

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILLS NOS. 620 & 582

98TH GENERAL ASSEMBLY

Reported from the Committee on Education, January 28, 2016, with recommendation that the Senate Committee Substitute do pass.

4558S.02C

ADRIANE D. CROUSE, Secretary.

AN ACT

To repeal section 178.550, RSMo, and to enact in lieu thereof two new sections relating to career and technical education.

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

Section A. Section 178.550, RSMo, is repealed and two new sections
2 enacted in lieu thereof, to be known as sections 170.029 and 178.550, to read as
3 follows:

**170.029. 1. The state board of education, in consultation with the
2 career and technical education advisory council as established in
3 section 178.550, shall establish minimum requirements for a career and
4 technical education (CTE) certificate that a student can earn in
5 addition to his or her high school graduation diploma. Students
6 entering high school in school year 2017-2018 and thereafter shall be
7 eligible to earn a CTE certificate.**

8 **2. The state board of education shall establish CTE requirements
9 intended to provide students with the necessary technical
10 employability skills to be prepared for an entry-level career in a
11 technical field or additional training in a technical field. The
12 provisions of this section shall not be considered a means for tracking
13 students in order to impel students to particular vocational, career, or
14 college paths. The state board of education shall work with local school
15 districts to ensure that tracking does not occur. For purposes of this
16 section, "tracking" means separating pupils by academic ability into
17 groups for all subjects or certain classes and curriculum.**

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

18 **3. Each local school district shall determine the curriculum,**
19 **programs of study, and course offerings based on the needs and**
20 **interests of the students in the district. As required by Missouri's state**
21 **plan for career education and the Missouri school improvement**
22 **program, the state board of education shall work in cooperation with**
23 **individual school districts to stipulate the minimum number of CTE**
24 **offerings. Each local school district shall strive to offer programs of**
25 **study that are economically feasible for students in the district. In**
26 **establishing CTE offerings, the district may rely on standards, technical**
27 **coursework, and skills assessments developed for industry-recognized**
28 **certificates or credentials.**

29 **4. No later than January 1, 2017, the department of elementary**
30 **and secondary education shall develop a process for recognition of a**
31 **school district's career and technical education program that offers a**
32 **career and technical education certificate.**

33 **5. The department of elementary and secondary education shall**
34 **promulgate all necessary rules and regulations for the administration**
35 **of this section. Any rule or portion of a rule, as that term is defined in**
36 **section 536.010, that is created under the authority delegated in this**
37 **section shall become effective only if it complies with and is subject to**
38 **all of the provisions of chapter 536 and, if applicable, section 536.028.**
39 **This section and chapter 536 are nonseverable, and if any of the powers**
40 **vested with the general assembly pursuant to chapter 536 to review, to**
41 **delay the effective date, or to disapprove and annul a rule are**
42 **subsequently held unconstitutional, then the grant of rulemaking**
43 **authority and any rule proposed or adopted after August 28, 2016, shall**
44 **be invalid and void.**

178.550. 1. This section shall be known and may be cited as the "Career
2 and Technical Education Student Protection Act". There is hereby established
3 the "Career and Technical Education Advisory Council" within the department
4 of elementary and secondary education.

5 **2. The advisory council shall be composed of [eleven] fifteen members**
6 **who shall be Missouri residents[, appointed by the governor with the advice and**
7 **consent of the senate]. The commissioner of education shall appoint the**
8 **following members:**

- 9 (1) A director or administrator of a career and technical education center;
10 (2) An individual from the business community with a background in

11 commerce;

12 (3) A representative from State Technical College of Missouri;

13 (4) Three current or retired career and technical education teachers who
14 also serve or served as an advisor to any of the nationally recognized career and
15 technical education student organizations of:

16 (a) DECA;

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

18 (c) FFA;

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

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

21 (f) SkillsUSA; or

22 (g) Technology Student Association (TSA);

23 (5) A representative from a business organization, association of
24 businesses, or a business coalition;

25 (6) A representative from a Missouri community college;

26 (7) A representative from Southeast Missouri State University or the
27 University of Central Missouri;

28 (8) An individual participating in an apprenticeship recognized by the
29 department of labor and industrial relations or approved by the United States
30 Department of Labor's Office of Apprenticeship;

31 (9) A school administrator or school superintendent of a school that offers
32 career and technical education.

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

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

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

37 (3) Two members shall be appointed for a term of three years;

38 (4) Three members shall be appointed for a term of four years;

39 (5) Three members shall be appointed for a term of five years.

40 4. **Four members shall be from the general assembly. The**
41 **president pro tempore of the senate shall appoint two members of the**
42 **senate of whom not more than one shall be of the same party. The**
43 **speaker of the house of representatives shall appoint two members of**
44 **the house of representatives of whom not more than one shall be of the**
45 **same party. The legislative members shall serve on the advisory**
46 **council until such time as they resign, are no longer members of the**

47 **general assembly, or are replaced by new appointments.**

48 **5.** The advisory council shall have three nonvoting ex officio members:

49 (1) A director of guidance and counseling services at the department of
50 elementary and secondary education, or a similar position if such position ceases
51 to exist;

52 (2) The director of the division of workforce development; and

53 (3) A member of the coordinating board for higher education, as selected
54 by the coordinating board.

55 **[5.] 6.** The assistant commissioner for the office of college and career
56 readiness of the department of elementary and secondary education shall provide
57 staff assistance to the advisory council.

58 **[6.] 7.** The advisory council shall meet at least four times annually. The
59 advisory council may make all rules it deems necessary to enable it to conduct its
60 meetings, elect its officers, and set the terms and duties of its officers. The
61 advisory council shall elect from among its members a chairperson, vice
62 chairperson, a secretary-reporter, and such other officers as it deems
63 necessary. Members of the advisory council shall serve without compensation but
64 may be reimbursed for actual expenses necessary to the performance of their
65 official duties for the advisory council.

66 **[7.] 8.** Any business to come before the advisory council shall be available
67 on the advisory council's internet website at least seven business days prior to the
68 start of each meeting. All records of any decisions, votes, exhibits, or outcomes
69 shall be available on the advisory council's internet website within forty-eight
70 hours following the conclusion of every meeting. Any materials prepared for the
71 members shall be delivered to the members at least five days before the meeting,
72 and to the extent such materials are public records as defined in section 610.010
73 and are not permitted to be closed under section 610.021, shall be made available
74 on the advisory council's internet website at least five business days in advance
75 of the meeting.

76 **[8.] 9.** The advisory council shall make an annual written report to the
77 state board of education and the commissioner of education regarding the
78 development, implementation, and administration of the state budget for career
79 and technical education.

80 **[9.] 10.** The advisory council shall annually submit written
81 recommendations to the state board of education and the commissioner of
82 education regarding the oversight and procedures for the handling of funds for

83 student career and technical education organizations.

84 [10.] 11. The advisory council shall:

85 (1) Develop a comprehensive statewide short- and long-range strategic
86 plan for career and technical education;

87 (2) Identify service gaps and provide advice on methods to close such gaps
88 as they relate to youth and adult employees, workforce development, and
89 employers on training needs;

90 (3) Confer with public and private entities for the purpose of promoting
91 and improving career and technical education;

92 (4) Identify legislative recommendations to improve career and technical
93 education;

94 (5) Promote coordination of existing career and technical education
95 programs;

96 (6) Adopt, alter, or repeal by its own bylaws, rules and regulations
97 governing the manner in which its business may be transacted.

98 [11.] 12. For purposes of this section, the department of elementary and
99 secondary education shall provide such documentation and information as to
100 allow the advisory council to be effective.

101 [12.] 13. For purposes of this section, "advisory council" shall mean the
102 career and technical education advisory council.

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