

SECOND REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 711**  
**98TH GENERAL ASSEMBLY**

4641H.03C

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To repeal sections 161.216, 167.265, 167.638, 168.303, 168.500, 168.520, 170.310, 174.335, 192.915, and 197.315, RSMo, and to enact in lieu thereof eighteen new sections relating to elementary and secondary education, with an emergency clause for a certain section.

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

Section A. Sections 161.216, 167.265, 167.638, 168.303, 168.500, 168.520, 170.310, 174.335, 192.915, and 197.315, RSMo, is repealed and eighteen new sections enacted in lieu thereof, to be known as sections 161.217, 161.1005, 161.1050, 161.1055, 167.265, 167.266, 167.638, 167.950, 168.303, 168.500, 168.520, 170.310, 173.478, 174.335, 192.915, 197.315, 198.054, and 633.420, to read as follows:

- 161.217. 1. The department of elementary and secondary education, in collaboration with the Missouri Head Start State Collaboration Office and the departments of health and senior services, mental health, and social services, shall develop, as a three-year pilot program, a voluntary early learning quality assurance report. The early learning quality assurance report shall be developed based on evidence-based practices.**
- 2. Participation in the early learning quality assurance report pilot program shall be voluntary for any licensed or license-exempt early learning providers that are center-based or home-based and are providing services for children from any ages from birth up to kindergarten.**
- 3. The early learning quality assurance report may include, but is not limited to, information regarding staff qualifications, instructional quality, professional development, health and safety standards, parent engagement, and community engagement.**
- 4. The early learning quality assurance report shall not be used for enforcement of compliance with any law or for any punitive purposes.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15           **5. The department of elementary and secondary education shall promulgate all**  
16 **necessary rules and regulations for the administration of this section. Any rule or portion**  
17 **of a rule, as that term is defined in section 536.010, that is created under the authority**  
18 **delegated in this section shall become effective only if it complies with and is subject to all**  
19 **of the provisions of chapter 536 and, if applicable, section 536.028. This section and**  
20 **chapter 536 are nonseverable, and if any of the powers vested with the general assembly**  
21 **pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul**  
22 **a rule are subsequently held unconstitutional, then the grant of rule making authority and**  
23 **any rule proposed or adopted after August 28, 2016, shall be invalid and void.**

24           **6. Under section 23.253 of the Missouri sunset act:**

25           **(1) The provisions of the new program authorized under this section shall**  
26 **automatically sunset three years after the effective date of this section unless reauthorized**  
27 **by an act of the general assembly; and**

28           **(2) If such program is reauthorized, the program authorized under this section**  
29 **shall automatically sunset three years after the effective date of the reauthorization of this**  
30 **section; and**

31           **(3) This section shall terminate on September first of the calendar year immediately**  
32 **following the calendar year in which the program authorized under this section is sunset.**

**161.1005. 1. By July 1, 2017, the department of elementary and secondary**  
2 **education shall employ a dyslexia therapist, licensed psychometrist, licensed speech-**  
3 **language pathologist, certified academic language therapist, or certified training specialist**  
4 **to serve as the department's dyslexia specialist. Such dyslexia specialist shall have a**  
5 **minimum of three years of field experience in screening, identifying, and treating dyslexia**  
6 **and related disorders.**

7           **2. The department of elementary and secondary education shall ensure that the**  
8 **dyslexia specialist has completed training and received certification from a program**  
9 **approved by the legislative task force on dyslexia established in section 633.420 and is able**  
10 **to provide necessary information and support to school district teachers.**

11           **3. The dyslexia specialist shall:**

12           **(1) Be highly trained in dyslexia and related disorders, including best practice**  
13 **interventions and treatment models;**

14           **(2) Be responsible for the implementation of professional development; and**

15           **(3) Serve as the primary source of information and support for districts addressing**  
16 **the needs of students with dyslexia and related disorders.**

17           **4. In addition to the duties assigned under subsection 3 of this section, the dyslexia**  
18 **specialist shall assist the department of elementary and secondary education with**

19 developing and administering professional development programs to be made available to  
20 school districts no later than the 2017-18 school year. The programs shall focus on  
21 educating teachers regarding the indicators of dyslexia, the science surrounding teaching  
22 a student who is dyslexic, and classroom accommodations necessary for a student with  
23 dyslexia. The department of elementary and secondary education shall provide  
24 informational material regarding dyslexia and related disorders on its website at no cost  
25 for school districts and teachers.

161.1050. 1. There is hereby established within the department of elementary and  
2 secondary education the "Trauma-Informed Schools Initiative".

3 2. The department of elementary and secondary education shall consult the  
4 department of mental health and the department of social services for assistance in  
5 fulfilling the requirements of this section.

6 3. The department of elementary and secondary education shall:

7 (1) Provide information regarding the trauma-informed approach to all school  
8 districts;

9 (2) Offer training on the trauma-informed approach to all school districts, which  
10 shall include information on how schools can become trauma-informed schools; and

11 (3) Develop a website about the trauma-informed schools initiative that includes  
12 information for schools and parents regarding the trauma-informed approach and a guide  
13 for schools on how to become trauma-informed schools.

14 4. Each school district shall provide the address of the website described under  
15 subdivision (3) of subsection 3 of this section to all parents of the students in its district  
16 before October first of each school year.

17 5. For purposes of this section, the following terms mean:

18 (1) "Trauma-informed approach", an approach that involves understanding and  
19 responding to the symptoms of chronic interpersonal trauma and traumatic stress across  
20 the lifespan;

21 (2) "Trauma-informed school", a school that:

22 (a) Realizes the widespread impact of trauma and understands potential paths for  
23 recovery;

24 (b) Recognizes the signs and symptoms of trauma in students, teachers, and staff;

25 (c) Responds by fully integrating knowledge about trauma into its policies,  
26 procedures, and practices; and

27 (d) Seeks to actively resist re-traumatization.

161.1055. 1. Subject to appropriations, the department of elementary and  
2 secondary education shall establish the "Trauma-Informed Schools Pilot Program".

3           **2. Under the trauma-informed schools pilot program, the department of elementary**  
4 **and secondary education shall choose five schools to receive intensive training on the**  
5 **trauma-informed approach.**

6           **3. The five schools chosen for the pilot program shall be located in the following**  
7 **areas:**

8           **(1) One public school located in a metropolitan school district;**

9           **(2) One public school located in a home rule city with more than four hundred**  
10 **thousand inhabitants and located in more than one county;**

11           **(3) One public school located in a school district that has most or all of its land area**  
12 **located in a county with a charter form of government and with more than nine hundred**  
13 **fifty thousand inhabitants;**

14           **(4) One public school located in a school district that has most or all of its land area**  
15 **located in a county with a charter form of government and with more than six hundred**  
16 **thousand but fewer than seven hundred thousand inhabitants; and**

17           **(5) One public school located in any one of the following counties:**

18           **(a) A county of the third classification without a township form of government and**  
19 **with more than forty-one thousand but fewer than forty-five thousand inhabitants;**

20           **(b) A county of the third classification without a township form of government and**  
21 **with more than six thousand but fewer than seven thousand inhabitants and with a city of**  
22 **the fourth classification with more than eight hundred but fewer than nine hundred**  
23 **inhabitants as the county seat;**

24           **(c) A county of the third classification with a township form of government and**  
25 **with more than thirty-one thousand but fewer than thirty-five thousand inhabitants;**

26           **(d) A county of the third classification without a township form of government and**  
27 **with more than fourteen thousand but fewer than sixteen thousand inhabitants and with**  
28 **a city of the third classification with more than five thousand but fewer than six thousand**  
29 **inhabitants as the county seat;**

30           **(e) A county of the third classification without a township form of government and**  
31 **with more than eighteen thousand but fewer than twenty thousand inhabitants and with**  
32 **a city of the fourth classification with more than three thousand but fewer than three**  
33 **thousand seven hundred inhabitants as the county seat;**

34           **(f) A county of the third classification without a township form of government and**  
35 **with more than eighteen thousand but fewer than twenty thousand inhabitants and with**  
36 **a city of the third classification with more than six thousand but fewer than seven thousand**  
37 **inhabitants as the county seat;**

38           **(g) A county of the third classification without a township form of government and**  
39 **with more than fourteen thousand but fewer than sixteen thousand inhabitants and with**  
40 **a city of the fourth classification with more than one thousand nine hundred but fewer**  
41 **than two thousand one hundred inhabitants as the county seat;**

42           **(h) A county of the third classification without a township form of government and**  
43 **with more than thirty-seven thousand but fewer than forty-one thousand inhabitants and**  
44 **with a city of the fourth classification with more than eight hundred but fewer than nine**  
45 **hundred inhabitants as the county seat;**

46           **(i) A county of the third classification with a township form of government and**  
47 **with more than twenty-eight thousand but fewer than thirty-one thousand inhabitants; or**

48           **(j) A county of the third classification without a township form of government and**  
49 **with more than twelve thousand but fewer than fourteen thousand inhabitants and with**  
50 **a city of the fourth classification with more than five hundred but fewer than five hundred**  
51 **fifty inhabitants as the county seat.**

52           **4. The department of elementary and secondary education shall:**

53           **(1) Train the teachers and administrators of the five schools chosen for the pilot**  
54 **program regarding the trauma-informed approach and how to become trauma-informed**  
55 **schools;**

56           **(2) Provide the five schools with funds to implement the trauma-informed**  
57 **approach; and**

58           **(3) Closely monitor the progress of the five schools in becoming trauma-informed**  
59 **schools and provide further assistance if necessary.**

60           **5. The department of elementary and secondary education shall terminate the**  
61 **trauma-informed schools pilot program on August 28, 2019. Before December 31, 2019,**  
62 **the department of elementary and secondary education shall submit a report to the general**  
63 **assembly that contains the results of the pilot program, including any benefits experienced**  
64 **by the five schools chosen for the program.**

65           **6. (1) There is hereby created in the state treasury the "Trauma-Informed Schools**  
66 **Pilot Program Fund". The fund shall consist of any appropriations to such fund. The**  
67 **state treasurer shall be custodian of the fund. In accordance with sections 30.170 and**  
68 **30.180, the state treasurer may approve disbursements of public moneys in accordance**  
69 **with distribution requirements and procedures developed by the department of elementary**  
70 **and secondary education. The fund shall be a dedicated fund and, upon appropriation,**  
71 **moneys in the fund shall be used solely for the administration of this section.**

72           **(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys**  
73 **remaining in the fund at the end of the biennium shall not revert to the credit of the**  
74 **general revenue fund.**

75           **(3) The state treasurer shall invest moneys in the fund in the same manner as other**  
76 **funds are invested. Any interest and moneys earned on such investments shall be credited**  
77 **to the fund.**

78           **7. For purposes of this section, the following terms mean:**

79           **(1) "Trauma-informed approach", an approach that involves understanding and**  
80 **responding to the symptoms of chronic interpersonal trauma and traumatic stress across**  
81 **the lifespan;**

82           **(2) "Trauma-informed school", a school that:**

83           **(a) Realizes the widespread impact of trauma and understands potential paths for**  
84 **recovery;**

85           **(b) Recognizes the signs and symptoms of trauma in students, teachers, and staff;**

86           **(c) Responds by fully integrating knowledge about trauma into its policies,**  
87 **procedures, and practices; and**

88           **(d) Seeks to actively resist re-traumatization.**

89           **8. The provisions of this section shall expire December 31, 2019.**

167.265. 1. A program to provide [guidance] **school** counselors in grades kindergarten  
2 through nine is established. Any public elementary school, middle school, junior high school,  
3 or combination of such schools, containing such grades which meet the criteria pursuant to this  
4 section shall be eligible for a state financial supplement to employ a [guidance] **school** counselor.  
5 Eligibility criteria are: the school shall have a minimum enrollment of one hundred twenty-five  
6 pupils per school site, shall have a breakfast program, and shall serve at least forty percent of its  
7 lunches to pupils who are eligible for free or reduced price meals according to federal guidelines.

8           2. A school district which contains such eligible schools may apply to the department  
9 of elementary and secondary education for a state financial supplement to employ a [guidance]  
10 **school** counselor in those schools named in the application and in no other schools of the district.  
11 The state financial supplement shall not exceed ten thousand dollars per [guidance] **school**  
12 counselor. No more than one [guidance] **school** counselor per school shall be supplemented by  
13 the state pursuant to this section, except that a district may apply for an additional [guidance]  
14 **school** counselor if the enrollment at the school equals four hundred or more pupils. [Guidance]  
15 **School** counselors thus employed pursuant to this section shall at a minimum engage in direct  
16 counseling activities with the pupils of the school during a portion of the school day which  
17 represents that portion of the [guidance] **school** counselor's salary which is supplemented by the  
18 state pursuant to this section.

19           3. The state board of education shall promulgate rules and regulations for the  
20 implementation of this section. Such rules shall include identifying any qualifications for  
21 [guidance] **school** counselors which may be in addition to those promulgated pursuant to section  
22 168.021, establishing application procedures for school districts, determining a method of  
23 awarding state financial supplements in the event that the number of applications exceeds the  
24 amounts appropriated therefor, and establishing an amount of state financial supplement per  
25 [guidance] **school** counselor based upon the salary schedule of the district.

**167.266. 1. Beginning with the 2016-17 school year, the board of education of a  
2 school district or a charter school that is a local educational agency may establish an  
3 academic and career counseling program in cooperation with parents and the local  
4 community that is in the best interest of and meets the needs of students in the community.  
5 School districts and local educational agencies may use the Missouri comprehensive  
6 guidance and counseling program as a resource for the development of a district's or local  
7 educational agency's program. The department of elementary and secondary education  
8 shall develop a process for recognition of a school district's academic and career counseling  
9 program established in cooperation with parents and the local community no later than  
10 January 1, 2017.**

11           **2. The state board of education shall promulgate rules and regulations for the  
12 implementation of this section. Any rule or portion of a rule, as that term is defined in  
13 section 536.010, that is created under the authority delegated in this section shall become  
14 effective only if it complies with and is subject to all of the provisions of chapter 536 and,  
15 if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any  
16 of the powers vested with the general assembly pursuant to chapter 536 to review, to delay  
17 the effective date, or to disapprove and annul a rule are subsequently held  
18 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted  
19 after August 28, 2016, shall be invalid and void.**

167.638. The department of health and senior services shall develop an informational  
2 brochure relating to meningococcal disease that states that [an immunization] **immunizations**  
3 against meningococcal disease [is] **are** available. The department shall make the brochure  
4 available on its website and shall notify every public institution of higher education in this state  
5 of the availability of the brochure. Each public institution of higher education shall provide a  
6 copy of the brochure to all students and if the student is under eighteen years of age, to the  
7 student's parent or guardian. Such information in the brochure shall include:

- 8           (1) The risk factors for and symptoms of meningococcal disease, how it may be  
9 diagnosed, and its possible consequences if untreated;
- 10           (2) How meningococcal disease is transmitted;

11 (3) The latest scientific information on meningococcal disease immunization and its  
12 effectiveness, **including information on all meningococcal vaccines receiving a Category A**  
13 **or B recommendation from the Advisory Committee on Immunization Practices; [and]**

14 (4) A statement that any questions or concerns regarding immunization against  
15 meningococcal disease may be answered by contacting the individuals's health care provider;  
16 **and**

17 (5) A recommendation that the current student or entering student receive  
18 meningococcal vaccines in accordance with current Advisory Committee on Immunization  
19 Practices of the Centers for Disease Control and Prevention guidelines.

167.950. 1. (1) By December 31, 2017, the department of elementary and  
2 secondary education shall develop guidelines for the appropriate screening of students for  
3 dyslexia and related disorders and the necessary classroom support for students with  
4 dyslexia and related disorders. Such guidelines shall be consistent with the findings and  
5 recommendations of the task force created under section 633.420.

6 (2) In the 2018-19 school year and subsequent years, each public school, including  
7 each charter school, shall conduct dyslexia screenings for students in the appropriate year  
8 consistent with the findings and recommendations of the task force created under section  
9 633.420.

10 (3) In the 2018-19 school year and subsequent years, the school board of each  
11 district and the governing board of each charter school shall provide reasonable classroom  
12 support consistent with the findings and recommendations of the task force created under  
13 section 633.420.

14 2. In the 2018-19 school year and subsequent years, the practicing teacher  
15 assistance programs established under section 168.400 shall include two hours of in-service  
16 training provided by each local school district for all practicing teachers in such district  
17 regarding dyslexia and related disorders. Each charter school shall also offer all of its  
18 teachers two hours of training on dyslexia and related disorders. Districts and charter  
19 schools may seek assistance from the department of elementary and secondary education  
20 in developing and providing such training. Completion of such training shall count as two  
21 contact hours of professional development under section 168.021.

22 3. For purposes of this section, the following terms mean:

23 (1) "Dyslexia", a disorder that is neurological in origin, characterized by difficulties  
24 with accurate and fluent word recognition and poor spelling and decoding abilities that  
25 typically result from a deficit in the phonological component of language, often unexpected  
26 in relation to other cognitive abilities and the provision of effective classroom instruction,  
27 and of which secondary consequences may include problems in reading comprehension



28 and reduced reading experience that can impede growth of vocabulary and background  
29 knowledge. Nothing in this definition shall require a student with dyslexia to obtain an  
30 individualized education program (IEP) unless the student has otherwise met the federal  
31 conditions necessary;

32 (2) "Dyslexia screening", a short test conducted by a teacher or school counselor  
33 to determine whether a student likely has dyslexia or a related disorder in which a positive  
34 result does not represent a medical diagnosis but indicates that the student could benefit  
35 from approved support;

36 (3) "Related disorders", disorders similar to or related to dyslexia, such as  
37 developmental auditory imperception, dysphasia, specific developmental dyslexia,  
38 developmental dysgraphia, and developmental spelling disability;

39 (4) "Support", low-cost and effective best practices, such as oral examinations and  
40 extended test-taking periods, used to support students who have dyslexia or any related  
41 disorder.

42 4. The state board of education shall promulgate rules and regulations for each  
43 public school to screen students for dyslexia and related disorders. Any rule or portion of  
44 a rule, as that term is defined in section 536.010, that is created under the authority  
45 delegated in this section shall become effective only if it complies with and is subject to all  
46 of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
47 chapter 536 are nonseverable, and if any of the powers vested with the general assembly  
48 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul  
49 a rule are subsequently held unconstitutional, then the grant of rulemaking authority and  
50 any rule proposed or adopted after August 28, 2016, shall be invalid and void.

51 5. Nothing in this section shall require the MO HealthNet program to expand the  
52 services that it provides.

168.303. The state board of education shall adopt rules to facilitate job-sharing positions  
2 for classroom teachers, as the term "job-sharing" is defined in this section. These rules shall  
3 provide that a classroom teacher in a job-sharing position shall receive paid legal holidays,  
4 annual vacation leave, sick leave, and personal leave on a pro rata basis. "Job-sharing position"  
5 shall mean any position:

6 (1) Shared with one other employee;

7 (2) Requiring employment of at least seventeen hours per week but not more than twenty  
8 hours per week on a regular basis; and

9 (3) Requiring at least seventy percent of all time spent in classroom instruction as  
10 determined by the employer;

11

12 provided that, job-sharing position shall not include instructional support or school services  
13 positions including, but not limited to, [guidance] **school** counselor, media coordinator,  
14 psychologist, social worker, audiologist, speech and language pathologist, and nursing positions.

168.500. 1. For the purpose of providing career pay, which shall be a salary supplement,  
2 for public school teachers, which for the purpose of sections 168.500 to 168.515 shall include  
3 classroom teachers, librarians, [guidance] **school** counselors and certificated teachers who hold  
4 positions as school psychological examiners, parents as teachers educators, school psychologists,  
5 special education diagnosticians and speech pathologists, and are on the district salary schedule,  
6 there is hereby created and established a career advancement program which shall be known as  
7 the "Missouri Career Development and Teacher Excellence Plan", hereinafter known as the  
8 "career plan or program". Participation by local school districts in the career advancement  
9 program established under this section shall be voluntary. The career advancement program is  
10 a matching fund program. The general assembly may make an annual appropriation to the  
11 excellence in education fund established under section 160.268 for the purpose of providing the  
12 state's portion for the career advancement program. The "Career Ladder Forward Funding Fund"  
13 is hereby established in the state treasury. Beginning with fiscal year 1998 and until the career  
14 ladder forward funding fund is terminated pursuant to this subsection, the general assembly may  
15 appropriate funds to the career ladder forward funding fund. Notwithstanding the provisions of  
16 section 33.080 to the contrary, moneys in the fund shall not be transferred to the credit of the  
17 general revenue fund at the end of the biennium. All interest or other gain received from  
18 investment of moneys in the fund shall be credited to the fund. All funds deposited in the fund  
19 shall be maintained in the fund until such time as the balance in the fund at the end of the fiscal  
20 year is equal to or greater than the appropriation for the career ladder program for the following  
21 year, at which time all such revenues shall be used to fund, in advance, the career ladder program  
22 for such following year and the career ladder [forwarding] **forward** funding fund shall thereafter  
23 be terminated.

24 2. The department of elementary and secondary education, at the direction of the  
25 commissioner of education, shall study and develop model career plans which shall be made  
26 available to the local school districts. These state model career plans shall:

- 27 (1) Contain three steps or stages of career advancement;
- 28 (2) Contain a detailed procedure for the admission of teachers to the career program;
- 29 (3) Contain specific criteria for career step qualifications and attainment. These criteria  
30 shall clearly describe the minimum number of professional responsibilities required of the  
31 teacher at each stage of the plan and shall include reference to classroom performance  
32 evaluations performed pursuant to section 168.128;

33 (4) Be consistent with the teacher certification process recommended by the Missouri  
34 advisory council of certification for educators and adopted by the department of elementary and  
35 secondary education;

36 (5) Provide that public school teachers in Missouri shall become eligible to apply for  
37 admission to the career plans adopted under sections 168.500 to 168.515 after five years of  
38 public school teaching in Missouri. All teachers seeking admission to any career plan shall, as  
39 a minimum, meet the requirements necessary to obtain the first renewable professional certificate  
40 as provided in section 168.021;

41 (6) Provide procedures for appealing decisions made under career plans established  
42 under sections 168.500 to 168.515.

43 3. The commissioner of education shall cause the department of elementary and  
44 secondary education to establish guidelines for all career plans established under this section, and  
45 criteria that must be met by any school district which seeks funding for its career plan.

46 4. A participating local school district may have the option of implementing a career plan  
47 developed by the department of elementary and secondary education or a local plan which has  
48 been developed with advice from teachers employed by the district and which has met with the  
49 approval of the department of elementary and secondary education. In approving local career  
50 plans, the department of elementary and secondary education may consider provisions in the plan  
51 of the local district for recognition of teacher mobility from one district to another within this  
52 state.

53 5. The career plans of local school districts shall not discriminate on the basis of race,  
54 sex, religion, national origin, color, creed, or age. Participation in the career plan of a local  
55 school district is optional, and any teacher who declines to participate shall not be penalized in  
56 any way.

57 6. In order to receive funds under this section, a school district which is not subject to  
58 section 162.920 must have a total levy for operating purposes which is in excess of the amount  
59 allowed in Section 11(b) of Article X of the Missouri Constitution; and a school district which  
60 is subject to section 162.920 must have a total levy for operating purposes which is equal to or  
61 in excess of twenty-five cents on each hundred dollars of assessed valuation.

62 7. The commissioner of education shall cause the department of elementary and  
63 secondary education to regard a speech pathologist who holds both a valid certificate of license  
64 to teach and a certificate of clinical competence to have fulfilled the standards required to be  
65 placed on stage III of the career program, provided that such speech pathologist has been  
66 employed by a public school in Missouri for at least five years and is approved for placement at  
67 such stage III by the local school district.

68           8. Beginning in fiscal year 2012, the state portion of career ladder payments shall only  
69 be made available to local school districts if the general assembly makes an appropriation for  
70 such program. Payments authorized under sections 168.500 to 168.515 shall only be made  
71 available in a year for which a state appropriation is made. Any state appropriation shall be  
72 made prospectively in relation to the year in which work under the program is performed.

73           9. Nothing in this section shall be construed to prohibit a local school district from  
74 funding the program for its teachers for work performed in years for which no state appropriation  
75 is made available.

168.520. 1. For the purpose of providing career pay, which shall be a salary supplement  
2 for teachers, librarians, [guidance] **school** counselors and certificated teachers who hold positions  
3 as school psychological examiners, parents-as-teachers educators, school psychologists, special  
4 education diagnosticians or speech pathologists in Missouri schools for the severely disabled,  
5 the Missouri School for the Blind and the Missouri School for the Deaf, there is hereby  
6 established a career advancement program which shall become effective no later than September  
7 1, 1986. Participation in the career advancement program by teachers shall be voluntary.

8           2. The department of elementary and secondary education with the recommendation of  
9 teachers from the state schools, shall develop a career plan. This state career plan shall include,  
10 but need not be limited to, the provisions of state model career plans as contained in subsection  
11 2 of section 168.500.

12           3. After a teacher who is duly employed by a state school qualifies and is selected for  
13 participation in the state career plan established under this section, such a teacher shall not be  
14 denied the career pay authorized by such plan except as provided in subdivisions (1), (2), and (3)  
15 of section 168.510.

16           4. Each teacher selected to participate in the career plan established under this section  
17 who meets the requirements of such plan shall receive a salary supplement as provided in  
18 subdivisions (1), (2), and (3) of subsection 1 of section 168.515.

19           5. The department of elementary and secondary education shall annually include within  
20 its budget request to the general assembly sufficient funds for the purpose of providing career  
21 pay as established under this section to those eligible teachers employed in Missouri schools for  
22 the severely disabled, the Missouri School for the Deaf, and the Missouri School for the Blind.

170.310. 1. **For school year 2017-18 and each school year thereafter, upon  
2 graduation from high school pupils in public schools and charter schools shall have  
3 received thirty minutes of cardiopulmonary resuscitation instruction and training in the  
4 proper performance of the Heimlich maneuver or other first aid for choking given any time  
5 during a pupil's four years of high school.**

6           **2. Beginning in school year 2017-18**, any public school or charter school serving grades  
7 nine through twelve [may] **shall** provide enrolled students instruction in cardiopulmonary  
8 resuscitation. Students with disabilities may participate to the extent appropriate as determined  
9 by the provisions of the Individuals with Disabilities Education Act or Section 504 of the  
10 Rehabilitation Act. Instruction [may be embedded in any health education course] **shall be**  
11 **included in the district's existing health or physical education curriculum.** Instruction shall  
12 be based on a program established by the American Heart Association or the American Red  
13 Cross, or through a nationally recognized program based on the most current national  
14 evidence-based emergency cardiovascular care guidelines, and psychomotor skills development  
15 shall be incorporated into the instruction. For purposes of this section, "psychomotor skills"  
16 means the use of hands-on practicing and skills testing to support cognitive learning.

17           [2.] **3.** The teacher of the cardiopulmonary resuscitation course or unit shall not be  
18 required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not  
19 designed to result in certification of students. Instruction that is designed to result in certification  
20 being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools  
21 may develop agreements with any local chapter of a voluntary organization of first responders  
22 to provide the required hands-on practice and skills testing.

23           [3.] **4.** The department of elementary and secondary education may promulgate rules to  
24 implement this section. Any rule or portion of a rule, as that term is defined in section 536.010,  
25 that is created under the authority delegated in this section shall become effective only if it  
26 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
27 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the  
28 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove  
29 and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority  
30 and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

**173.478. No public institution of higher education that receives public funding shall  
2 pay for or reimburse out-of-state travel expenses for spouses of full-time institution  
3 employees unless such spouse is also employed by the institution on a full-time basis or is  
4 enrolled as a student at the institution and is traveling for educational purposes only.**

174.335. 1. Beginning with the 2004-05 school year and for each school year thereafter,  
2 every public institution of higher education in this state shall require all students who reside in  
3 on-campus housing to have received the meningococcal vaccine **not more than five years prior  
4 to enrollment and in accordance with the latest recommendations of the Advisory  
5 Committee on Immunization Practices of the Centers for Disease Control and Prevention,**  
6 unless a signed statement of medical or religious exemption is on file with the institution's  
7 administration. A student shall be exempted from the immunization requirement of this section

8 upon signed certification by a physician licensed under chapter 334 indicating that either the  
9 immunization would seriously endanger the student's health or life or the student has  
10 documentation of the disease or laboratory evidence of immunity to the disease. A student shall  
11 be exempted from the immunization requirement of this section if he or she objects in writing  
12 to the institution's administration that immunization violates his or her religious beliefs.

13         2. Each public university or college in this state shall maintain records on the  
14 meningococcal vaccination status of every student residing in on-campus housing at the  
15 university or college.

16         3. Nothing in this section shall be construed as requiring any institution of higher  
17 education to provide or pay for vaccinations against meningococcal disease.

18         **4. For purposes of this section, the term “on-campus housing” shall include, but not**  
19 **be limited to, any fraternity or sorority residence, regardless of whether such residence is**  
20 **privately owned, on or near the campus of a public institution of higher education.**

192.915. 1. To increase awareness of the risks associated with use of over-the-counter  
2 weight loss pills by persons under the age of eighteen, the department of health and senior  
3 services shall implement an education and awareness program. Such program shall provide  
4 accurate information regarding weight loss and the dangers of using over-the-counter weight loss  
5 pills by the teenage population without the consultation of a licensed physician. Such program  
6 shall focus on education and awareness programs for teenagers, parents, siblings and other family  
7 members of teenagers, teachers, [guidance] **school** counselors, superintendents and principals.

8         2. The department of health and senior services may use the following strategies for  
9 raising public awareness of the risks associated with use of over-the-counter weight loss pills by  
10 persons under the age of eighteen:

11         (1) An outreach campaign utilizing print, radio, and television public service  
12 announcements, advertisements, posters, and other materials;

13         (2) Community forums; and

14         (3) Health information and risk-factor assessment at public events.

15         3. The department of elementary and secondary education, in conjunction with the  
16 department of health and senior services, shall distribute information pursuant to this program.

17         4. The department may promulgate rules and regulations to implement the provisions  
18 of this section. No rule or portion of a rule promulgated pursuant to the authority of this section  
19 shall become effective unless it has been promulgated pursuant to chapter 536.

197.315. 1. Any person who proposes to develop or offer a new institutional health  
2 service within the state must obtain a certificate of need from the committee prior to the time  
3 such services are offered.

4           2. Only those new institutional health services which are found by the committee to be  
5 needed shall be granted a certificate of need. Only those new institutional health services which  
6 are granted certificates of need shall be offered or developed within the state. No expenditures  
7 for new institutional health services in excess of the applicable expenditure minimum shall be  
8 made by any person unless a certificate of need has been granted.

9           3. After October 1, 1980, no state agency charged by statute to license or certify health  
10 care facilities shall issue a license to or certify any such facility, or distinct part of such facility,  
11 that is developed without obtaining a certificate of need.

12           4. If any person proposes to develop any new institutional health care service without  
13 a certificate of need as required by sections 197.300 to 197.366, the committee shall notify the  
14 attorney general, and he shall apply for an injunction or other appropriate legal action in any  
15 court of this state against that person.

16           5. After October 1, 1980, no agency of state government may appropriate or grant funds  
17 to or make payment of any funds to any person or health care facility which has not first obtained  
18 every certificate of need required pursuant to sections 197.300 to 197.366.

19           6. A certificate of need shall be issued only for the premises and persons named in the  
20 application and is not transferable except by consent of the committee.

21           7. Project cost increases, due to changes in the project application as approved or due  
22 to project change orders, exceeding the initial estimate by more than ten percent shall not be  
23 incurred without consent of the committee.

24           8. Periodic reports to the committee shall be required of any applicant who has been  
25 granted a certificate of need until the project has been completed. The committee may order the  
26 forfeiture of the certificate of need upon failure of the applicant to file any such report.

27           9. A certificate of need shall be subject to forfeiture for failure to incur a capital  
28 expenditure on any approved project within six months after the date of the order. The applicant  
29 may request an extension from the committee of not more than six additional months based upon  
30 substantial expenditure made.

31           10. Each application for a certificate of need must be accompanied by an application fee.  
32 The time of filing commences with the receipt of the application and the application fee. The  
33 application fee is one thousand dollars, or one-tenth of one percent of the total cost of the  
34 proposed project, whichever is greater. All application fees shall be deposited in the state  
35 treasury. Because of the loss of federal funds, the general assembly will appropriate funds to the  
36 Missouri health facilities review committee.

37           11. In determining whether a certificate of need should be granted, no consideration shall  
38 be given to the facilities or equipment of any other health care facility located more than a  
39 fifteen-mile radius from the applying facility.

40           12. When a nursing facility shifts from a skilled to an intermediate level of nursing care,  
41 it may return to the higher level of care if it meets the licensure requirements, without obtaining  
42 a certificate of need.

43           13. In no event shall a certificate of need be denied because the applicant refuses to  
44 provide abortion services or information.

45           14. A certificate of need shall not be required for the transfer of ownership of an existing  
46 and operational health facility in its entirety.

47           15. A certificate of need may be granted to a facility for an expansion, an addition of  
48 services, a new institutional service, or for a new hospital facility which provides for something  
49 less than that which was sought in the application.

50           16. The provisions of this section shall not apply to facilities operated by the state, and  
51 appropriation of funds to such facilities by the general assembly shall be deemed in compliance  
52 with this section, and such facilities shall be deemed to have received an appropriate certificate  
53 of need without payment of any fee or charge. **The provisions of this subsection shall not**  
54 **apply to hospitals operated by the state and licensed under chapter 197, except for**  
55 **department of mental health state-operated psychiatric hospitals.**

56           17. Notwithstanding other provisions of this section, a certificate of need may be issued  
57 after July 1, 1983, for an intermediate care facility operated exclusively for the intellectually  
58 disabled.

59           18. To assure the safe, appropriate, and cost-effective transfer of new medical technology  
60 throughout the state, a certificate of need shall not be required for the purchase and operation of:

61           (1) Research equipment that is to be used in a clinical trial that has received written  
62 approval from a duly constituted institutional review board of an accredited school of medicine  
63 or osteopathy located in Missouri to establish its safety and efficacy and does not increase the  
64 bed complement of the institution in which the equipment is to be located. After the clinical trial  
65 has been completed, a certificate of need must be obtained for continued use in such facility; or

66           (2) **Equipment that is to be used by an academic health center operated by the state**  
67 **in furtherance of its research or teaching missions.**

**198.054. Each year between October first and March first, all long-term care**  
2 **facilities licensed under this chapter shall assist their health care workers, volunteers, and**  
3 **other employees who have direct contact with residents in obtaining the vaccination for the**  
4 **influenza virus by either offering the vaccination in the facility or providing information**  
5 **as to how they may independently obtain the vaccination, unless contraindicated, in**  
6 **accordance with the latest recommendations of the Centers for Disease Control and**  
7 **Prevention and subject to availability of the vaccine. Facilities are encouraged to document**



8 that each health care worker, volunteer, and employee has been offered assistance in  
9 receiving a vaccination against the influenza virus and has either accepted or declined.

633.420. 1. For the purposes of this section, the term "dyslexia" means a disorder  
2 that is neurological in origin, characterized by difficulties with accurate and fluent word  
3 recognition and poor spelling and decoding abilities that typically result from a deficit in  
4 the phonological component of language, often unexpected in relation to other cognitive  
5 abilities and the provision of effective classroom instruction, and of which secondary  
6 consequences may include problems in reading comprehension and reduced reading  
7 experience that can impede growth of vocabulary and background knowledge. Nothing  
8 in this section shall prohibit a district from assessing students for dyslexia and offering  
9 students specialized reading instruction if a determination is made that a student suffers  
10 from dyslexia. Unless required by federal law, nothing in this definition shall require a  
11 student with dyslexia to be automatically determined eligible as a student with a disability.

12 2. There is hereby created the "Legislative Task Force on Dyslexia". The joint  
13 committee on education shall provide technical and administrative support as required by  
14 the task force to fulfill its duties; any such support involving monetary expenses shall first  
15 be approved by the chairman of the joint committee on education. The task force shall  
16 meet at least quarterly and may hold meetings by telephone or video conference. The task  
17 force shall advise and make recommendations to the governor, joint committee on  
18 education, and relevant state agencies regarding matters concerning individuals with  
19 dyslexia, including education and other adult and adolescent services.

20 3. The task force shall be comprised of twenty members consisting of the following:

21 (1) Two members of the senate appointed by the president pro tempore of the  
22 senate, with one member appointed from the minority party and one member appointed  
23 from the majority party;

24 (2) Two members of the house of representatives appointed by the speaker of the  
25 house of representatives, with one member appointed from the minority party and one  
26 member appointed from the majority party;

27 (3) The commissioner of education, or his or her designee;

28 (4) One representative from an institution of higher education located in this state  
29 with specialized expertise in dyslexia and reading instruction;

30 (5) A representative from a state teachers association or the Missouri National  
31 Education Association;

32 (6) A representative from the International Dyslexia Association of Missouri;

33 (7) A representative from Decoding Dyslexia of Missouri;

34 (8) A representative from the Missouri Association of Elementary School Principals;

35           **(9) A representative from the Missouri Council of Administrators of Special**  
36 **Education;**

37           **(10) A professional licensed in the state of Missouri with experience diagnosing**  
38 **dyslexia including, but not limited to, a licensed psychologist, school psychologist, or**  
39 **neuropsychologist;**

40           **(11) A speech-language pathologist with training and experience in early literacy**  
41 **development and effective research-based intervention techniques for dyslexia, including**  
42 **an Orton-Gillingham remediation program recommended by the Missouri Speech-**  
43 **Language Hearing Association;**

44           **(12) A certified academic language therapist recommended by the Academic**  
45 **Language Therapists Association who is a resident of this state;**

46           **(13) A representative from an independent private provider or nonprofit**  
47 **organization serving individuals with dyslexia;**

48           **(14) An assistive technology specialist with expertise in accessible print materials**  
49 **and assistive technology used by individuals with dyslexia recommended by the Missouri**  
50 **assistive technology council;**

51           **(15) One private citizen who has a child who has been diagnosed with dyslexia;**

52           **(16) One private citizen who has been diagnosed with dyslexia;**

53           **(17) A representative of the Missouri State Council of the International Reading**  
54 **Association; and**

55           **(18) A pediatrician with knowledge of dyslexia.**

56           **4. The members of the task force, other than the members from the general**  
57 **assembly and ex officio members, shall be appointed by the president pro tempore of the**  
58 **senate or the speaker of the house of representatives by September 1, 2016, by alternating**  
59 **appointments beginning with the president pro tempore of the senate. A chairperson shall**  
60 **be selected by the members of the task force. Any vacancy on the task force shall be filled**  
61 **in the same manner as the original appointment. Members shall serve on the task force**  
62 **without compensation.**

63           **5. The task force shall make recommendations for a statewide system for**  
64 **identification, intervention, and delivery of supports for students with dyslexia, including**  
65 **the development of resource materials and professional development activities. These**  
66 **recommendations shall be included in a report to the governor and joint committee on**  
67 **education and shall include findings and proposed legislation and shall be made available**  
68 **no longer than twelve months from the task force's first meeting.**

69           **6. The recommendations and resource materials developed by the task force shall:**

70           **(1) Identify valid and reliable screening and evaluation assessments and protocols**  
71 **that can be used and the appropriate personnel to administer such assessments in order**  
72 **to identify children with dyslexia or the characteristics of dyslexia as part of an ongoing**  
73 **reading progress monitoring system, multi-tiered system of supports, and special education**  
74 **eligibility determinations in schools;**

75           **(2) Recommend an evidence-based reading instruction, with consideration of the**  
76 **National Reading Panel Report and Orton-Gillingham methodology principles for use in**  
77 **all Missouri schools, and intervention system, including a list of effective dyslexia**  
78 **intervention programs, to address dyslexia or characteristics of dyslexia for use by schools**  
79 **in multi-tiered systems of support and for services as appropriate for special education**  
80 **eligible students;**

81           **(3) Develop and implement preservice and in-service professional development**  
82 **activities to address dyslexia identification and intervention, including utilization of**  
83 **accessible print materials and assistive technology, within degree programs such as**  
84 **education, reading, special education, speech-language pathology, and psychology;**

85           **(4) Review teacher certification and professional development requirements as they**  
86 **relate to the needs of students with dyslexia;**

87           **(5) Examine the barriers to accurate information on the prevalence of students with**  
88 **dyslexia across the state and recommend a process for accurate reporting of demographic**  
89 **data; and**

90           **(6) Study and evaluate current practices for diagnosing, treating, and educating**  
91 **children in this state and examine how current laws and regulations affect students with**  
92 **dyslexia in order to present recommendations to the governor and joint committee on**  
93 **education.**

94           **7. The task force shall hire or contract for hire specialist services to support the**  
95 **work of the task force as necessary with appropriations made by the joint committee on**  
96 **education for that purpose or from other available funding.**

97           **8. The task force authorized under this section shall automatically sunset on August**  
98 **31, 2018, unless reauthorized by an act of the general assembly.**

2           [161.216. 1. No public institution of higher education, political  
3 subdivision, governmental entity, or quasi-governmental entity receiving state  
4 funds shall operate, establish, or maintain, offer incentives to participate in, or  
5 mandate participation in a quality rating system for early childhood education, a  
6 training quality assurance system, any successor system, or any substantially  
7 similar system for early childhood education, unless the authority to operate,  
8 establish, or maintain such a system is enacted into law through:

(1) A bill as prescribed by Article III of the Missouri Constitution;

9 (2) An initiative petition as prescribed by Section 50 of Article III of the  
10 Missouri Constitution; or

11 (3) A referendum as prescribed by Section 52(a) of Article III of the  
12 Missouri Constitution.

13 2. No public institution of higher education, political subdivision,  
14 governmental entity or quasi-governmental entity receiving state funds shall  
15 promulgate any rule or establish any program, policy, guideline, or plan or change  
16 any rule, program, policy, guideline, or plan to operate, establish, or maintain a  
17 quality rating system for early childhood education, a training quality assurance  
18 system, any successor system, or any substantially similar system for early  
19 childhood education unless such public institution of higher education, political  
20 subdivision, governmental entity or quasi-governmental entity receiving state  
21 funds has received statutory authority to do so in a manner consistent with  
22 subsection 1 of this section.

23 3. Any taxpayer of this state or any member of the general assembly shall  
24 have standing to bring suit against any public institution of higher education,  
25 political subdivision, governmental entity or quasi-governmental entity which is  
26 in violation of this section in any court with jurisdiction to enforce the provisions  
27 of this section.

28 4. This section shall not be construed to limit the content of early  
29 childhood education courses, research, or training carried out by any public  
30 institution of higher education. A course on quality rating systems or training  
31 quality assurance systems shall not be a requirement for certification by the state  
32 as an individual child care provider or any licensing requirement that may be  
33 established for an individual child care provider.

34 5. For purposes of this section:

35 (1) "Early childhood education" shall mean education programs that are  
36 both centered and home-based and providing services for children from birth to  
37 kindergarten;

38 (2) "Quality rating system" or "training quality assurance system" shall  
39 include the model from the Missouri quality rating system pilots developed by the  
40 University of Missouri center for family policy and research, any successor  
41 model, or substantially similar model. "Quality rating system" or "training  
42 quality assurance system" shall also include but not be limited to a tiered rating  
43 system that provides a number of tiers or levels to set benchmarks for quality that  
44 build upon each other, leading to a top tier that includes program accreditation.  
45 "Quality rating system" or "training quality assurance system" may also include  
46 a tiered reimbursement system that may be tied to a tiered rating system;

47 (3) "Tiered reimbursement system" or "training quality assurance system"  
48 shall include but not be limited to a system that links funding to a quality rating  
49 system, a system to award higher child care subsidy payments to programs that  
50 attain higher quality levels, or a system that offers other incentives through tax  
51 policy or professional development opportunities for child care providers.]

Section B. Because immediate action is necessary to preserve access to quality health  
2 care facilities for the citizens of Missouri, the repeal and reenactment of section 197.315 of  
3 section A of this act is deemed necessary for the immediate preservation of the public health,  
4 welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of  
5 the constitution, and the repeal and reenactment of section 197.315 of section A of this act shall  
6 be in full force and effect upon its passage and approval.

✓