

FIRST REGULAR SESSION

SENATE BILL NO. 17

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR MUNZLINGER.

Pre-filed December 1, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

0283S.02I

AN ACT

To repeal sections 178.540, 178.550, 178.560, and 178.585, RSMo, and to enact in lieu thereof four new sections relating to career and technical education.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 178.540, 178.550, 178.560, and 178.585, RSMo, are
2 repealed and four new sections enacted in lieu thereof, to be known as sections
3 178.540, 178.550, 178.560, and 178.585, to read as follows:

178.540. The [state commissioner of education is the executive officer of
2 the state board for the administration of] **career and technical education**
3 **board shall administer** sections 178.420 to 178.580 **for the state board of**
4 **education.** [He] **The career and technical education board** shall appoint[,
5 with the approval of the board,] the assistants that are necessary to properly
6 carry out the provisions of sections 178.420 to 178.580.

178.550. [The president of the state board of education shall annually
2 appoint a committee of five members to be known as the "State Advisory
3 Committee for Vocational Education". The state advisory committee shall consist
4 of one person of experience in agriculture; one employer; one representative of
5 labor; one person of experience in home economics; one person of experience in
6 commerce. The state commissioner of education is ex officio a member and the
7 chairman of the advisory committee. The state board of education shall formulate
8 general principles and policies for the administration of sections 178.420 to
9 178.580, which, when they have been approved by the state advisory committee,
10 shall be put into effect. Joint conferences between the state board of education
11 and advisory committee shall be held at least four times each year. All members
12 of the state advisory committee shall be reimbursed for their actual expenses in

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

13 attending the conferences.] 1. This section shall be known and may be cited
14 as the career and technical education student protection act. There is
15 hereby established the "Career and Technical Education Board", which
16 shall constitute a body corporate and politic. The board shall oversee
17 and coordinate career and technical education and career and
18 technical education student organizations' activities in Missouri.

19 2. The board shall be composed of seven members who shall be
20 Missouri residents, appointed by the governor with the advice and
21 consent of the senate:

22 (1) A director or administrator of a career and technical
23 education center;

24 (2) An individual from the business community with a
25 background in commerce;

26 (3) A career and technical education teacher who also serves as
27 an advisor to a career and technical education student organization;

28 (4) A career and technical education professor or instructor
29 employed at a community college or at Linn State Technical College;

30 (5) Three members who shall be representatives from any of the
31 nationally-recognized organizations of:

32 (a) DECA;

33 (b) Future Business Leaders of America (FBLA);

34 (c) FFA;

35 (d) Family, Career and Community Leaders of America (FCCLA);

36 (e) Health Occupations Students of America (HOSA);

37 (f) SkillsUSA; or

38 (g) Technology Student Association (TSA).

39 3. Members shall serve a term of five years except for the initial
40 appointments, which shall be for the following lengths:

41 (1) One member shall be appointed for a term of one year;

42 (2) Two members shall be appointed for a term of two years;

43 (3) One member shall be appointed for a term of three years;

44 (4) Two members shall be appointed for a term of four years;

45 (5) One member shall be appointed for a term of five years.

46 4. One member of the state board of education, as selected by the
47 state board of education, shall serve as an ex-officio member of the
48 board. He or she shall attend all meetings of the board. The assistant
49 commissioner for the office of college and career readiness of the

50 department of elementary and secondary education shall serve as
51 executive director of the career and technical education board. Any
52 other employees of the state board of education and department of
53 elementary and secondary education assigned to work in the areas of
54 career and technical education shall report to the career and technical
55 education board.

56 5. The board shall meet at least four times annually. The board
57 may make all rules it deems necessary to enable it to conduct its
58 meetings, elect its officers, and set the terms and duties of its
59 officers. The board shall elect from amongst its members a
60 chairperson, vice chairperson, a secretary-reporter, and such other
61 officers as it deems necessary. Members of the board shall serve
62 without compensation but may be reimbursed for actual expenses
63 necessary to the performance of their official duties for the board.

64 6. The business to come before the board shall be available on
65 the board's internet website at least seven business days prior to the
66 start of each meeting. All records of any decisions, votes, exhibits, or
67 outcomes shall be available on the board's internet website within
68 forty-eight hours following the conclusion of every meeting. Any
69 materials prepared for the members of the board by the staff shall be
70 delivered to the members at least five days before the meeting, and to
71 the extent such materials are public records as defined in section
72 610.010 and are not permitted to be closed under section 610.021, shall
73 be made available on the board's internet website at least five business
74 days in advance of the meeting.

75 7. The board shall have the authority and be responsible for
76 developing, implementing, and administering the budget for career and
77 technical education for the state board of education and department of
78 elementary and secondary education. All authority of the commissioner
79 of education and department of elementary and secondary education
80 to administer the budget for career and technical education is hereby
81 transferred to the board. The executive director of the board shall
82 personally appear before the budget committee of the house of
83 representatives and the appropriations committee of the senate when
84 making the annual budget request.

85 8. The board shall have the power to:

86 (1) Develop a comprehensive statewide long-range strategic plan

87 for career and technical education;

88 (2) Confer with public and private entities for the purpose of
89 promoting and improving career and technical education within this
90 state;

91 (3) Identify legislative recommendations to improve career and
92 technical education;

93 (4) Promote coordination of existing career and technical
94 education programs;

95 (5) Identify service gaps and provide advice on methods to close
96 such gaps;

97 (6) Apply for and accept gifts, grants, appropriations, loans, or
98 contributions to the board from any source, public or private, and enter
99 into contracts or other transactions with any federal or state agency,
100 any private organizations, or any other source in furtherance of the
101 purpose of this section, and take any and all actions necessary to avail
102 itself of such aid and cooperation, provided such aid does not violate
103 the first amendment to the United States Constitution, or section 7 of
104 article I or section 8 of article IX of the Missouri Constitution;

105 (7) Direct disbursements from the career and technical education
106 board fund as provided in this section;

107 (8) Administer the career and technical education board fund;

108 (9) Purchase, receive, take by grant, gift, devise, bequest or
109 otherwise, lease, or otherwise acquire, own, hold, improve, employ, use,
110 and otherwise deal with real or personal property or any interests
111 therein, wherever situated;

112 (10) Sell, convey, lease, exchange, transfer, or otherwise dispose
113 of all or any of its property or any interest therein, wherever situated;

114 (11) Employ and fix the compensation of an executive director
115 and such other agents or employees as it considers necessary;

116 (12) Adopt, alter, or repeal by its own bylaws, rules, and
117 regulations governing the manner in which its business may be
118 transacted;

119 (13) Adopt and use an official seal;

120 (14) Assess or charge fees as the board determines to be
121 reasonable to carry out its purposes;

122 (15) Make all expenditures which are incident and necessary to
123 carry out its purposes;

124 **(16) Sue and be sued in its official name; and**

125 **(17) Take such action, enter into such agreements, and exercise**
126 **all functions necessary or appropriate to carry out the duties and**
127 **purposes set forth in this section.**

128 **9. There is hereby created the "Career and Technical Education**
129 **Board Fund", which shall consist of money collected under this**
130 **section. The board shall administer the fund. The state treasurer shall**
131 **be custodian of the fund. In accordance with sections 30.170 and 30.180,**
132 **the state treasurer may approve disbursements. The fund shall be a**
133 **dedicated fund and, upon appropriation, money in the fund shall be**
134 **used solely for the administration of this section. Notwithstanding the**
135 **provisions of section 33.080, to the contrary, any moneys remaining in**
136 **the fund at the end of the biennium shall not revert to the credit of the**
137 **general revenue fund. The state treasurer shall invest moneys in the**
138 **fund in the same manner as other funds are invested. Any interest and**
139 **moneys earned on such investments shall be credited to the fund.**

140 **10. For purposes of this section, "board" shall mean the career**
141 **and technical education board.**

178.560. The school board of any school district or the governing board of
2 Linn State Technical College maintaining a prevocational or vocational school,
3 Linn State Technical College, department or class receiving the benefit of state
4 or federal moneys under the provisions of sections 178.420 to 178.580, as a
5 condition of approval by the state board of education [and the state commissioner
6 of education], shall appoint persons of experience in agriculture, industry, home
7 economics and commerce to give advice and assistance to the school board or
8 governing board in the establishment and maintenance of the schools,
9 departments and classes. The persons of experience shall serve without
10 compensation.

178.585. 1. Under rules and regulations of the state board of education,
2 the [commissioner of education] **career and technical education board**, in
3 cooperation with the director of the division of workforce development of the
4 department of economic development, shall establish procedures to provide grants
5 to public high schools, vocational-technical schools, Linn State Technical College,
6 and community colleges solely for the purpose of new programs, curriculum
7 enhancement, equipment and facilities so as to upgrade vocational and technical
8 education in the state.

9 2. Each vocational-technical school, community college, Linn State
10 Technical College, and school district of any public high school receiving a grant
11 authorized by this section shall have an advisory committee composed of local
12 business persons, labor leaders, parents, senior citizens, community leaders and
13 teachers to establish a plan to ensure that students who graduate from the
14 vocational-technical school, community college, Linn State Technical College, or
15 public high school proceed to a four-year college or high-wage job with
16 workplace-skill development opportunities.

17 3. The director of the department of economic development shall provide
18 annually to the [commissioner of education] **state board of education and the**
19 **career and technical education board** a listing of demand occupations in the
20 state including substate projections. The listing shall include those occupations
21 for which, in the judgment of the director of the department of economic
22 development, there is a critical shortage to meet present or future employment
23 needs necessary to the economic growth and competitiveness of the state.

24 4. In any fiscal year, at least seventy-five percent of all moneys for the
25 grant awards authorized by this section shall be to public high schools,
26 vocational-technical schools, Linn State Technical College, or community colleges
27 for new programs, curriculum enhancement or equipment necessary to address
28 demand occupations identified pursuant to subsection 3 of this section.

✓

Copy