



ATTORNEY GENERAL OF MISSOURI  
ANDREW BAILEY

September 25, 2023

OPINION LETTER NO. 350-2023

The Honorable John R. Ashcroft  
Missouri Secretary of State  
James C. Kirkpatrick State Information Center  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Ashcroft:


This opinion letter responds to your request dated September 15, 2023, for our review under § 116.334, RSMo of a proposed summary statement prepared for the petition submitted by Paul Berry III, 2024-128. The proposed summary statement is as follows:

Do you want to amend the Missouri Constitution to:

- allow any character, private or public school to accept transfer students with an establishment process;
- allow any K-12 student in the state to attend any charter, private or public school outside of the district of their home residence who meet certain academic, attendance and disciplinary requirements;
- allow for acceptance criteria by the receiving school for grades K-5 and grades 6-12; and
- allow the attendance transfer school district to receive the sum amount of the per pupil expenditure that would otherwise be allocated by the home district?

Pursuant to § 116.334, RSMo, we approve the legal content and form of the proposed statement. Because our review of the statement is mandated by statute, no action that we take with respect to such review should be construed as an endorsement of the petition, nor as the expression of any view regarding the objectives of its proponents.

Very truly yours,



ANDREW BAILEY  
Attorney General