctly written after my name.

(OFFICIAL BALLOT TITLE)

**CIRCULATOR'S AFFIDAVIT**

STATE OF MISSOURI, COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, being first duly sworn, (print or type the names of signers)

NAME (Signature)	DATE SIGNED	REGISTERED VOTING ADDRESS	ZIP CODE	CONGR. DIST.	NAME (Printed or Typed)

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*[Handwritten Signature]*

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the State of Missouri and \_\_\_\_\_ County (or the City of St. Louis).

FURTHERMORE, I HEREBY SWEAR OR AFFIRM UNDER THE PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT AND THAT I HAVE NEVER BEEN CONVICTED OF, FOUND GUILTY OF, OR PLEAD GUILTY TO ANY OFFENSE INVOLVING PERJURY.

I am at least 18 years of age. I do \_\_\_ do not \_\_\_ (check one) expect to be paid for circulating this petition.

If paid, list the payer:

\_\_\_\_\_  
Name of Payer

\_\_\_\_\_  
Signature of Affiant

\_\_\_\_\_  
Printed Name of Affiant

\_\_\_\_\_  
Address of Affiant (Street, City, State and Zip Code)

Subscribed and sworn to before me on this \_\_\_ day of \_\_\_\_\_, A.D. 202\_\_\_.

Notary Public (Seal)

\_\_\_\_\_  
Signature of Notary

My commission expires \_\_\_\_\_

\_\_\_\_\_  
Address of Notary (Street, City, State and Zip Code)

NOTICE: the proposed amendment revises Article IX, section 8 of the Missouri Constitution by adopting additional language to Article IX, section 8 of the Missouri Constitution.

Be it resolved by the people of the state of Missouri that the Constitution be amended:

Article IX, section 8 of the Missouri Constitution is revised to remove the following language in brackets and add the following underlined language:

Section 8. [Neither the general assembly, nor any county, city, town, township, school district or other municipal corporation, shall ever make an appropriation or pay from any public fund whatever, anything in aid of any religious creed, church or sectarian purpose, or to help to support or sustain any private or public school, academy, seminary, college, university, or other institution of learning controlled by any religious creed, church or sectarian denomination whatever; nor shall any grant or donation of personal property or real estate ever be made by the state, or any county, city, town, or other municipal corporation, for any religious creed, church, or sectarian purpose whatever.] 1. Except as may be limited by Federal law and the United States Constitution, the State of Missouri shall make available to parents and students of this state all available quality K-12 educational opportunities for each student in Missouri, with the purpose of reducing economic disparities that do not support self-sufficiency, nor promote the pursuit of life, liberty and happiness for all Missourians. Notwithstanding any provision of this section to the contrary, no student of this state shall be required as a function of law or government authority to attend any Missouri school that requires the participation in any religious creed, church or sectarian denomination whatsoever.

2. Subject to the qualifications and procedures set by this section, any K-12 student in the State of Missouri may attend any Missouri charter, private or public school in the State of Missouri outside of the school district boundaries of their home residence, when such K-12 transfer student maintains:

(1) an unexcused attendance record of at least ninety percent (90%) during each semester enrolled at the transfer school;  
and

(2) a prior school disciplinary record free of any pattern of bullying or property damage and has not been found to have committed any drug distribution, sexual offense, theft or serious violent offense.

3. Transfer schools, including any transfer school district when such transfer school is a public school, that accepts enrollment of any K-12 transfer student pursuant to this section shall receive from the home school district of such K-12 transfer student the sum amount of the per pupil expenditures that would otherwise be allocated by the student's home school district towards the education of such K-12 transfer student, provided no additional per pupil expenditures or tuition may be charged by the transfer school or transfer school district to any K-12 transfer student or such K-12 student's home school district. The Missouri treasurer shall be responsible for the collection of all per pupil

expenditures from the student's home school district pursuant to this section and transfer such pupil expenditures to the transfer school on behalf of K-12 transfer students.

4. Transfer schools who seek to enroll any K-12 transfer student pursuant to this section shall abide by the following procedures:

(1) each transfer school shall submit to the Missouri department of elementary and secondary education no later than February 1st of each year the number of new transfer students such transfer school seeks to enroll during the following school year;

(2) the Missouri department of elementary and secondary education shall no later than March 1st of each year distribute a public list containing each transfer school who pledges to enroll transfer students during the following school year;

(3) on March 1st of each year, transfer schools may begin accepting student transfer admission applications for transfer student enrollment during the following school year, which shall be accepted and considered by transfer schools with no application fee charged to any party related to any student transfer application;

(4) transfer student candidates may not maintain more than two (2) active transfer student admission applications filed with transfer schools at the same time, except any transfer student candidate may apply to more than two (2) transfer schools operated by the same public school district, which shall count as one (1) student transfer admission application;

(5) no later than April 15th of each year, transfer schools shall issue award notifications to transfer student candidates for each student transfer allotment pledged to the Missouri department of elementary and secondary education for the following school year;

(6) once a transfer student candidate is accepted by a transfer school for student enrollment, such transfer student (a) shall not be required to reapply to continue attendance at such transfer school, which shall also include attendance at any other school operated by a public school district under the authority of such transfer school, and (b) shall be entitled to all rights, privileges and services provided to any student who resides within the residential boundaries of the transfer school; and

(7) the Missouri treasurer and Missouri department of elementary and secondary education shall each create and maintain uniform forms and procedures set by rule for use by home school districts, transfer schools, transfer school districts and transfer student candidates related to this section.

5. When considering student transfer applications from any prospective transfer student currently enrolled in grades 6-12 pursuant to this section, the transfer school shall grant transfer student enrollment priority based upon the following criteria:

(1) transfer student candidates who have a sibling attending any school within transfer school or transfer school district at the time of student transfer application, which shall also include any child raised in the same household as student and/or parent, and maintained an unexcused attendance record of at least 90% during the previous full semester prior to student transfer application shall receive first transfer school admission priority;

(2) transfer student candidates who maintained a minimum 3.0 grade point average and an unexcused attendance record of at least 90% during the previous full semester enrolled at the home school district prior to student transfer application shall receive second transfer school admission priority;

(3) transfer student candidates who maintained (a) a minimum 3.0 grade point average or (b) an unexcused attendance record of at least 90% during the previous full semester enrolled at the home school district prior to student transfer application shall receive third transfer admission priority;

(4) transfer student candidates who are enrolled in a home school district that (a) maintains an average high school graduation rate less than Missouri's average high school graduation rate during the previous school year prior to student transfer application or (b) is under probation or suspended from education accreditation issued by the Missouri department of elementary and secondary education shall receive fourth transfer admission priority;

(5) when any transfer school, or any transfer school district when such transfer school is a public school, receives more student transfer applications from transfer student candidates enrolled in grades 6-12 than the student allotments made available by transfer school or transfer school district for admission of transfer student candidates, such transfer school or transfer school district shall grant the issuance of student transfer enrollment by lottery draw process approved by the Missouri department of elementary and secondary education;

(6) notwithstanding any provision of this subsection, transfer school or transfer school district may at its discretion reject any transfer student from continuing to attend transfer school who does not meet the transfer student requirements set by subsection 2 of this section; and

(7) notwithstanding any provision of this subsection, any private high school that enrolls over seventy-five percent (75%) of their student graduates in a two-year or four-year institution the previous school year may waive the aforementioned student transfer application process requirements pursuant to this subsection and grant admissions to such private school under the same enrollment requirements generally provided by such private high school, provided no application fee may be charged to any party related to any student transfer application.

6. When considering student transfer applications from any prospective transfer student currently enrolled in grades K-5 pursuant to this section, the transfer school shall grant transfer student enrollment priority based upon the following criteria:

(1) transfer student candidates who have a sibling attending any school within transfer school or transfer school district at the time of student transfer application, which shall also include any child raised in the same household as student and/or parent, shall receive first transfer admission priority;

(2) when any transfer school, or any transfer school district when such transfer school is a public school, (a) receives more student transfer applications from transfer student candidates enrolled in grades 1-5 than the student allotments made available by transfer school or transfer school district for admission of transfer student candidates or (b) transfer student candidate is of age to enroll in kindergarten the following school year, such transfer school or transfer school district shall grant the issuance of student transfer enrollment by lottery draw process approved by the Missouri department of elementary and secondary education; and

(3) notwithstanding any provision of this subsection, transfer school or transfer school district may at its discretion reject any transfer student from continuing to attend transfer school who does not meet the transfer student requirements set by subsection 2 of this section.

7. Notwithstanding any provision of this section, each transfer school, or any transfer school district when such transfer school is a public school, that participates in student transfer pursuant to this section is charged with the responsibility to consider any request to waive any attendance, pending application limit or grade point average requirement mandated by this section, which may be requested by the proposed transfer student prior to and/or after the initial or amended application has been filed with transfer school or transfer school district.

8. Notwithstanding any provision of this section, no home school district, transfer school, transfer school district or any other government entity within the state of Missouri shall charge any transfer student for transportation to or from their home residence or for any other transportation provided to any other student attending transfer school.

9. Notwithstanding any provision of this section, transfer schools may provide transportation to or from the home residence of a transfer student when authorized by:

(1) transfer school or transfer school district;

(2) authorized by statute enacted by the Missouri general assembly;

(3) as may be required by Federal law; or

(4) as otherwise required by a Federal or Missouri court order of competent jurisdiction.

10. Notwithstanding any other provision of the Missouri constitution, statute, ordinance, rule, regulation, order or other legal authority to the contrary may the state of Missouri require:

(1) any public school, charter school or private school to serve as transfer school pursuant to this section, except transfer schools and transfer school district shall maintain the sum amount of new transfer student enrollment population voluntarily pledged by such transfer school or transfer school district to the Missouri department of elementary and secondary education for the following school year;

(2) any private school who does not designate itself as a transfer school, which shall only exclude any public or charter school, to participate in any accreditation or standardized testing requirement set or enforced by the Missouri department of elementary and secondary education or any other local or state government entity located within the state of Missouri; or

(3) any student of the state of Missouri to attend any transfer school or be assigned to any transfer school district, in lieu of such student attending the public school assigned by their home school district.