

CONFERENCE COMMITTEE SUBSTITUTE

FOR

HOUSE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 743

AN ACT

To repeal sections 160.011, 160.041, 160.410, 161.072, 161.106, 161.217, 162.401, 162.720, 163.018, 163.021, 163.073, 164.011, 167.225, 171.029, 171.031, 171.033, 178.930, and 304.060, RSMo, and to enact in lieu thereof twenty-four new sections relating to elementary and secondary education, with an effective date for a certain section.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

1 Section A. Sections 160.011, 160.041, 160.410, 161.072,
2 161.106, 161.217, 162.401, 162.720, 163.018, 163.021, 163.073,
3 164.011, 167.225, 171.029, 171.031, 171.033, 178.930, and
4 304.060, RSMo, are repealed and twenty-four new sections enacted
5 in lieu thereof, to be known as sections 160.011, 160.041,
6 160.410, 160.572, 161.026, 161.072, 161.106, 161.217, 162.401,
7 162.720, 162.722, 163.018, 163.021, 163.073, 164.011, 167.128,
8 167.225, 167.902, 168.024, 168.770, 171.031, 171.033, 178.931,
9 and 304.060, to read as follows:

10 160.011. As used in chapters 160, 161, 162, 163, 164, 165,
11 167, 168, 170, 171, 177 and 178, the following terms mean:

12 (1) "District" or "school district", when used alone, may
13 include seven-director, urban, and metropolitan school districts;

14 (2) "Elementary school", a public school giving instruction

1 in a grade or grades not higher than the eighth grade;

2 (3) "Family literacy programs", services of sufficient
3 intensity in terms of hours, and of sufficient duration, to make
4 sustainable changes in families that include:

5 (a) Interactive literacy activities between parents and
6 their children;

7 (b) Training of parents regarding how to be the primary
8 teacher of their children and full partners in the education of
9 their children;

10 (c) Parent literacy training that leads to high school
11 completion and economic self sufficiency; and

12 (d) An age-appropriate education to prepare children of all
13 ages for success in school;

14 (4) "Graduation rate", the quotient of the number of
15 graduates in the current year as of June thirtieth divided by the
16 sum of the number of graduates in the current year as of June
17 thirtieth plus the number of twelfth graders who dropped out in
18 the current year plus the number of eleventh graders who dropped
19 out in the preceding year plus the number of tenth graders who
20 dropped out in the second preceding year plus the number of ninth
21 graders who dropped out in the third preceding year;

22 (5) "High school", a public school giving instruction in a
23 grade or grades not lower than the ninth nor higher than the
24 twelfth grade;

25 (6) "Metropolitan school district", any school district the
26 boundaries of which are coterminous with the limits of any city
27 which is not within a county;

28 (7) "Public school" includes all elementary and high

1 schools operated at public expense;

2 (8) "School board", the board of education having general
3 control of the property and affairs of any school district;

4 (9) "School term", a minimum of one hundred seventy-four
5 school days, as that term is defined in section 160.041, for
6 schools with a five-day school week or a minimum of one hundred
7 forty-two school days, as that term is defined in section
8 160.041, for schools with a four-day school week, and one
9 thousand forty-four hours of actual pupil attendance as scheduled
10 by the board pursuant to section 171.031 during a twelve-month
11 period in which the academic instruction of pupils is actually
12 and regularly carried on for a group of students in the public
13 schools of any school district. In school year 2019-20 and
14 subsequent years, one thousand forty-four hours of actual pupil
15 attendance shall be required with no minimum number of school
16 days required. A school term may be within a school year or may
17 consist of parts of two consecutive school years, but does not
18 include summer school. A district may choose to operate two or
19 more terms for different groups of children. A school term for
20 students participating in a school flex program as established in
21 section 160.539 may consist of a combination of actual pupil
22 attendance and attendance at college or technical career
23 education or approved employment aligned with the student's
24 career academic plan for a total of [one thousand forty-four] the
25 required number of hours as provided in this subdivision;

26 (10) "Secretary", the secretary of the board of a school
27 district;

28 (11) "Seven-director district", any school district which

1 has seven directors and includes urban districts regardless of
2 the number of directors an urban district may have unless
3 otherwise provided by law;

4 (12) "Taxpayer", any individual who has paid taxes to the
5 state or any subdivision thereof within the immediately preceding
6 twelve-month period or the spouse of such individual;

7 (13) "Town", any town or village, whether or not
8 incorporated, the plat of which has been filed in the office of
9 the recorder of deeds of the county in which it is situated;

10 (14) "Urban school district", any district which includes
11 more than half of the population or land area of any city which
12 has not less than seventy thousand inhabitants, other than a city
13 which is not within a county.

14 160.041. 1. The "minimum school day" consists of three
15 hours for schools with a five-day school week or four hours for
16 schools with a four-day school week in which the pupils are under
17 the guidance and direction of teachers in the teaching process.
18 A "school month" consists of four weeks of five days each for
19 schools with a five-day school week or four weeks of four days
20 each for schools with a four-day school week. In school year
21 2019-20 and subsequent years, no minimum number of school days
22 shall be required, and "school day" shall mean any day in which,
23 for any amount of time, pupils are under the guidance and
24 direction of teachers in the teaching process. The "school year"
25 commences on the first day of July and ends on the thirtieth day
26 of June following.

27 2. Notwithstanding the provisions of subsection 1 of this
28 section, the commissioner of education is authorized to reduce

1 the required number of hours [and] or days in which the pupils
2 are under the guidance and direction of teachers in the teaching
3 process if:

4 (1) There is damage to or destruction of a public school
5 facility which requires the dual utilization of another school
6 facility; or

7 (2) Flooding or other inclement weather as defined in
8 subsection 1 of section 171.033 prevents students from attending
9 the public school facility.

10
11 Such reduction shall not extend beyond two calendar years in
12 duration.

13 160.410. 1. A charter school shall enroll:

14 (1) All pupils resident in the district in which it
15 operates;

16 (2) Nonresident pupils eligible to attend a district's
17 school under an urban voluntary transfer program;

18 (3) Nonresident pupils who transfer from an unaccredited
19 district under section 167.131, provided that the charter school
20 is an approved charter school, as defined in section 167.131, and
21 subject to all other provisions of section 167.131;

22 (4) In the case of a charter school whose mission includes
23 student drop-out prevention or recovery, any nonresident pupil
24 from the same or an adjacent county who resides in a residential
25 care facility, a transitional living group home, or an
26 independent living program whose last school of enrollment is in
27 the school district where the charter school is established, who
28 submits a timely application; and

1 (5) In the case of a workplace charter school, any student
2 eligible to attend under subdivision (1) or (2) of this
3 subsection whose parent is employed in the business district, who
4 submits a timely application, unless the number of applications
5 exceeds the capacity of a program, class, grade level or
6 building. The configuration of a business district shall be set
7 forth in the charter and shall not be construed to create an
8 undue advantage for a single employer or small number of
9 employers.

10 2. If capacity is insufficient to enroll all pupils who
11 submit a timely application, the charter school shall have an
12 admissions process that assures all applicants of an equal chance
13 of gaining admission and does not discriminate based on parents'
14 ability to pay fees or tuition except that:

15 (1) A charter school may establish a geographical area
16 around the school whose residents will receive a preference for
17 enrolling in the school, provided that such preferences do not
18 result in the establishment of racially or socioeconomically
19 isolated schools and provided such preferences conform to
20 policies and guidelines established by the state board of
21 education;

22 (2) A charter school may also give a preference for
23 admission of children whose siblings attend the school or whose
24 parents are employed at the school or in the case of a workplace
25 charter school, a child whose parent is employed in the business
26 district or at the business site of such school; and

27 (3) Charter [alternative and special purpose] schools may
28 also give a preference for admission to high-risk students, as

1 defined in subdivision (5) of subsection 2 of section 160.405,
2 when the school targets these students through its proposed
3 mission, curriculum, teaching methods, and services.

4 3. A charter school shall not limit admission based on
5 race, ethnicity, national origin, disability, income level,
6 proficiency in the English language or athletic ability, but may
7 limit admission to pupils within a given age group or grade
8 level. Charter schools may limit admission based on gender only
9 when the school is a single-gender school. Students of a charter
10 school who have been enrolled for a full academic year shall be
11 counted in the performance of the charter school on the statewide
12 assessments in that calendar year, unless otherwise exempted as
13 English language learners. For purposes of this subsection,
14 "full academic year" means the last Wednesday in September
15 through the administration of the Missouri assessment program
16 test without transferring out of the school and re-enrolling.

17 4. A charter school shall make available for public
18 inspection, and provide upon request, to the parent, guardian, or
19 other custodian of any school-age pupil resident in the district
20 in which the school is located the following information:

21 (1) The school's charter;

22 (2) The school's most recent annual report card published
23 according to section 160.522;

24 (3) The results of background checks on the charter
25 school's board members; and

26 (4) If a charter school is operated by a management
27 company, a copy of the written contract between the governing
28 board of the charter school and the educational management

1 organization or the charter management organization for services.
2 The charter school may charge reasonable fees, not to exceed the
3 rate specified in section 610.026 for furnishing copies of
4 documents under this subsection.

5 5. When a student attending a charter school who is a
6 resident of the school district in which the charter school is
7 located moves out of the boundaries of such school district, the
8 student may complete the current semester and shall be considered
9 a resident student. The student's parent or legal guardian shall
10 be responsible for the student's transportation to and from the
11 charter school.

12 6. If a change in school district boundary lines occurs
13 under section 162.223, 162.431, 162.441, or 162.451, or by action
14 of the state board of education under section 162.081, including
15 attachment of a school district's territory to another district
16 or dissolution, such that a student attending a charter school
17 prior to such change no longer resides in a school district in
18 which the charter school is located, then the student may
19 complete the current academic year at the charter school. The
20 student shall be considered a resident student. The student's
21 parent or legal guardian shall be responsible for the student's
22 transportation to and from the charter school.

23 7. The provisions of sections 167.018 and 167.019
24 concerning foster children's educational rights are applicable to
25 charter schools.

26 160.572. 1. For purposes of this section, the following
27 terms shall mean:

28 (1) "ACT assessment", the ACT assessment or the ACT Plus

1 Writing assessment;

2 (2) "WorkKeys", the ACT WorkKeys assessments required for
3 the National Career Readiness Certificate.

4 2. (1) In any school year in which the department of
5 elementary and secondary education directs a state-funded census
6 administration of the ACT assessment to any group of students,
7 any student who would be allowed or required to participate in
8 the census administration shall receive the opportunity, on any
9 date within three months before the census administration, to
10 participate in a state-funded administration of WorkKeys.

11 (2) Any student who participated in a state-funded
12 administration of WorkKeys as described under subdivision (1) of
13 this subsection shall not participate in any state-funded census
14 administration of the ACT assessment.

15 (3) The department of elementary and secondary education
16 shall not require school districts or charter schools to
17 administer the ACT assessment to any student who participated in
18 a state-funded administration of WorkKeys as described under
19 subdivision (1) of this subsection.

20 3. (1) In any school year in which a school district
21 directs the administration of the ACT assessment to any group of
22 its students to be funded by the district, any student who would
23 be allowed or required to participate in the district-funded
24 administration shall receive the opportunity, on any date within
25 three months before the administration, to participate in an
26 administration of WorkKeys funded by the school district.

27 (2) Nothing in this section shall require a school district
28 to fund the administration of the ACT assessment to any student

1 who participated in a district-funded administration of WorkKeys
2 as described under subdivision (1) of this subsection.

3 161.026. 1. Notwithstanding the provisions of section
4 161.032 or any other provision of law, the governor shall, by and
5 with the advice and consent of the senate, appoint a teacher
6 representative to the state board of education who shall attend
7 all meetings and participate in all deliberations of the board.
8 The teacher representative shall not have the right to vote on
9 any matter before the board or be counted in establishing a
10 quorum under section 161.082.

11 2. The teacher representative shall be an active classroom
12 teacher. For purposes of this section, "active classroom
13 teacher" means a resident of the state of Missouri who is a full-
14 time teacher with at least five years of teaching experience in
15 the state of Missouri, who is certified to teach under the laws
16 governing the certification of teachers in Missouri, and who is
17 not on leave at the time of the appointment to the position of
18 teacher representative. The teacher representative shall have
19 the written support of the local school board prior to accepting
20 the appointment.

21 3. The term of the teacher representative shall be four
22 years, and appointments made under this section shall be made in
23 rotation from each congressional district beginning with the
24 first congressional district and continuing in numerical order.

25 4. If a vacancy occurs for any reason in the position of
26 teacher representative, the governor shall appoint, by and with
27 the advice and consent of the senate, a replacement for the
28 unexpired term. Such replacement shall be a resident of the same

1 congressional district as the teacher representative being
2 replaced, shall meet the qualifications set forth under
3 subsection 2 of this section, and shall serve until his or her
4 successor is appointed and qualified. If the general assembly is
5 not in session at the time for making an appointment, the
6 governor shall make a temporary appointment until the next
7 session of the general assembly, when the governor shall nominate
8 a person to fill the position of teacher representative.

9 5. If the teacher representative ceases to be an active
10 classroom teacher, as defined under subsection 2 of this section,
11 or fails to follow the board's attendance policy, the teacher
12 representative's position shall immediately become vacant unless
13 an absence is caused by sickness or some accident preventing the
14 teacher representative's arrival at the time and place appointed
15 for the meeting.

16 6. The teacher representative shall receive the same
17 reimbursement for expenses as members of the state board of
18 education receive under section 161.022.

19 7. At no time shall more than one nonvoting member serve on
20 the state board of education.

21 8. The provisions of this section shall expire on August
22 28, 2025.

23 161.072. 1. The state board of education shall meet
24 semiannually in December and in June in Jefferson City. Other
25 meetings may be called by the president of the board on seven
26 days' written notice to the members. In the absence of the
27 president, the commissioner of education shall call a meeting on
28 request of three members of the board, and if both the president

1 and the commissioner of education are absent or refuse to call a
2 meeting, any three members of the board may call a meeting by
3 similar notices in writing. The business to come before the
4 board shall be available by free electronic record at least seven
5 business days prior to the start of each meeting. All records of
6 any decisions, votes, exhibits, or outcomes shall be available by
7 free electronic media within forty-eight hours following the
8 conclusion of every meeting. Any materials prepared for the
9 members of the board by the staff shall be delivered to the
10 members at least five days before the meeting, and to the extent
11 such materials are public records as defined in section 610.010
12 and are not permitted to be closed under section 610.021, shall
13 be made available by free electronic media at least five business
14 days in advance of the meeting.

15 2. Upon an affirmative vote of the members of the board who
16 are present and who are not teacher representatives, a given
17 meeting closed under sections 610.021 and 610.022 shall be closed
18 to the teacher representative.

19 161.106. 1. The department of elementary and secondary
20 education shall provide staffing support including but not
21 limited to statewide coordination for career and technical
22 student organizations' activities that are an integral part of
23 the instructional educational curriculum for career and technical
24 education programs approved by the department. Such career and
25 technical organizations shall include, but not be limited to, the
26 nationally recognized organizations of DECA, FBLA, FFA, FCCLA,
27 HOSA, SkillsUSA, and TSA.

28 2. The department of elementary and secondary education

1 shall [continue to] handle the funds from the career and
2 technical student organizations [in the same manner as it did
3 during school year 2011-12], with department personnel
4 maintaining responsibility for the receipt and disbursement of
5 funds. The department may ensure accountability and transparency
6 by requiring the career and technical student organizations to
7 provide sworn affidavits annually by personnel in the
8 organization who are responsible for such funds as to the proper
9 receipt and disbursement of such funds.

10 161.217. 1. The department of elementary and secondary
11 education, in collaboration with the Missouri Head Start State
12 Collaboration Office and the departments of health and senior
13 services, mental health, and social services, shall develop, as a
14 three-year pilot program, a voluntary early learning quality
15 assurance report. The early learning quality assurance report
16 shall be developed based on evidence-based practices.

17 2. Participation in the early learning quality assurance
18 report pilot program shall be voluntary for any licensed or
19 license-exempt early learning providers that are center-based or
20 home-based and are providing services for children from any ages
21 from birth up to kindergarten.

22 3. The early learning quality assurance report may include,
23 but is not limited to, information regarding staff
24 qualifications, instructional quality, professional development,
25 health and safety standards, parent engagement, and community
26 engagement.

27 4. The early learning quality assurance report shall not be
28 used for enforcement of compliance with any law or for any

1 punitive purposes.

2 5. The department of elementary and secondary education
3 shall promulgate all necessary rules and regulations for the
4 administration of this section. Any rule or portion of a rule,
5 as that term is defined in section 536.010, that is created under
6 the authority delegated in this section shall become effective
7 only if it complies with and is subject to all of the provisions
8 of chapter 536 and, if applicable, section 536.028. This section
9 and chapter 536 are nonseverable and if any of the powers vested
10 with the general assembly pursuant to chapter 536 to review, to
11 delay the effective date, or to disapprove and annul a rule are
12 subsequently held unconstitutional, then the grant of rulemaking
13 authority and any rule proposed or adopted after August 28, 2016,
14 shall be invalid and void.

15 6. Under section 23.253 of the Missouri sunset act:

16 (1) The provisions of the new program authorized under this
17 section shall automatically sunset three years after August 28,
18 ~~[2016]~~ 2019, unless reauthorized by an act of the general
19 assembly; and

20 (2) If such program is reauthorized, the program authorized
21 under this section shall automatically sunset three years after
22 the effective date of the reauthorization of this section; and

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

26 162.401. The treasurer, before entering upon the discharge
27 of his duties, shall enter into a bond to the state of Missouri,
28 with ~~[two]~~ one or more sureties, to be approved by the board,

1 conditioned that he will render a faithful and just account of
2 all money that comes into his hands as treasurer, and otherwise
3 perform the duties of his office according to law. The bond
4 shall be filed with the secretary of the board. The treasurer
5 shall be the custodian of all school moneys derived from taxation
6 for school purposes in the district until paid out on the order
7 of the board, and on breach of the conditions of the bond, the
8 secretary of the board, or any resident of the school district,
9 may cause suit to be brought thereon. The suit shall be
10 prosecuted in the name of the state of Missouri, at the relation
11 and to the use of the proper school district.

12 162.720. 1. Where a sufficient number of children are
13 determined to be gifted and their development requires programs
14 or services beyond the level of those ordinarily provided in
15 regular public school programs, districts may establish special
16 programs for such gifted children.

17 2. The state board of education shall determine standards
18 for such programs. Approval of such programs shall be made by
19 the state department of elementary and secondary education based
20 upon project applications submitted by July fifteenth of each
21 year.

22 3. No district shall make a determination as to whether a
23 child is gifted based on the child's participation in an advanced
24 placement course or international baccalaureate course.
25 Districts shall determine a child is gifted only if the child
26 meets the definition of gifted children as provided in section
27 162.675.

28 4. Any district with a gifted education program approved

1 under subsection 2 of this section shall have a policy, approved
2 by the board of education of the district, that establishes a
3 process that outlines the procedures and conditions under which
4 parents or guardians may request a review of the decision that
5 determined that their child did not qualify to receive services
6 through the district's gifted education program.

7 5. School districts and school district employees shall be
8 immune from liability for any and all acts or omissions relating
9 to the decision that a child did not qualify to receive services
10 through the district's gifted education program.

11 162.722. 1. Each school district shall establish a policy,
12 approved by the board of education of the district, that allows
13 acceleration for students who demonstrate:

14 (1) Advanced performance or potential for advanced
15 performance; and

16 (2) The social and emotional readiness for acceleration.

17 2. The policy shall allow, for students described in this
18 section, at least the following types of acceleration:

19 (1) Subject acceleration; and

20 (2) Whole grade acceleration.

21 163.018. 1. (1) Notwithstanding the definition of
22 "average daily attendance" in subdivision (2) of section 163.011
23 to the contrary, pupils between the ages of three and five who
24 are eligible for free and reduced price lunch and attend an early
25 childhood education program that is operated by and in a district
26 or by a charter school that has declared itself as a local
27 educational agency providing full-day kindergarten and that meets
28 standards established by the state board of education shall be

1 included in the district's or charter school's calculation of
2 average daily attendance. The total number of such pupils
3 included in the district's or charter school's calculation of
4 average daily attendance shall not exceed four percent of the
5 total number of pupils who are eligible for free and reduced
6 price lunch between the ages of five and eighteen who are
7 included in the district's or charter school's calculation of
8 average daily attendance.

9 (2) If a pupil described under subdivision (1) of this
10 subsection leaves an early childhood education program during the
11 school year, a district or charter school shall be allowed to
12 fill the vacant enrollment spot with another pupil between the
13 ages of three and five who is eligible for free and reduced price
14 lunch without affecting the district's or charter school's
15 calculation of average daily attendance.

16 2. (1) For any district that has been declared
17 unaccredited by the state board of education and remains
18 unaccredited as of July 1, 2015, and for any charter school
19 located in said district, the provisions of subsection 1 of this
20 section shall become applicable during the 2015-16 school year.

21 (2) For any district that is declared unaccredited by the
22 state board of education after July 1, 2015, and for any charter
23 school located in said district, the provisions of subsection 1
24 of this section shall become applicable immediately upon such
25 declaration.

26 (3) For any district that has been declared provisionally
27 accredited by the state board of education and remains
28 provisionally accredited as of July 1, 2016, and for any charter

1 school located in said district, the provisions of subsection 1
2 of this section shall become applicable beginning in the 2016-17
3 school year.

4 (4) For any district that is declared provisionally
5 accredited by the state board of education after July 1, 2016,
6 and for any charter school located in said district, the
7 provisions of this section shall become applicable beginning in
8 the 2016-17 school year or immediately upon such declaration,
9 whichever is later.

10 (5) For all other districts and charter schools, the
11 provisions of subsection 1 of this section shall become effective
12 in any school year subsequent to a school year in which the
13 amount appropriated for subsections 1 and 2 of section 163.031 is
14 equal to or exceeds the amount necessary to fund the entire
15 entitlement calculation determined by subsections 1 and 2 of
16 section 163.031, and shall remain effective in all school years
17 thereafter, irrespective of the amount appropriated for
18 subsections 1 and 2 of section 163.031 in any succeeding year.

19 3. This section shall not require school attendance beyond
20 that mandated under section 167.031 and shall not change or amend
21 the provisions of sections 160.051, 160.053, 160.054, and 160.055
22 relating to kindergarten attendance.

23 163.021. 1. A school district shall receive state aid for
24 its education program only if it:

25 (1) Provides for a minimum of one hundred seventy-four days
26 and one thousand forty-four hours of actual pupil attendance in a
27 term scheduled by the board pursuant to section 160.041 for each
28 pupil or group of pupils, except that the board shall provide a

1 minimum of one hundred seventy-four days and five hundred twenty-
2 two hours of actual pupil attendance in a term for kindergarten
3 pupils. If any school is dismissed because of inclement weather
4 after school has been in session for three hours, that day shall
5 count as a school day including afternoon session kindergarten
6 students. When the aggregate hours lost in a term due to
7 inclement weather decreases the total hours of the school term
8 below the required minimum number of hours by more than twelve
9 hours for all-day students or six hours for one-half-day
10 kindergarten students, all such hours below the minimum must be
11 made up in one-half day or full day additions to the term, except
12 as provided in section 171.033. In school year 2019-20 and
13 subsequent years, one thousand forty-four hours of actual pupil
14 attendance with no minimum number of school days shall be
15 required for each pupil or group of pupils; except that, the
16 board shall provide a minimum of five hundred twenty-two hours of
17 actual pupil attendance in a term for kindergarten pupils with no
18 minimum number of school days;

19 (2) Maintains adequate and accurate records of attendance,
20 personnel and finances, as required by the state board of
21 education, which shall include the preparation of a financial
22 statement which shall be submitted to the state board of
23 education the same as required by the provisions of section
24 165.111 for districts;

25 (3) Levies an operating levy for school purposes of not
26 less than one dollar and twenty-five cents after all adjustments
27 and reductions on each one hundred dollars assessed valuation of
28 the district; and

1 (4) Computes average daily attendance as defined in
2 subdivision (2) of section 163.011 as modified by section
3 171.031. Whenever there has existed within the district an
4 infectious disease, contagion, epidemic, plague or similar
5 condition whereby the school attendance is substantially reduced
6 for an extended period in any school year, the apportionment of
7 school funds and all other distribution of school moneys shall be
8 made on the basis of the school year next preceding the year in
9 which such condition existed.

10 2. For the 2006-07 school year and thereafter, no school
11 district shall receive more state aid, as calculated under
12 subsections 1 and 2 of section 163.031, for its education
13 program, exclusive of categorical add-ons, than it received per
14 weighted average daily attendance for the school year 2005-06
15 from the foundation formula, line 14, gifted, remedial reading,
16 exceptional pupil aid, fair share, and free textbook payment
17 amounts, unless it has an operating levy for school purposes, as
18 determined pursuant to section 163.011, of not less than two
19 dollars and seventy-five cents after all adjustments and
20 reductions. Any district which is required, pursuant to Article
21 X, Section 22 of the Missouri Constitution, to reduce its
22 operating levy below the minimum tax rate otherwise required
23 under this subsection shall not be construed to be in violation
24 of this subsection for making such tax rate reduction. Pursuant
25 to Section 10(c) of Article X of the state constitution, a school
26 district may levy the operating levy for school purposes required
27 by this subsection less all adjustments required pursuant to
28 Article X, Section 22 of the Missouri Constitution if such rate

1 does not exceed the highest tax rate in effect subsequent to the
2 1980 tax year. Nothing in this section shall be construed to
3 mean that a school district is guaranteed to receive an amount
4 not less than the amount the school district received per
5 eligible pupil for the school year 1990-91. The provisions of
6 this subsection shall not apply to any school district located in
7 a county of the second classification which has a nuclear power
8 plant located in such district or to any school district located
9 in a county of the third classification which has an electric
10 power generation unit with a rated generating capacity of more
11 than one hundred fifty megawatts which is owned or operated or
12 both by a rural electric cooperative except that such school
13 districts may levy for current school purposes and capital
14 projects an operating levy not to exceed two dollars and seventy-
15 five cents less all adjustments required pursuant to Article X,
16 Section 22 of the Missouri Constitution.

17 3. No school district shall receive more state aid, as
18 calculated in section 163.031, for its education program,
19 exclusive of categorical add-ons, than it received per eligible
20 pupil for the school year 1993-94, if the state board of
21 education determines that the district was not in compliance in
22 the preceding school year with the requirements of section
23 163.172, until such time as the board determines that the
24 district is again in compliance with the requirements of section
25 163.172.

26 4. No school district shall receive state aid, pursuant to
27 section 163.031, if such district was not in compliance, during
28 the preceding school year, with the requirement, established

1 pursuant to section 160.530 to allocate revenue to the
2 professional development committee of the district.

3 5. No school district shall receive more state aid, as
4 calculated in subsections 1 and 2 of section 163.031, for its
5 education program, exclusive of categorical add-ons, than it
6 received per weighted average daily attendance for the school
7 year 2005-06 from the foundation formula, line 14, gifted,
8 remedial reading, exceptional pupil aid, fair share, and free
9 textbook payment amounts, if the district did not comply in the
10 preceding school year with the requirements of subsection 5 of
11 section 163.031.

12 6. Any school district that levies an operating levy for
13 school purposes that is less than the performance levy, as such
14 term is defined in section 163.011, shall provide written notice
15 to the department of elementary and secondary education asserting
16 that the district is providing an adequate education to the
17 students of such district. If a school district asserts that it
18 is not providing an adequate education to its students, such
19 inadequacy shall be deemed to be a result of insufficient local
20 effort. The provisions of this subsection shall not apply to any
21 special district established under sections 162.815 to 162.940.

22 163.073. 1. When an education program, as approved under
23 section 219.056, is provided for pupils by the division of youth
24 services in one of the facilities operated by the division for
25 children who have been assigned there by the courts, the division
26 of youth services shall be entitled to state aid for pupils being
27 educated by the division of youth services in an amount to be
28 determined as follows: the total amount apportioned to the

1 division of youth services shall be an amount equal to the
2 average per weighted average daily attendance amount apportioned
3 for the preceding school year under section 163.031, multiplied
4 by the number of full-time equivalent students served by
5 facilities operated by the division of youth services. The
6 number of full-time equivalent students shall be determined by
7 dividing by one hundred seventy-four days the number of student-
8 days of education service provided by the division of youth
9 services to elementary and secondary students who have been
10 assigned to the division by the courts and who have been
11 determined as inappropriate for attendance in a local public
12 school. A student day shall mean one day of education services
13 provided for one student. In school year 2019-20 and subsequent
14 years, the number of full-time equivalent students shall be the
15 quotient of the number of student-hours of education service
16 provided by the division of youth services to elementary and
17 secondary students who have been assigned to the division by the
18 courts, and who have been determined as inappropriate for
19 attendance in a local public school, divided by one thousand
20 forty-four hours. A student hour shall mean one hour of
21 education services provided for one student. In addition, other
22 provisions of law notwithstanding, the division of youth services
23 shall be entitled to funds under section 163.087. The number of
24 full-time equivalent students as defined in this section shall be
25 considered as "September membership" and as "average daily
26 attendance" for the apportioning of funds under section 163.087.

27 2. The educational program approved under section 219.056
28 as provided for pupils by the division of youth services shall

1 qualify for funding for those services provided to handicapped or
2 severely handicapped children. The department of elementary and
3 secondary education shall cooperate with the division of youth
4 services in arriving at an equitable funding for the services
5 provided to handicapped children in the facilities operated by
6 the division of youth services.

7 3. Each local school district or special school district
8 constituting the domicile of a child placed in programs or
9 facilities operated by the division of youth services or residing
10 in another district pursuant to assignment by the division of
11 youth services shall pay toward the per pupil cost of educational
12 services provided by the serving district or agency an amount
13 equal to the average sum produced per child by the local tax
14 effort of that district. A special school district shall pay the
15 average sum produced per child by the local tax efforts of the
16 component districts. This amount paid by the local school
17 district or the special school district shall be on the basis of
18 full-time equivalence as determined in section 163.011, not to
19 exceed the actual per pupil local tax effort.

20 164.011. 1. The school board of each district annually
21 shall prepare an estimate of the amount of money to be raised by
22 taxation for the ensuing school year, the rate required to
23 produce the amount, and the rate necessary to sustain the school
24 or schools of the district for the ensuing school year, to meet
25 principal and interest payments on the bonded debt of the
26 district and to provide the funds to meet other legitimate
27 district purposes. In preparing the estimate, the board shall
28 have sole authority in determining what part of the total

1 authorized rate shall be used to provide revenue for each of the
2 funds as authorized by section 165.011. Prior to setting tax
3 rates for the teachers' and incidental funds, the school board of
4 each school district annually shall set the tax rate for the
5 capital projects fund as necessary to meet the expenditures of
6 the capital projects fund after all transfers allowed pursuant to
7 subsection 4 of section 165.011. Furthermore the tax rate set in
8 the capital projects fund shall not require the reduction of the
9 equalized combined tax rates for the teachers' and incidental
10 funds to be less than the greater of the minimum operating levy
11 for the current year for school purposes established under
12 subsection 2 of section 163.021.

13 2. The school board of each district shall forward the
14 estimate to the county clerk on or before September first. In
15 school districts divided by county lines, the estimate shall be
16 forwarded to the proper officer of each county in which any part
17 of the district lies.

18 3. When revising its tax rate each year, the aggregate
19 increase in the valuation of property assessed by the state tax
20 commission for the current year over that of the previous year
21 shall be considered new construction and improvement.

22 4. The department of elementary and secondary education and
23 any other government agency involved in the tax rate process
24 shall update the necessary forms, reports, and documents in order
25 to implement the provisions of this section.

26 167.128. 1. If a school district contains a facility that
27 serves neglected or delinquent children residing in a court-
28 ordered group home, an institution for neglected children, or an

1 institution for delinquent children, the department of elementary
2 and secondary education shall be prohibited from creating any
3 report or publication related to the Missouri school improvement
4 program, or any successor program, in which data from the
5 district's regularly enrolled pupils is aggregated with data from
6 the children residing in such facilities.

7 2. Nothing in this section shall exempt the district in
8 which a facility described in this section is located from
9 providing educational services according to federal law.
10 However, for accountability purposes under state and federal law,
11 the department of elementary and secondary education shall not
12 count the students residing in any such facility as part of the
13 school district in which the facility is located, but shall
14 instead aggregate all neglected and delinquent children residing
15 in facilities described in this section and issue any reports as
16 if the students and facilities were their own separate local
17 educational agency.

18 167.225. 1. As used in this section, the following terms
19 mean:

20 (1) ["Blind persons", individuals who:

21 (a) Have a visual acuity of 20/200 or less in the better
22 eye with conventional correction, or have a limited field of
23 vision such that the widest diameter of the visual field subtends
24 an angular distance not greater than twenty degrees; or

25 (b) Have a reasonable expectation of visual deterioration;
26 or

27 (c) Cannot read printed material at a competitive rate of
28 speed and with facility due to lack of visual acuity;

1 (2)] "Braille", the system of reading and writing through
2 touch [commonly known as standard English braille];

3 [(3)] (2) "Student", any student who [is blind or any
4 student eligible for special education services for visually
5 impaired as defined in P.L. 94-142] has an impairment in vision
6 that, even with correction, adversely affects a child's
7 educational performance and who is determined eligible for
8 special education services under the Individuals with
9 Disabilities Education Act.

10 2. All students [may] shall receive instruction in braille
11 reading and writing as part of their individualized education
12 plan unless the individual education program team determines,
13 after an evaluation of a student's reading and writing skills,
14 needs, and appropriate reading and writing media, including an
15 evaluation of the student's future needs for instruction in
16 braille or the use of braille, that instruction in braille or the
17 use of braille is not appropriate. No student shall be denied
18 [the opportunity of] instruction in braille reading and writing
19 solely because the student has some remaining vision.

20 3. Instruction in braille reading and writing shall be
21 sufficient to enable each student to communicate effectively and
22 efficiently at a level commensurate with [his] the student's
23 sighted peers of comparable grade level and intellectual
24 functioning. The student's individualized education plan shall
25 specify:

26 (1) How braille will be implemented as the primary mode for
27 learning through integration with normal classroom activities.
28 If braille will not be provided to a child who is blind, the

1 reason for not incorporating it in the individualized education
2 plan shall be documented therein;

3 (2) The date on which braille instruction will commence;

4 (3) The level of competency in braille reading and writing
5 to be achieved by the end of the period covered by the
6 individualized education plan; and

7 (4) The duration of each session.

8 4. As part of the certification process, teachers certified
9 in the education of blind and visually impaired children shall be
10 required to demonstrate competence in reading and writing
11 braille. The department of elementary and secondary education
12 shall adopt assessment procedures to assess such competencies
13 which are consistent with standards adopted by the National
14 Library Service for the Blind and Physically Handicapped, Library
15 of Congress, Washington, D. C.

16 167.902. 1. The department of economic development shall
17 annually identify occupations in which a critical need or
18 shortage of trained personnel exists in the labor markets in this
19 state and provide such information to the state board of
20 education. Upon receipt of such data, the state board of
21 education shall, in collaboration with the department of economic
22 development, compile the following data and information:

23 (1) Information on how to obtain industry-recognized
24 certificates and credentials;

25 (2) Information on how to obtain a license and the
26 requirements for a license when licensure is required for an
27 occupation;

28 (3) Access to assessments and interest inventories that

1 provide insight into the types of careers that would be suitable
2 for students;

3 (4) Resources that describe the types of skills and
4 occupations most in demand in the current job market and those
5 skills and occupations likely to be in high demand in future
6 years;

7 (5) Resources that describe the typical salaries for
8 occupations and salary trends;

9 (6) Information on how to obtain financial assistance for
10 postsecondary education;

11 (7) Information on how to choose a college, school, or
12 apprenticeship that aligns with the student's career goals and
13 values;

14 (8) Information on self-employment;

15 (9) Resources related to creating a resume, interviewing,
16 networking, and finding job opportunities; and

17 (10) Information on the skills and traits necessary to
18 succeed in various careers.

19 2. The educational materials and data derived from the
20 state board of education's collaboration with the department of
21 economic development under subsection 1 of this section shall be
22 distributed by the board to each high school in this state for
23 the purpose of emphasizing areas of critical workforce needs and
24 shortages in the labor markets in this state to high school
25 students to support such students' career pathway decisions.
26 Each high school shall provide its students with the information
27 provided to the school by the state board of education before
28 November first of every school year.

1 168.024. 1. For purposes of this section, "local business
2 externship" means an experience in which a teacher, supervised by
3 his or her school or school district, gains practical experience
4 at a business in the local community in which the teacher is
5 employed through observation and interaction with employers and
6 employees who are working on issues related to subjects taught by
7 the teacher.

8 2. Any hours spent in a local business externship shall
9 count as contact hours of professional development under section
10 168.021.

11 168.770. 1. For purposes of this section, the following
12 terms mean:

13 (1) "School librarian", a teacher who holds a certificate
14 of license to teach under section 168.021 and is certified as a
15 library media specialist by the department of elementary and
16 secondary education;

17 (2) "School library information and technology program", a
18 school-based program that is staffed by a school librarian and
19 that provides a broad, flexible array of services, resources, and
20 instruction that support student mastery of the essential
21 academic learning requirements and state standards in all subject
22 areas and the implementation of any school improvement plan of
23 the district.

24 2. Before July 1, 2019, the department of elementary and
25 secondary education shall develop a process for recognition of a
26 district's school library information and technology program.

27 3. The department of elementary and secondary education may
28 promulgate rules to implement the provisions of this section.

1 Any rule or portion of a rule, as that term is defined in section
2 536.010, that is created under the authority delegated in this
3 section shall become effective only if it complies with and is
4 subject to all of the provisions of chapter 536 and, if
5 applicable, section 536.028. This section and chapter 536 are
6 nonseverable, and if any of the powers vested with the general
7 assembly pursuant to chapter 536 to review, to delay the
8 effective date, or to disapprove and annul a rule are
9 subsequently held unconstitutional, then the grant of rulemaking
10 authority and any rule proposed or adopted after August 28, 2018,
11 shall be invalid and void.

12 171.031. 1. Each school board shall prepare annually a
13 calendar for the school term, specifying the opening date, days
14 of planned attendance, and providing a minimum term of at least
15 one hundred seventy-four days for schools with a five-day school
16 week or one hundred forty-two days for schools with a four-day
17 school week, and one thousand forty-four hours of actual pupil
18 attendance. In school year 2019-20 and subsequent years, one
19 thousand forty-four hours of actual pupil attendance shall be
20 required for the school term with no minimum number of school
21 days. In addition, such calendar shall include six make-up days
22 for possible loss of attendance due to inclement weather as
23 defined in subsection 1 of section 171.033. In school year 2019-
24 20 and subsequent years, such calendar shall include thirty-six
25 make-up hours for possible loss of attendance due to inclement
26 weather, as defined in subsection 1 of section 171.033, with no
27 minimum number of make-up days.

28 2. Each local school district may set its opening date each

1 year, which date shall be no earlier than ten calendar days prior
2 to the first Monday in September. No public school district
3 shall select an earlier start date unless the district follows
4 the procedure set forth in subsection 3 of this section.

5 3. A district may set an opening date that is more than ten
6 calendar days prior to the first Monday in September only if the
7 local school board first gives public notice of a public meeting
8 to discuss the proposal of opening school on a date more than ten
9 days prior to the first Monday in September, and the local school
10 board holds said meeting and, at the same public meeting, a
11 majority of the board votes to allow an earlier opening date. If
12 all of the previous conditions are met, the district may set its
13 opening date more than ten calendar days prior to the first
14 Monday in September. The condition provided in this subsection
15 must be satisfied by the local school board each year that the
16 board proposes an opening date more than ten days before the
17 first Monday in September.

18 4. If any local district violates the provisions of this
19 section, the department of elementary and secondary education
20 shall withhold an amount equal to one quarter of the state
21 funding the district generated under section 163.031 for each
22 date the district was in violation of this section.

23 5. The provisions of subsections 2 to 4 of this section
24 shall not apply to school districts in which school is in session
25 for twelve months of each calendar year.

26 6. The state board of education may grant an exemption from
27 this section to a school district that demonstrates highly
28 unusual and extenuating circumstances justifying exemption from

1 the provisions of subsections 2 to 4 of this section. Any
2 exemption granted by the state board of education shall be valid
3 for one academic year only.

4 [7. No school day for schools with a five-day school week
5 shall be longer than seven hours except for vocational schools
6 which may adopt an eight-hour day in a metropolitan school
7 district and a school district in a first class county adjacent
8 to a city not within a county, and any school that adopts a four-
9 day school week in accordance with section 171.029.]

10 171.033. 1. "Inclement weather", for purposes of this
11 section, shall be defined as ice, snow, extreme cold, flooding,
12 or a tornado, but such term shall not include excessive heat.

13 2. (1) A district shall be required to make up the first
14 six days of school lost or cancelled due to inclement weather and
15 half the number of days lost or cancelled in excess of six days
16 if the makeup of the days is necessary to ensure that the
17 district's students will attend a minimum of one hundred forty-
18 two days and a minimum of one thousand forty-four hours for the
19 school year except as otherwise provided in this section.
20 Schools with a four-day school week may schedule such make-up
21 days on Fridays.

22 (2) Notwithstanding subdivision (1) of this subsection, in
23 school year 2019-20 and subsequent years, a district shall be
24 required to make up the first thirty-six hours of school lost or
25 cancelled due to inclement weather and half the number of hours
26 lost or cancelled in excess of thirty-six if the makeup of the
27 hours is necessary to ensure that the district's students attend
28 a minimum of one thousand forty-four hours for the school year,

1 except as otherwise provided under subsections 3 and 4 of this
2 section.

3 3. (1) In the 2009-10 school year and subsequent years, a
4 school district may be exempt from the requirement to make up
5 days of school lost or cancelled due to inclement weather in the
6 school district when the school district has made up the six days
7 required under subsection 2 of this section and half the number
8 of additional lost or cancelled days up to eight days, resulting
9 in no more than ten total make-up days required by this section.

10 (2) In school year 2019-20 and subsequent years, a school
11 district may be exempt from the requirement to make up school
12 lost or cancelled due to inclement weather in the school district
13 when the school district has made up the thirty-six hours
14 required under subsection 2 of this section and half the number
15 of additional lost or cancelled hours up to forty-eight,
16 resulting in no more than sixty total make-up hours required by
17 this section.

18 4. The commissioner of education may provide, for any
19 school district [in which schools are in session for twelve
20 months of each calendar year] that cannot meet the minimum school
21 calendar requirement of at least one hundred seventy-four days
22 for schools with a five-day school week or one hundred forty-two
23 days for schools with a four-day school week and one thousand
24 forty-four hours of actual pupil attendance or, in school year
25 2019-20 and subsequent years, one thousand forty-four hours of
26 actual pupil attendance, upon request, a waiver to be excused
27 from such requirement. This waiver shall be requested from the
28 commissioner of education and may be granted if the school was

1 closed due to circumstances beyond school district control,
2 including inclement weather[, flooding] or fire.

3 178.931. 1. Beginning July 1, 2018, and thereafter, the
4 department of elementary and secondary education shall pay
5 monthly, out of the funds appropriated to it for that purpose, to
6 each sheltered workshop a sum equal to the amount calculated
7 under subsection 2 of this section but at least the amount
8 necessary to ensure that at least twenty-one dollars is paid for
9 each six-hour or longer day worked by a handicapped employee.

10 2. In order to calculate the monthly amount due to each
11 sheltered workshop, the department shall:

12 (1) Determine the quotient obtained by dividing the
13 appropriation for the fiscal year by twelve; and

14 (2) Divide the amount calculated under subdivision (1) of
15 this subsection among the sheltered workshops in proportion to
16 each sheltered workshop's number of hours submitted to the
17 department for the preceding calendar month.

18 3. The department shall accept, as prima facie proof of
19 payment due to a sheltered workshop, information as designated by
20 the department, either in paper or electronic format. A
21 statement signed by the president, secretary, and manager of the
22 sheltered workshop, setting forth the dates worked and the number
23 of hours worked each day by each handicapped person employed by
24 that sheltered workshop during the preceding calendar month,
25 together with any other information required by the rules or
26 regulations of the department, shall be maintained at the
27 workshop location.

28 304.060. 1. The state board of education shall adopt and

1 enforce regulations not inconsistent with law to cover the design
2 and operation of all school buses used for the transportation of
3 school children when owned and operated by any school district or
4 privately owned and operated under contract with any school
5 district in this state, and such regulations shall by reference
6 be made a part of any such contract with a school district. The
7 state board of education may adopt rules and regulations
8 governing the use of other vehicles owned by a district or
9 operated under contract with any school district in this state
10 and used for the purpose of transporting school children. The
11 operator of such vehicle shall be licensed in accordance with
12 section 302.272, and such vehicle shall transport no more
13 children than the manufacturer suggests as appropriate for such
14 vehicle. The state board of education may also adopt rules and
15 regulations governing the use of authorized common carriers for
16 the transportation of students on field trips or other special
17 trips for educational purposes. Every school district, its
18 officers and employees, and every person employed under contract
19 by a school district shall be subject to such regulations. The
20 state board of education shall cooperate with the state
21 transportation department and the state highway patrol in placing
22 suitable warning signs at intervals on the highways of the state.

23 2. Notwithstanding the provisions of subsection 1 of this
24 section, any school board in the state of Missouri in an urban
25 district containing the greater part of the population of a city
26 which has more than three hundred thousand inhabitants may
27 contract with any municipality, bi-state agency, or other
28 governmental entity for the purpose of transporting school

1 children attending a grade or grades not lower than the ninth nor
2 higher than the twelfth grade, provided that such contract shall
3 be for additional transportation services, and shall not replace
4 or fulfill any of the school district's obligations pursuant to
5 section 167.231. The school district may notify students of the
6 option to use district contracted transportation services.

7 3. Any officer or employee of any school district who
8 violates any of the regulations or fails to include obligation to
9 comply with such regulations in any contract executed by him on
10 behalf of a school district shall be guilty of misconduct and
11 subject to removal from office or employment. Any person
12 operating a school bus under contract with a school district who
13 fails to comply with any such regulations shall be guilty of
14 breach of contract and such contract shall be cancelled after
15 notice and hearing by the responsible officers of such school
16 district.

17 [3.] 4. Any other provision of the law to the contrary
18 notwithstanding, in any county of the first class with a charter
19 form of government adjoining a city not within a county, school
20 buses may bear the word "special".

21 [171.029. 1. The school board of any school
22 district in the state, upon adoption of a resolution by
23 the vote of a majority of all its members to authorize
24 such action, may establish a four-day school week or
25 other calendar consisting of less than one hundred
26 seventy-four days in lieu of a five-day school week.
27 Upon adoption of a four-day school week or other
28 calendar consisting of less than one hundred seventy-
29 four days, the school shall file a calendar with the
30 department of elementary and secondary education in
31 accordance with section 171.031. Such calendar shall
32 include, but not be limited to, a minimum term of one
33 hundred forty-two days and one thousand forty-four
34 hours of actual pupil attendance.

35 2. If a school district that attends less than

1 one hundred seventy-four days meets at least two fewer
2 performance standards on two successive annual
3 performance reports than it met on its last annual
4 performance report received prior to implementing a
5 calendar year of less than one hundred seventy-four
6 days, it shall be required to revert to a one hundred
7 seventy-four-day school year in the school year
8 following the report of the drop in the number of
9 performance standards met. When the number of
10 performance standards met reaches the earlier number,
11 the district may return to the four-day week or other
12 calendar consisting of less than one hundred seventy-
13 four days in the next school year.]
14

15 [178.930. 1. (1) Beginning July 1, 2009, and
16 until June 30, 2010, the department of elementary and
17 secondary education shall pay monthly, out of the funds
18 appropriated to it for that purpose, to each sheltered
19 workshop a sum equal to ninety dollars for each
20 standard workweek (Monday through Friday) of up to and
21 including thirty hours worked during the preceding
22 calendar month. Eighteen dollars shall be paid for
23 each six-hour or longer day worked by a handicapped
24 employee on Saturdays or Sundays. For each handicapped
25 worker employed by a sheltered workshop for less than a
26 thirty-hour week or a six-hour day on Saturdays or
27 Sundays, the workshop shall receive a percentage of the
28 corresponding amount normally paid based on the
29 percentage of time worked by the handicapped employee.

30 (2) Beginning July 1, 2010, and thereafter, the
31 department of elementary and secondary education shall
32 pay monthly, out of the funds appropriated to it for
33 that purpose, to each sheltered workshop a sum equal to
34 ninety-five dollars for each standard workweek (Monday
35 through Friday) of up to and including thirty hours
36 worked during the preceding calendar month. Nineteen
37 dollars shall be paid for each six-hour or longer day
38 worked by a handicapped employee on Saturdays or
39 Sundays. For each handicapped worker employed by a
40 sheltered workshop for less than a thirty-hour week or
41 a six-hour day on Saturdays or Sundays, the workshop
42 shall receive a percentage of the corresponding amount
43 normally paid based on the percentage of time worked by
44 the handicapped employee.

45 2. The department shall accept, as prima facie
46 proof of payment due to a sheltered workshop,
47 information as designated by the department, either in
48 paper or electronic format. A statement signed by the
49 president, secretary, and manager of the sheltered
50 workshop, setting forth the dates worked and the number
51 of hours worked each day by each handicapped person

1 employed by that sheltered workshop during the
2 preceding calendar month, together with any other
3 information required by the rules or regulations of the
4 department, shall be maintained at the workshop
5 location.

6 3. There is hereby created in the state treasury
7 the "Sheltered Workshop Per Diem Revolving Fund" which
8 shall be administered by the commissioner of the
9 department of elementary and secondary education. All
10 moneys appropriated pursuant to subsection 1 of this
11 section shall be deposited in the fund and expended as
12 described in subsection 1 of this section.

13 4. The balance of the sheltered workshop per diem
14 revolving fund shall not exceed five hundred thousand
15 dollars at the end of each fiscal year and shall be
16 exempt from the provisions of section 33.080 relating
17 to the transfer of unexpended balances to the general
18 revenue fund. Any unexpended balance in the sheltered
19 workshop per diem revolving fund at the end of each
20 fiscal year exceeding five hundred thousand dollars
21 shall be deposited in the general revenue fund.]

22 Section B. The repeal of section 171.029 of this act shall
23 become effective July 1, 2019.

24 ✓

25 _____
26
27
28
29
30 _____
31 David Sater

Craig Redmon