SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILLS NOS. 807 & 577

99TH GENERAL ASSEMBLY
2018

AN ACT
To repeal sections 34.010, 160.545, 162.441, 163.191, 172.280, 173.005, 173.260,
174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof twenty-two new sections relating to higher education, with penalty provisions.

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

Section A. Sections 34.010, 160.545, 162.441, 163.191, 172.280, 173.005,
174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, are repealed and twenty-two new sections enacted in lieu thereof, to be known as sections 34.010,
160.545, 162.441, 163.191, 170.013, 172.280, 173.005, 173.260, 173.1003,
174.225, 174.231, 174.251, 174.500, and 178.636, to read as follows:

34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments. The term "department" shall not include public institutions of higher education.

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.
manufactured, mined, produced, or grown by companies in Missouri, or services
provided by such companies.

4. The term "negotiation" as used in this chapter means the process of
selecting a contractor by the competitive methods described in this chapter,
whereby the commissioner of administration can establish any and all terms and
conditions of a procurement contract by discussion with one or more prospective
contractors.

5. The term "purchase" as used in this chapter shall include the rental or
leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean
supplies, materials, equipment, contractual services and any and all articles or
things, except for utility services regulated under chapter 393 or as in this
chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and
quality. In assessing value, the state purchaser may consider the economic
impact to the state of Missouri for Missouri products versus the economic impact
of products generated from out of state. This economic impact may include the
revenues returned to the state through tax revenue obligations.

160.545. 1. There is hereby established within the department of
elementary and secondary education the "A+ Schools Program" to be administered
by the commissioner of education. The program shall consist of grant awards
made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is
challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or
postsecondary vocational or technical school or high-wage job with work place
skill development opportunities.

2. The state board of education shall promulgate rules and regulations for
the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals
of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms,
that students must demonstrate to successfully complete any individual course
offered by the school, and any course of studies which will qualify a student for
graduation from the school; and
(3) Do not offer a general track of courses that, upon completion, can lead
to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic
academic subjects for students pursuing vocational and technical education as
prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice
of local business persons, labor leaders, parents, and representatives of college
and postsecondary vocational and technical school representatives, with the plan
then approved by the local board of education. The plan shall specify a
mechanism to receive information on an annual basis from those who developed
the plan in addition to senior citizens, community leaders, and teachers to update
the plan in order to best meet the goals of the program as provided in subsection
1 of this section. Further, the plan shall detail the procedures used in the school
to identify students that may drop out of school and the intervention services to
be used to meet the needs of such students. The plan shall outline counseling
and mentoring services provided to students who will enter the work force upon
graduation from high school, address apprenticeship and intern programs, and
shall contain procedures for the recruitment of volunteers from the community
of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of
education for certification that it meets the requirements of this section subject
to the same criteria as public high schools. Every nonpublic school that applies
and has met the requirements of this section shall have its students eligible for
reimbursement of postsecondary education under subsection 8 of this section on
an equal basis to students who graduate from public schools that meet the
requirements of this section. Any nonpublic school that applies shall not be
eligible for any grants under this section. Students of certified nonpublic schools
shall be eligible for reimbursement of postsecondary education under subsection
8 of this section so long as they meet the other requirements of such
subsection. For purposes of subdivision (5) of subsection 2 of this section, the
nonpublic school shall be included in the partnership plan developed by the
public school district in which the nonpublic school is located. For purposes of
subdivision (1) of subsection 2 of this section, the nonpublic school shall establish
measurable performance standards for the goals of the program for every school
and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its
accreditation classification by the state board of education, provided it meets all
other requirements.

5. By rule and regulation, the state board of education may determine a
local school district variable fund match requirement in order for a school or
schools in the district to receive a grant under the program. However, no school
in any district shall receive a grant under the program unless the district
designates a salaried employee to serve as the program coordinator, with the
district assuming a minimum of one-half the cost of the salary and other benefits
provided to the coordinator. Further, no school in any district shall receive a
grant under the program unless the district makes available facilities and
services for adult literacy training as specified by rule of the state board of
education.

6. For any school that meets the requirements for the approval of the
grants authorized by this section and specified in subsection 2 of this section for
three successive school years, by August first following the third such school year,
the commissioner of education shall present a plan to the superintendent of the
school district in which such school is located for the waiver of rules and
regulations to promote flexibility in the operations of the school and to enhance
and encourage efficiency in the delivery of instructional services in the
school. The provisions of other law to the contrary notwithstanding, the plan
presented to the superintendent shall provide a summary waiver, with no
conditions, for the pupil testing requirements pursuant to section 160.257 in the
school. Further, the provisions of other law to the contrary notwithstanding, the
plan shall detail a means for the waiver of requirements otherwise imposed on
the school related to the authority of the state board of education to classify
school districts pursuant to subdivision (9) of section 161.092 and such other rules
and regulations as determined by the commissioner of education, except such
waivers shall be confined to the school and not other schools in the school district
unless such other schools meet the requirements of this subsection. However, any
waiver provided to any school as outlined in this subsection shall be void on June
thirtieth of any school year in which the school fails to meet the requirements for
the approval of the grants authorized by this section as specified in subsection 2
of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this
section shall be funded with the amount appropriated for this program, less those
funds necessary to reimburse eligible students pursuant to subsection 8 of this
8. The department of higher education shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection 10 of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section and who has graduated from such school; except that, students who are active duty military dependents, and students who are dependants of retired military who relocate to Missouri within one year of the date of the parent’s retirement from active duty, who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the department of higher education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department; and

(4) Who is a citizen or permanent resident of the United States.

9. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

10. For a two-year private vocational or technical school to obtain reimbursements under subsection 8 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code.
of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution.

162.441. 1. If any school district desires to be attached to a community college district organized under sections 178.770 to 178.890 or to one or more adjacent seven-director school districts for school purposes, upon the receipt of a petition setting forth such fact, signed either by voters of the district equal in number to ten percent of those voting in the last school election at which school board members were elected or by a majority of the voters of the district, whichever is the lesser, the school board of the district desiring to be so attached shall submit the question to the voters.

2. As an alternative to the procedure in subsection 1 of this section, a seven-director district may, by a majority vote of its board of education, propose a plan to the voters of the district to attach the district to one or more adjacent seven-director districts and call an election upon the question of such plan.

3. As an alternative to the procedures in subsection 1 or 2 of this section, a community college district organized under sections 178.770 to 178.890 may, by a majority vote of its board of trustees, propose a plan to the voters of the school district to attach the school district to the community college district, levy the tax rate applicable to the community college district at the time of the vote of the board of trustees, and call an election upon the question of such plan. The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose. The community college district shall be responsible for the costs associated with the election.

4. A plat of the proposed changes to all affected districts shall be published and posted with the notice of election.
[4.] 5. The question shall be submitted in substantially the following form:

Shall the _____ school district be annexed to the _____ school districts effective the _____ day of _____, _____?

[5.] 6. If a majority of the votes cast in the district proposing annexation favor annexation, the secretary shall certify the fact, with a copy of the record, to the board of the district and to the boards of the districts to which annexation is proposed; whereupon the boards of the seven-director districts to which annexation is proposed shall meet to consider the advisability of receiving the district or a portion thereof, and if a majority of all the members of each board favor annexation, the boundary lines of the seven-director school districts from the effective date shall be changed to include the district, and the board shall immediately notify the secretary of the district which has been annexed of its action.

[6.] 7. Upon the effective date of the annexation, all indebtedness, property and money on hand belonging thereto shall immediately pass to the seven-director school district. If the district is annexed to more than one district, the provisions of sections 162.031 and 162.041 shall apply.

163.191. 1. As used in this section, the following terms shall mean:

(1) "Community college", an institution of higher education deriving financial resources from local, state, and federal sources, and providing postsecondary education primarily for persons above the twelfth grade age level, including courses in:

(a) Liberal arts and sciences, including general education;
(b) Occupational, vocational-technical; and
(c) A variety of educational community services.

Community college course offerings shall generally lead to the granting of certificates, diplomas, or associate degrees, [but do not] and may include baccalaureate [or higher] degrees only when authorized by the coordinating board for higher education in circumstances where the level of education required in a field for accreditation or licensure increases to the baccalaureate degree level or, in the case of applied bachelor's degrees, the level of education required for employment in a field increases to that level, and when doing so would not unnecessarily duplicate an existing program, collaboration with a university is not feasible or the approach is not a viable means of meeting the needs of
students and employers, and the institution has the academic and financial capacity to offer the program in a high quality manner. Quality for such baccalaureate degree programs shall be evaluated at least in part by the delivery of upper-level coursework or competencies, and defined by accreditation or compliance with the Higher Learning Commission standards for bachelor's degrees;

(2) "Operating costs", all costs attributable to current operations, including all direct costs of instruction, instructors' and counselors' compensation, administrative costs, all normal operating costs and all similar noncapital expenditures during any year, excluding costs of construction of facilities and the purchase of equipment, furniture, and other capital items authorized and funded in accordance with subsection 6 of this section. Operating costs shall be computed in accordance with accounting methods and procedures to be specified by the department of higher education;

(3) "Year", from July first to June thirtieth of the following year.

2. Each year public community colleges in the aggregate shall be eligible to receive from state funds, if state funds are available and appropriated, an amount up to but not more than fifty percent of the state community colleges' planned operating costs as determined by the department of higher education. The department of higher education shall review all institutional budget requests and prepare appropriation recommendations annually for the community colleges under the supervision of the department. The department's budget request shall include a recommended level of funding.

3. (1) Except as provided in subdivision (2) of this subsection, distribution of appropriated funds to community college districts shall be in accordance with the community college resource allocation model. This model shall be developed and revised as appropriate cooperatively by the community colleges and the department of higher education. The department of higher education shall recommend the model to the coordinating board for higher education for their approval. The core funding level for each community college shall initially be established at an amount agreed upon by the community colleges and the department of higher education. This amount will be adjusted annually for inflation, limited growth, and program improvements in accordance with the resource allocation model starting with fiscal year 1993.

(2) Unless the general assembly chooses to otherwise appropriate state funding, beginning in fiscal year 2016, at least ninety percent of any increase in
core funding over the appropriated amount for the previous fiscal year shall be
distributed in accordance with the achievement of performance-funding measures
under section 173.1006.
4. The department of higher education shall be responsible for evaluating
the effectiveness of the resource allocation model and shall submit a report to the
governor, the joint committee on education, the speaker of the house of
representatives and president pro tempore of the senate by October 31, 2019, and
every four years thereafter.
5. The department of higher education shall request new and separate
state aid funds for any new community college district for its first six years of
operation. The request for the new district shall be based upon the same level
of funding being provided to the existing districts, and should be sufficient to
provide for the growth required to reach a mature enrollment level.
6. In addition to state funds received for operating purposes, each
community college district shall be eligible to receive an annual appropriation,
exclusive of any capital appropriations, for the cost of maintenance and repair of
facilities and grounds, including surface parking areas, and purchases of
equipment and furniture. Such funds shall not exceed in any year an amount
equal to ten percent of the state appropriations, exclusive of any capital
appropriations, to community college districts for operating purposes during the
most recently completed fiscal year. The department of higher education may
include in its annual appropriations request the necessary funds to implement
the provisions of this subsection and when appropriated shall distribute the funds
to each community college district as appropriated. The department of higher
education appropriations request shall be for specific maintenance, repair, and
equipment projects at specific community college districts, shall be in an amount
of fifty percent of the cost of a given project as determined by the coordinating
board and shall be only for projects which have been approved by the coordinating
board through a process of application, evaluation, and approval as established
by the coordinating board. The coordinating board, as part of its process of
application, evaluation, and approval, shall require the community college district
to provide proof that the fifty-percent share of funding to be defrayed by the
district is either on hand or committed for maintenance, repair, and equipment
projects. Only salaries or portions of salaries paid which are directly related to
approved projects may be used as a part of the fifty-percent share of funding.
7. School districts offering two-year college courses pursuant to section
178.370 on October 31, 1961, shall receive state aid pursuant to subsection 2, subdivision (1) of subsection 3, and subsection 6 of this section if all scholastic standards established pursuant to sections 178.770 to 178.890 are met.

8. In order to make postsecondary educational opportunities available to Missouri residents who do not reside in an existing community college district, community colleges organized pursuant to section 178.370 or sections 178.770 to 178.890 shall be authorized pursuant to the funding provisions of this section to offer courses and programs outside the community college district with prior approval by the coordinating board for higher education. The classes conducted outside the district shall be self-sustaining except that the coordinating board shall promulgate rules to reimburse selected out-of-district instruction only where prior need has been established in geographical areas designated by the coordinating board for higher education. Funding for such off-campus instruction shall be included in the appropriation recommendations, shall be determined by the general assembly and shall continue, within the amounts appropriated therefor, unless the general assembly disapproves the action by concurrent resolution.

9. When distributing state aid authorized for community colleges, the state treasurer may, in any year if requested by a community college, disregard the provision in section 30.180 requiring the state treasurer to convert the warrant requesting payment into a check or draft and wire transfer the amount to be distributed to the community college directly to the community college's designated deposit for credit to the community college's account.

170.013. 1. Any student entering a public institution of higher education for the first time after July 2019 who is pursuing an associate's or bachelor's degree from such institution shall successfully pass an examination on the provisions and principles of American civics with a score of seventy percent or greater as a condition of graduation from such institution. The examination shall be known as the "Missouri Higher Education Civics Achievement Examination".

2. The examination required under this section shall consist of at least fifty questions, but shall not exceed one hundred questions, and shall be similar to the one hundred questions administered to applicants for United States citizenship by the United States Citizenship and Immigration Services division of the Department of Homeland Security. Subject matter on the examination shall include
the United States Constitution, the United States Bill of Rights, governmental institutions, historical manifestations of federalism, and history of constitutional interpretation and amendments.

3. The examination required under this section may be included within any other examination that is administered on the provisions and principles of the Constitution of the United States and the Constitution of the state of Missouri, and on American history and American institutions, as required in subsection 3 of section 170.011.

4. Institutions of higher education may use online testing to comply with the provisions of this section.

172.280. The curators shall have the authority to confer, by diploma, under their common seal, on any person whom they may judge worthy thereof, such degrees as are known to and usually granted by any college or university. The University of Missouri is the state's only public research university and the exclusive grantor of research doctorates. As such, except as provided in section 175.040, the University of Missouri shall be the only state college or university that may offer doctor of philosophy degrees or first-professional degrees, including dentistry, law, medicine, optometry, pharmacy, and veterinary medicine.

173.005. 1. There is hereby created a "Department of Higher Education", and the division of higher education of the department of education is abolished and all its powers, duties, functions, personnel and property are transferred as provided by the Reorganization Act of 1974, Appendix B, RSMo.

2. The commission on higher education is abolished and all its powers, duties, personnel and property are transferred by type I transfer to the "Coordinating Board for Higher Education", which is hereby created, and the coordinating board shall be the head of the department. The coordinating board shall consist of nine members appointed by the governor with the advice and consent of the senate, and not more than five of its members shall be of the same political party. None of the members shall be engaged professionally as an educator or educational administrator with a public or private institution of higher education at the time appointed or during his term. Moreover, no person shall be appointed to the coordinating board who shall not be a citizen of the United States, and who shall not have been a resident of the state of Missouri two years next prior to appointment, and at least one but not more than two persons shall be appointed to said board from each congressional district. The term of
service of a member of the coordinating board shall be six years and said members, while attending the meetings of the board, shall be reimbursed for their actual expenses. Notwithstanding any provision of law to the contrary, nothing in this section relating to a change in the composition and configuration of congressional districts in this state shall prohibit a member who is serving a term on August 28, 2011, from completing his or her term. The coordinating board may, in order to carry out the duties prescribed for it in subsections 1, 2, 3, 7, and 8 of this section, employ such professional, clerical and research personnel as may be necessary to assist it in performing those duties, but this staff shall not, in any fiscal year, exceed twenty-five full-time equivalent employees regardless of the source of funding. In addition to all other powers, duties and functions transferred to it, the coordinating board for higher education shall have the following duties and responsibilities:

(1) The coordinating board for higher education [shall have approval of]
may approve, not approve, or provisionally approve proposed new degree programs to be offered by the state institutions of higher education. The coordinating board may authorize a degree program outside an institution's coordinating board-approved mission only when the coordinating board has received clear evidence that the institution proposing to offer the program:

(a) Made a good faith effort to explore the feasibility of offering the program in collaboration with an institution the mission of which includes offering the program;

(b) Is contributing substantially to the goals in the coordinating board's coordinated plan for higher education;

(c) Has the existing capacity to ensure the program is delivered in a high quality manner;

(d) Has demonstrated that the proposed program is needed;

(e) Has a clear plan to meet the articulated workforce need; and

(f) Such other factors deemed relevant by the coordinating board;

(2) The governing board of each public institution of higher education in the state shall have the power and authority to confer degrees in chiropractic, osteopathic medicine, and podiatry only in collaboration with the University of Missouri, provided that such collaborative agreements are approved by the governing board of each
institution and that in these instances the University of Missouri will be the degree granting institution. Should the University of Missouri decline to collaborate in the offering of such programs, any of these institutions may seek approval of the program through the coordinating board for higher education's comprehensive review process when doing so would not unnecessarily duplicate an existing program, collaboration is not feasible or a viable means of meeting the needs of students and employers, and the institution has the academic and financial capacity to offer the program in a high quality manner;

[(2)] (3) The coordinating board for higher education may promote and encourage the development of cooperative agreements between Missouri public four-year institutions of higher education which do not offer graduate degrees and Missouri public four-year institutions of higher education which do offer graduate degrees for the purpose of offering graduate degree programs on campuses of those public four-year institutions of higher education which do not otherwise offer graduate degrees. Such agreements shall identify the obligations and duties of the parties, including assignment of administrative responsibility. Any diploma awarded for graduate degrees under such a cooperative agreement shall include the names of both institutions inscribed thereon. Any cooperative agreement in place as of August 28, 2003, shall require no further approval from the coordinating board for higher education. Any costs incurred with respect to the administrative provisions of this subdivision may be paid from state funds allocated to the institution assigned the administrative authority for the program. The provisions of this subdivision shall not be construed to invalidate the provisions of subdivision (1) of this subsection;

[(3)] (4) In consultation with the heads of the institutions of higher education affected and against a background of carefully collected data on enrollment, physical facilities, manpower needs, and institutional missions, the coordinating board for higher education shall establish guidelines for appropriation requests by those institutions of higher education; however, other provisions of the Reorganization Act of 1974 notwithstanding, all funds shall be appropriated by the general assembly to the governing board of each public four-year institution of higher education which shall prepare expenditure budgets for the institution;

[(4)] (5) No new state-supported senior colleges or residence centers shall be established except as provided by law and with approval of the coordinating
The coordinating board for higher education shall establish admission guidelines consistent with institutional missions;

The coordinating board for higher education shall require all public two-year and four-year higher education institutions to replicate best practices in remediation identified by the coordinating board and institutions from research undertaken by regional educational laboratories, higher education research organizations, and similar organizations with expertise in the subject, and identify and reduce methods that have been found to be ineffective in preparing or retaining students or that delay students from enrollment in college-level courses;

The coordinating board shall establish policies and procedures for institutional decisions relating to the residence status of students;

The coordinating board shall establish guidelines to promote and facilitate the transfer of students between institutions of higher education within the state and, with the assistance of the committee on transfer and articulation, shall require all public two-year and four-year higher education institutions to create by July 1, 2014, a statewide core transfer library of at least twenty-five lower division courses across all institutions that are transferable among all public higher education institutions. The coordinating board shall establish policies and procedures to ensure such courses are accepted in transfer among public institutions and treated as equivalent to similar courses at the receiving institutions. The coordinating board shall develop a policy to foster reverse transfer for any student who has accumulated enough hours in combination with at least one public higher education institution in Missouri that offers an associate degree and one public four-year higher education institution in the prescribed courses sufficient to meet the public higher education institution's requirements to be awarded an associate degree. The department of elementary and secondary education shall maintain the alignment of the assessments found in section 160.518 and successor assessments with the competencies previously established under this subdivision for entry-level collegiate courses in English, mathematics, foreign language, sciences, and social sciences associated with an institution's general education core;

The coordinating board shall collect the necessary information and develop comparable data for all institutions of higher education in the state. The coordinating board shall use this information to delineate the areas
of competence of each of these institutions and for any other purposes deemed
appropriate by the coordinating board;

[(10)] (11) Compliance with requests from the coordinating board for
institutional information and the other powers, duties and responsibilities, herein
assigned to the coordinating board, shall be a prerequisite to the receipt of any
funds which the coordinating board is responsible for administering;

[(11)] (12) If any institution of higher education in this state, public or
private, willfully fails or refuses to follow any lawful guideline, policy or
procedure established or prescribed by the coordinating board, or knowingly
deviates from any such guideline, or knowingly acts without coordinating board
approval where such approval is required, or willfully fails to comply with any
other lawful order of the coordinating board, the coordinating board may, after
a public hearing, withhold or direct to be withheld from that institution any funds
the disbursement of which is subject to the control of the coordinating board, or
may remove the approval of the institution as an approved institution within the
meaning of section 173.1102. If any such public institution willfully disregards
board policy, the commissioner of higher education may order such institution to
remit a fine in an amount not to exceed one percent of the institution's current
fiscal year state operating appropriation to the board. The board shall hold such
funds until such time that the institution, as determined by the commissioner of
higher education, corrects the violation, at which time the board shall refund such
amount to the institution. If the commissioner determines that the institution
has not redressed the violation within one year, the fine amount shall be
deposited into the general revenue fund, unless the institution appeals such
decision to the full coordinating board, which shall have the authority to make
a binding and final decision, by means of a majority vote, regarding the
matter. However, nothing in this section shall prevent any institution of higher
education in this state from presenting additional budget requests or from
explaining or further clarifying its budget requests to the governor or the general
assembly;

[(12)] (13) In recognition of institutions that meet the requirements of
subdivision (2), (3), or (4) of subsection 1 of section 173.616, are established by
name as an educational institution in Missouri, and are authorized to operate
programs beyond secondary education for purposes of authorization under 34 CFR
600.9, the coordinating board for higher education shall maintain and publish on
its website a list of such postsecondary educational institutions; and
(a) As used in this subdivision, the term "out-of-state public institution of higher education" shall mean an education institution located outside of Missouri that:

a. Is controlled or administered directly by a public agency or political subdivision or is classified as a public institution by the state;

b. Receives appropriations for operating expenses directly or indirectly from a state other than Missouri;

c. Provides a postsecondary course of instruction at least six months in length leading to or directly creditable toward a degree or certificate;

d. Meets the standards for accreditation by an accrediting body recognized by the United States Department of Education or any successor agency; and

e. Permits faculty members to select textbooks without influence or pressure by any religious or sectarian source.

(b) No later than July 1, 2008, the coordinating board shall promulgate rules regarding:

a. The board's approval process of proposed new degree programs and course offerings by any out-of-state public institution of higher education seeking to offer degree programs or course work within the state of Missouri; and

b. The board's approval process of degree programs and courses offered by any out-of-state public institutions of higher education that, prior to July 1, 2008, were approved by the board to operate a school in compliance with the provisions of sections 173.600 to 173.618. The rules shall ensure that, as of July 1, 2008, all out-of-state public institutions seeking to offer degrees and courses within the state of Missouri are evaluated in a manner similar to Missouri public higher education institutions. Such out-of-state public institutions shall be held to standards no lower than the standards established by the coordinating board for program approval and the policy guidelines of the coordinating board for data collection, cooperation, and resolution of disputes between Missouri institutions of higher education under this section. Any such out-of-state public institutions of higher education wishing to continue operating within this state must be approved by the board under the rules promulgated under this subdivision. The coordinating board may charge and collect fees from out-of-state public institutions to cover the costs of reviewing and assuring the quality of programs offered by out-of-state public institutions. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all
of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

(c) Nothing in this subdivision or in section 173.616 shall be construed or interpreted so that students attending an out-of-state public institution are considered to be attending a Missouri public institution of higher education for purposes of obtaining student financial assistance.

3. The coordinating board shall meet at least four times annually with an advisory committee who shall be notified in advance of such meetings. The coordinating board shall have exclusive voting privileges. The advisory committee shall consist of thirty-two members, who shall be the president or other chief administrative officer of the University of Missouri; the chancellor of each campus of the University of Missouri; the president of each state-supported four-year college or university, including Harris-Stowe State University, Missouri Southern State University, Missouri Western State University, and Lincoln University; the president of State Technical College of Missouri; the president or chancellor of each public community college district; and representatives of each of five accredited private institutions selected biennially, under the supervision of the coordinating board, by the presidents of all of the state's privately supported institutions; but always to include at least one representative from one privately supported community college, one privately supported four-year college, and one privately supported university. The conferences shall enable the committee to advise the coordinating board of the views of the institutions on matters within the purview of the coordinating board.

4. The University of Missouri, Lincoln University, and all other state-governed colleges and universities, chapters 172, 174, 175, and others, are transferred by type III transfers to the department of higher education subject to the provisions of subsection 2 of this section.

5. The state historical society, chapter 183, is transferred by type III transfer to the University of Missouri.

6. The state anatomical board, chapter 194, is transferred by type II transfer to the department of higher education.

7. All the powers, duties and functions vested in the division of public
schools and state board of education relating to community college state aid and
the supervision, formation of districts and all matters otherwise related to the
state's relations with community college districts and matters pertaining to
community colleges in public school districts, chapters 163, 178, and others, are
transferred to the coordinating board for higher education by type I transfer. Provided, however, that all responsibility for administering the
federal-state programs of vocational-technical education, except for the 1202a
postsecondary educational amendments of 1972 program, shall remain with the
department of elementary and secondary education. The department of
elementary and secondary education and the coordinating board for higher
education shall cooperate in developing the various plans for vocational-technical
education; however, the ultimate responsibility will remain with the state board
of education.

8. All the powers, duties, functions, and properties of the state poultry
experiment station, chapter 262, are transferred by type I transfer to the
University of Missouri, and the state poultry association and state poultry board
are abolished. In the event the University of Missouri shall cease to use the real
estate of the poultry experiment station for the purposes of research or shall
declare the same surplus, all real estate shall revert to the governor of the state
of Missouri and shall not be disposed of without legislative approval.

173.260. 1. As used in this section, unless the context clearly requires
otherwise, the following terms mean:

(1) "Air ambulance pilot", a person certified as an air ambulance
pilot in accordance with sections 190.001 to 190.245 and corresponding
regulations applicable to air ambulances adopted by the department of
health and senior services;

(2) "Air ambulance registered professional nurse", a person
licensed as a registered professional nurse in accordance with sections
335.011 to 335.096 and corresponding regulations adopted by the state
board of nursing, 20 CSR 2200-4, et seq., who provides registered
professional nursing services as a flight nurse in conjunction with an
air ambulance program that is certified in accordance with sections
190.001 to 190.245 and the corresponding regulations applicable to such
programs;

(3) "Air ambulance registered respiratory therapist", a person
licensed as a registered respiratory therapist in accordance with
sections 334.800 to 334.930 and corresponding regulations adopted by
the state board for respiratory care, who provides respiratory therapy
services in conjunction with an air ambulance program that is certified
in accordance with sections 190.001 to 190.245 and corresponding
regulations applicable to such programs;
(4) "Board", the coordinating board for higher education;
[(2)] (5) "Eligible child", the natural, adopted or stepchild of a public
safety officer or employee, as defined in this section, who is less than twenty-four
years of age and who is a dependent of a public safety officer or employee or was
a dependent at the time of death or permanent and total disability of a public
safety officer or employee;
(6) "Emergency medical technician", a person licensed in
emergency medical care in accordance with standards prescribed by
sections 190.001 to 190.245 and by rules adopted by the department of
health and senior services under sections 190.001 to 190.245;
[(3)] (7) "Employee", any full-time employee of the department of
transportation engaged in the construction or maintenance of the state's
highways, roads and bridges;
(8) "Flight crew member", an individual engaged in flight
responsibilities with an air ambulance licensed in accordance with
sections 190.001 to 190.245 and corresponding regulations applicable to
such programs;
[(4)] (9) "Grant", the public safety officer or employee survivor grant as
established by this section;
[(5)] (10) "Institution of postsecondary education", any approved public
or private institution as defined in section 173.205;
[(6)] (11) "Line of duty", any action of a public safety officer, whose
primary function is crime control or reduction, enforcement of the criminal law,
or suppression of fires, is authorized or obligated by law, rule, regulation or
condition of employment or service to perform;
[(7)] (12) "Public safety officer", any firefighter, uniformed employee
of the office of the state fire marshal, police officer, capitol police officer,
parole officer, probation officer, state correctional employee, water safety officer,
park ranger, conservation officer or highway patrolman employed by the state of
Missouri or a political subdivision thereof who is killed or permanently and
totally disabled in the line of duty or any emergency medical technician, air
ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed or permanently and totally disabled in the line of duty;

[(8) (13)] "Permanent and total disability", a disability which renders a person unable to engage in any gainful work;

[(9) (14)] "Spouse", the husband, wife, widow or widower of a public safety officer or employee at the time of death or permanent and total disability of such public safety officer;

[(10) (15)] "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at that institution by a student as a resident of this state.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall provide, as defined in this section, a grant for either of the following to attend an institution of postsecondary education:

(1) An eligible child of a public safety officer or employee killed or permanently and totally disabled in the line of duty; or

(2) A spouse of a public safety officer killed or permanently and totally disabled in the line of duty.

3. An eligible child or spouse may receive a grant under this section only so long as the child or spouse is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a child or spouse receive a grant beyond the completion of the first baccalaureate degree or, in the case of a child, age twenty-four years, except that the child may receive a grant through the completion of the semester or similar grading period in which the child reaches his twenty-fourth year. No child or spouse shall receive more than one hundred percent of tuition when combined with similar funds made available to such child or spouse.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section;

(2) Determine minimum standards of performance in order for a child or spouse to remain eligible to receive a grant under this program;

(3) Make available on behalf of an eligible child or spouse an amount toward the child's or spouse's tuition which is equal to the grant to which the child or spouse is entitled under the provisions of this section;
(4) Provide the forms and determine the procedures necessary for an eligible child or spouse to apply for and receive a grant under this program.

5. An eligible child or spouse who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education shall receive a grant in an amount not to exceed the least of the following:

   (1) The actual tuition, as defined in this section, charged at an approved institution where the child or spouse is enrolled or accepted for enrollment; or

   (2) The amount of tuition charged a Missouri resident at the University of Missouri for attendance as a full-time student, as defined in section 173.205.

6. An eligible child or spouse who is a recipient of a grant may transfer from one approved public or private institution of postsecondary education to another without losing his entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at anytime withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees, or other charges, the institution shall pay the portion of the refund to which he is entitled attributable to the grant for that semester or similar grading period to the board.

7. If an eligible child or spouse is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible child or spouse.

8. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

9. A public safety officer who is permanently and totally disabled shall be eligible for a grant pursuant to the provisions of this section.

10. An eligible child of a public safety officer or employee, spouse of a public safety officer or public safety officer shall cease to be eligible for a grant pursuant to this section when such public safety officer or employee is no longer permanently and totally disabled.

173.1003. 1. Beginning with the 2008-09 academic year, each approved public institution, as such term is defined in section 173.1102, shall submit its percentage change in the amount of tuition from the current academic year.
compared to the upcoming academic year to the coordinating board for higher education by July first preceding such academic year.

2. For institutions whose tuition is greater than the average tuition, the percentage change in tuition shall not exceed the percentage change of the consumer price index [or zero, whichever is greater] plus a percentage of not more than five percent that would produce an increase in net tuition revenue no greater than the dollar amount by which the state operating support was reduced for the prior fiscal year, if applicable.

3. For institutions whose tuition is less than the average tuition, the dollar increase in tuition shall not exceed the product of [zero or] the percentage change of the consumer price index[, whichever is greater,] times the average tuition, plus a percentage of not more than five percent that would produce an increase in net tuition revenue no greater than the dollar amount by which the state operating support was reduced for the prior fiscal year, if applicable.

4. If a tuition increase exceeds the limits set forth in subsections 2 or 3 of this section, then the institution shall be subject to the provisions of subsection 5 of this section.

5. Any institution that exceeds the limits set forth in subsections 2 or 3 of this section shall remit to the board an amount equal to five percent of its current year state operating [appropriation] support amount which shall be deposited into the general revenue fund unless the institution appeals, within thirty days of such notice, to the commissioner of higher education for a waiver of this provision. The commissioner, after meeting with appropriate representatives of the institution, shall determine whether the institution's waiver request is sufficiently warranted, in which case no fund remission shall occur. In making this determination, the factors considered by the commissioner shall include but not be limited to the relationship between state appropriations and the consumer price index and any extraordinary circumstances. If the commissioner determines that an institution's tuition percent increase is not sufficiently warranted and declines the waiver request, the commissioner shall recommend to the full coordinating board that the institution shall remit an amount up to five percent of its current year state operating appropriation to the board, which shall deposit the amount into the general revenue fund. The coordinating board shall have the authority to make a binding and final decision, by means of a majority vote, regarding the matter.
6. The provisions of subsections 2 to 5 of this section shall not apply to any community college unless any such community college's tuition for any Missouri resident is greater than or equal to the average tuition. If the provisions of subsections 2 to 5 of this section apply to a community college, subsections 2 to 5 of this section shall only apply to out-of-district Missouri resident tuition.

7. For purposes of this section, the term "average tuition" shall be the sum of the tuition amounts for the previous academic year for each approved public institution that is not excluded under subsection 6 of this section, divided by the number of such institutions. The term "consumer price index" shall mean the Consumer Price Index for All Urban Consumers (CPI-U), 1982-1984 = 100, not seasonally adjusted, as defined and officially recorded by the United States Department of Labor, or its successor agency, from January first of the current year compared to January first of the preceding year. The term "state appropriation" shall mean the state operating appropriation for the prior year per full-time equivalent student for the prior year compared to state operating appropriation for the current year per full-time equivalent student for the prior year. The term "tuition" shall mean the amount of tuition and required fees, excluding any fee established by the student body of the institution, charged to a Missouri resident undergraduate enrolled in fifteen credit hours at the institution. The term "state operating support" shall mean the funding actually disbursed from state operating appropriations to approved public institutions and shall not include appropriations or disbursement for special initiatives or specific program additions or expansions. The term "net tuition revenue" shall mean the net amount of resident undergraduate tuition and required fees reduced by institutional aid only. "Institutional aid" includes all aid awarded to the student by the student's institution of higher education only from such institution's funds. "Institutional aid" does not include the following: Pell Grants; state awards such as the Missouri higher education academic scholarship program, the A+ schools program, and the access Missouri financial aid program; foundation scholarships; third party scholarships; employee and dependent fee waivers; and student loans.

8. Nothing in this section shall be construed to usurp or preclude the ability of the governing board of an institution of higher education to establish
tuition or required fee rates.

173.1101. The financial assistance program established under sections 173.1101 to 173.1107 shall be hereafter known as the "Access Missouri Financial Assistance Program". The coordinating board and all approved private, public, and virtual institutions in this state shall refer to the financial assistance program established under sections 173.1101 to 173.1107 as the access Missouri student financial assistance program in their scholarship literature, provided that no institution shall be required to revise or amend any such literature to comply with this section prior to the date such literature would otherwise be revised, amended, reprinted or replaced in the ordinary course of such institution's business.

173.1102. 1. As used in sections 173.1101 to 173.1107, unless the context requires otherwise, the following terms mean:

(1) "Academic year", the period from July first of any year through June thirtieth of the following year;

(2) "Approved private institution", a nonprofit institution, dedicated to educational purposes, located in Missouri which:

(a) Is operated privately under the control of an independent board and not directly controlled or administered by any public agency or political subdivision;

(b) Provides a postsecondary course of instruction at least six months in length leading to or directly creditable toward a certificate or degree;

(c) Meets the standards for accreditation as determined by either the Higher Learning Commission or by other accrediting bodies recognized by the United States Department of Education or by utilizing accreditation standards applicable to nondegree-granting institutions as established by the coordinating board for higher education;

(d) Does not discriminate in the hiring of administrators, faculty and staff or in the admission of students on the basis of race, color, religion, sex, or national origin and is in compliance with the Federal Civil Rights Acts of 1964 and 1968 and executive orders issued pursuant thereto. Sex discrimination as used herein shall not apply to admission practices of institutions offering the enrollment limited to one sex;

(e) Permits faculty members to select textbooks without influence or pressure by any religious or sectarian source;

(3) "Approved public institution", an educational institution located in...
Missouri which:

(a) Is directly controlled or administered by a public agency or political subdivision;

(b) Receives appropriations directly or indirectly from the general assembly for operating expenses;

(c) Provides a postsecondary course of instruction at least six months in length leading to or directly creditable toward a degree or certificate;

(d) Meets the standards for accreditation as determined by either the Higher Learning Commission, or if a public community college created under the provisions of sections 178.370 to 178.400 meets the standards established by the coordinating board for higher education for such public community colleges, or by other accrediting bodies recognized by the United States Department of Education or by utilizing accreditation standards applicable to the institution as established by the coordinating board for higher education;

(e) Does not discriminate in the hiring of administrators, faculty and staff or in the admission of students on the basis of race, color, religion, sex, or national origin and is otherwise in compliance with the Federal Civil Rights Acts of 1964 and 1968 and executive orders issued pursuant thereto;

(f) Permits faculty members to select textbooks without influence or pressure by any religious or sectarian source;

(4) "Approved virtual institution", an educational institution that meets all of the following requirements:

(a) Is recognized as a qualifying institution by gubernatorial executive order, unless such order is rescinded;

(b) Is recognized as a qualifying institution through a memorandum of understanding between the state of Missouri and the approved virtual institution;

(c) Is accredited by a regional accrediting agency recognized by the United States Department of Education;

(d) Has established and continuously maintains a physical campus or location of operation within the state of Missouri;

(e) Maintains at least twenty-five full-time Missouri employees, at least one-half of which shall be faculty or administrators engaged in operations;

(f) Enrolls at least one thousand Missouri residents as degree or certificate seeking students;
(g) Maintains a governing body or advisory board based in Missouri with oversight of Missouri operations;

(h) Is organized as a nonprofit institution; and

(i) Utilizes an exclusively competency-based education model;

(5) "Coordinating board", the coordinating board for higher education;

[(5)] (6) "Expected family contribution", the amount of money a student and family should pay toward the cost of postsecondary education as calculated by the United States Department of Education and reported on the student aid report or the institutional student information record;

[(6)] (7) "Financial assistance", an amount of money paid by the state of Missouri to a qualified applicant under sections 173.1101 to 173.1107;

[(7)] (8) "Full-time student", an individual who is enrolled in and is carrying a sufficient number of credit hours or their equivalent at an approved private, [or] public, or virtual institution to secure the degree or certificate toward which he or she is working in no more than the number of semesters or their equivalent normally required by that institution in the program in which the individual is enrolled. This definition shall be construed as the successor to subdivision (7) of section 173.205 for purposes of eligibility requirements of other financial assistance programs that refer to section 173.205.

2. The failure of an approved virtual institution to continuously maintain all of the requirements in subdivision (4) of subsection 1 of this section shall preclude such institution's students or applicants from being eligible for assistance under sections 173.1104 and 173.1105.

173.1104. 1. An applicant shall be eligible for initial or renewed financial assistance only if, at the time of application and throughout the period during which the applicant is receiving such assistance, the applicant:

(1) Is a citizen or a permanent resident of the United States;

(2) Is a resident of the state of Missouri, as determined by reference to standards promulgated by the coordinating board;

(3) Is enrolled, or has been accepted for enrollment, as a full-time undergraduate student in an approved private, [or] public, or virtual institution; and

(4) Is not enrolled or does not intend to use the award to enroll in a course of study leading to a degree in theology or divinity.

2. If an applicant is found guilty of or pleads guilty to any criminal offense during the period of time in which the applicant is receiving financial assistance only if, at the time of application and throughout the period during which the applicant is receiving such assistance, the applicant:

(1) Is a citizen or a permanent resident of the United States;

(2) Is a resident of the state of Missouri, as determined by reference to standards promulgated by the coordinating board;

(3) Is enrolled, or has been accepted for enrollment, as a full-time undergraduate student in an approved private, [or] public, or virtual institution; and

(4) Is not enrolled or does not intend to use the award to enroll in a course of study leading to a degree in theology or divinity.
assistance, such applicant shall not be eligible for renewal of such assistance, provided such offense would disqualify the applicant from receiving federal student aid under Title IV of the Higher Education Act of 1965, as amended.

3. Financial assistance shall be allotted for one academic year, but a recipient shall be eligible for renewed assistance until he or she has obtained a baccalaureate degree, provided such financial assistance shall not exceed a total of ten semesters or fifteen quarters or their equivalent. Standards of eligibility for renewed assistance shall be the same as for an initial award of financial assistance, except that for renewal, an applicant shall demonstrate a grade-point average of two and five-tenths on a four-point scale, or the equivalent on another scale. This subsection shall be construed as the successor to section 173.215 for purposes of eligibility requirements of other financial assistance programs that refer to section 173.215.

173.1105. 1. An applicant who is an undergraduate postsecondary student at an approved private, [or] public, or virtual institution and who meets the other eligibility criteria shall be eligible for financial assistance, with a minimum and maximum award amount as follows:

(1) For academic years 2010-11, 2011-12, 2012-13, and 2013-14:
   (a) One thousand dollars maximum and three hundred dollars minimum for students attending institutions classified as part of the public two-year sector;
   (b) Two thousand one hundred fifty dollars maximum and one thousand dollars minimum for students attending institutions classified as part of the public four-year sector, including State Technical College of Missouri; and
   (c) Four thousand six hundred dollars maximum and two thousand dollars minimum for students attending approved private institutions;

(2) For the 2014-15 academic year and subsequent years:
   (a) One thousand three hundred dollars maximum and three hundred dollars minimum for students attending institutions classified as part of the public two-year sector; and
   (b) Two thousand eight hundred fifty dollars maximum and one thousand five hundred dollars minimum for students attending institutions classified as part of the public four-year sector, including State Technical College of Missouri, [or] approved private institutions, or approved virtual institutions.

2. All students with an expected family contribution of twelve thousand dollars or less shall receive at least the minimum award amount for his or her institution. Maximum award amounts for an eligible student with an expected
family contribution above seven thousand dollars shall be reduced by ten percent of the maximum expected family contribution for his or her increment group. Any award amount shall be reduced by the amount of a student’s payment from the A+ schools program or any successor program to it. For purposes of this subsection, the term "increment group" shall mean a group organized by expected family contribution in five hundred dollar increments into which all eligible students shall be placed.

3. If appropriated funds are insufficient to fund the program as described, the maximum award shall be reduced across all sectors by the percentage of the shortfall. If appropriated funds exceed the amount necessary to fund the program, the additional funds shall be used to increase the number of recipients by raising the cutoff for the expected family contribution rather than by increasing the size of the award.

4. Every three years, beginning with academic year 2009-10, the award amount may be adjusted to increase no more than the Consumer Price Index for All Urban Consumers (CPI-U), 1982-1984 = 100, not seasonally adjusted, as defined and officially recorded by the United States Department of Labor, or its successor agency, for the previous academic year. The coordinating board shall prepare a report prior to the legislative session for use of the general assembly and the governor in determining budget requests which shall include the amount of funds necessary to maintain full funding of the program based on the baseline established for the program upon the effective date of sections 173.1101 to 173.1107. Any increase in the award amount shall not become effective unless an increase in the amount of money appropriated to the program necessary to cover the increase in award amount is passed by the general assembly.

173.1107. A recipient of financial assistance may transfer from one approved public [or], private, or virtual institution to another without losing eligibility for assistance under sections 173.1101 to 173.1107, but the coordinating board shall make any necessary adjustments in the amount of the award. If a recipient of financial assistance at any time is entitled to a refund of any tuition, fees, or other charges under the rules and regulations of the institution in which he or she is enrolled, the institution shall pay the portion of the refund which may be attributed to the state grant to the coordinating board. The coordinating board will use these refunds to make additional awards under the provisions of sections 173.1101 to 173.1107.

173.1450. 1. The provisions of this section shall be known and
cited as the "College Credit Disclosure Act".

2. Except as provided in subsection 4 of this section, institutions of higher education located within the state that grant college-level credit but are not accredited by a regional accrediting body recognized by the United States Department of Education shall disclose during the admission application process, in writing, that the institution has not achieved regional accreditation recognized by the department.

3. The disclosure required in subsection 2 of this section shall be provided to an enrolling student prior to registering for any class granting credit, and the student shall sign the disclosure, either in writing or electronically, acknowledging receipt of such disclosure. The disclosure provided shall contain the following wording, in no less than fourteen-point font:

"College level credits earned at (Institution name) may not be transferrable to other higher learning/postsecondary learning institutions, including, but not limited to, universities, colleges, junior colleges, community colleges, or trade schools accredited by a regional accrediting body recognized by the United States Department of Higher Education.

Contact the institution receiving the transferred credit(s) for more information."

4. Notwithstanding any provision of this section or any other law, institutions of higher education affiliated with religious organizations that are accredited by a national faith-related accrediting organization recognized by the United States Department of Education shall be exempt from the disclosure requirements of this section.

173.2530. Beginning in the 2020-21 school year, and continuing on an annual basis thereafter, each public institution of higher education shall publish a report measuring compliance with the standards promulgated by the International Association of Counseling Services, Inc. relating to mental health services provided on college campuses. The report shall include a measure of the institution's ability to adequately meet student mental health needs. All reports required by this section shall be made available to the public.

174.160. The board of regents of each state college and each state teachers college shall have power and authority to confer upon students, by diploma under
the common seal, such degrees as are usually granted by such colleges, and additional degrees only when authorized by the coordinating board for higher education in circumstances in which offering such degree would not unnecessarily duplicate an existing program, collaboration is not feasible or a viable means of meeting the needs of students and employers, and the institution has the academic and financial capacity to offer the program in a high quality manner. In the case of nonresearch doctoral degrees in allied health professions, an institution may be authorized to offer such degree independently if offering it in collaboration with another institution would not increase the quality of the program or allow it to be delivered more efficiently. Such boards shall have the power and authority to confer degrees in engineering only in collaboration with the University of Missouri, provided that such collaborative agreements are approved by the governing board of each institution and that in these instances the University of Missouri will be the degree granting institution. Should the University of Missouri decline to collaborate in the offering of such programs, one of these institutions may seek approval of the program through the coordinating board for higher education's comprehensive review process when doing so would not unnecessarily duplicate an existing program, collaboration is not feasible or a viable means of meeting the needs of students and employers, and the institution has the academic and financial capacity to offer the program in a high quality manner.

174.225. [Missouri State University] No state college or university shall [not] seek the land grant designation held by Lincoln University and the University of Missouri [nor shall Missouri State University seek] or the research designation currently held by the University of Missouri. [Missouri State University shall offer engineering programs and doctoral programs only in cooperation with the University of Missouri; provided that such cooperative agreements are approved by the governing boards of each institution and that in these instances the University of Missouri shall be the degree-granting institution. Should the University of Missouri decline to cooperate in the offering of such programs within one year of the formal approval of the coordinating board, Missouri State University may cooperate with another educational institution, or directly offer the degree. In all cases, the offering of such degree
programs shall be subject to the approval of the coordinating board for higher education, or any other higher education governing authority that may replace it. Missouri State University may offer doctoral programs in audiology and physical therapy. Missouri State University shall neither offer nor duplicate the professional programs at the University of Missouri including, without limitation, those that train medical doctors, pharmacists, dentists, veterinarians, optometrists, lawyers, and architects. The alteration of the name of Southwest Missouri State University to Missouri State University shall not entitle Missouri State University to any additional state funding.

174.231. 1. On and after August 28, 2005, the institution formerly known as Missouri Southern State College located in Joplin, Jasper County, shall be known as "Missouri Southern State University". Missouri Southern State University is hereby designated and shall hereafter be operated as a statewide institution of international or global education. The Missouri Southern State University is hereby designated a moderately selective institution which shall provide associate degree programs except as provided in subsection 2 of this section, baccalaureate degree programs, and graduate degree programs pursuant to subdivisions (1) and [(2) (3)] of subsection 2 of section 173.005. The institution shall develop such academic support programs and public service activities it deems necessary and appropriate to establish international or global education as a distinctive theme of its mission. [Consistent with the provisions of section 174.324, Missouri Southern State University is authorized to offer master's level degree programs in accountancy, subject to the approval of the coordinating board for higher education as provided in subdivision (1) of subsection 2 of section 173.005.]

2. As of July 1, 2008, Missouri Southern State University shall discontinue any and all associate degree programs unless the continuation of such associate degree programs is approved by the coordinating board for higher education pursuant to subdivision (1) of subsection 2 of section 173.005.

174.251. 1. On and after August 28, 2005, the institution formerly known as Missouri Western State College at St. Joseph, Buchanan County, shall hereafter be known as the "Missouri Western State University". Missouri Western State University is hereby designated and shall hereafter be operated as a statewide institution of applied learning. The Missouri Western State University is hereby designated an open enrollment institution which shall provide associate degree programs except as provided in subsection 2 of this
section, baccalaureate degree programs, and graduate degree programs pursuant
to [subdivisions (1) and (2) of] subsection 2 of section 173.005. The institution
shall develop such academic support programs as it deems necessary and
appropriate to an open enrollment institution with a statewide mission of applied
learning. [Consistent with the provisions of section 174.324, Missouri Western
State University is authorized to offer master's level degree programs in
accountancy, subject to the approval of the coordinating board for higher
education as provided in subdivision (1) of subsection 2 of section 173.005.]

2. As of July 1, 2010, Missouri Western State University shall discontinue
any and all associate degree programs unless the continuation of such associate
degree program is approved by the coordinating board for higher education
pursuant to [subdivision] subsection 2 of section 173.005.

174.500. 1. The board of governors of Missouri State University is
authorized to continue the program of higher education at West Plains, Missouri,
which was begun in 1963 and which shall be known as the "West Plains Campus
of Missouri State University". Missouri State University may include an
appropriation request for the branch facility at West Plains in its operating
budget.

2. The coordinating board for higher education in cooperation with the
board of governors shall develop a mission implementation plan for the campus
at West Plains, Howell County, which is known as the "West Plains Campus
of Missouri State University", and which shall be a teaching institution, offering
one-year certificates, two-year associate degrees and credit and noncredit courses
to both traditional and nontraditional students to meet the ongoing and emerging
employer and educational needs of the citizens of the area served. The West
Plains campus of Missouri State University may offer baccalaureate
degrees only when authorized by the coordinating board for higher
education in circumstances where the level of education required in a
field for accreditation or licensure increases to the baccalaureate
degree level or, in the case of applied bachelor's degrees, the level of
education required for employment in a field increases to that level,
and when doing so would not unnecessarily duplicate an existing
program, collaboration with a university is not feasible or the approach
is not a viable means of meeting the needs of students and employers,
and the institution has the academic and financial capacity to offer the
program in a high quality manner. Quality for such baccalaureate
degree programs shall be evaluated at least in part by delivery of upper-level coursework or competencies, and defined by accreditation or compliance with the Higher Learning Commission standards for bachelor's degrees.

178.636. 1. State Technical College of Missouri shall be a special purpose institution that shall make available to students from all areas of the state exceptional educational opportunities through highly specialized and advanced technical education and training at the certificate and associate degree level in both emerging and traditional technologies with particular emphasis on technical and vocational programs not commonly offered by community colleges or area vocational technical schools. Primary consideration shall be placed on the industrial and technological manpower needs of the state. In addition, State Technical College of Missouri is authorized to assist the state in economic development initiatives and to facilitate the transfer of technology to Missouri business and industry directly through the graduation of technicians in advanced and emerging disciplines and through technical assistance provided to business and industry. State Technical College of Missouri is authorized to provide technical assistance to area vocational technical schools and community colleges through supplemental on-site instruction and distance learning as such area vocational technical schools and community colleges deem appropriate.

2. Consistent with the mission statement provided in subsection 1 of this section, State Technical College of Missouri shall offer vocational and technical programs leading to the granting of certificates, diplomas, and applied science associate degrees, or a combination thereof[. but not including]. State Technical College of Missouri may offer [or higher] degrees only when authorized by the coordinating board for higher education in circumstances where the level of education required in a field for accreditation or licensure increases to the baccalaureate degree level or, in the case of applied bachelor's degrees, the level of education required for employment in a field increases to that level, and when doing so would not unnecessarily duplicate an existing program, collaboration with a university is not feasible or the approach is not a viable means of meeting the needs of students and employers, and the institution has the academic and financial capacity to offer the program in a high quality manner. Quality for such baccalaureate degree programs shall be evaluated at least in part by
The delivery of upper-level coursework or competencies, and defined by accreditation or compliance with the Higher Learning Commission standards for bachelor's degrees. State Technical College of Missouri shall also continue its role as a recognized area vocational technical school as provided by policies and procedures of the state board of education.

[174.324. 1. Notwithstanding any law to the contrary, Missouri Western State University and Missouri Southern State University may offer master's degrees in accounting, subject to any terms and conditions of the Missouri state board of accountancy applicable to any other institution of higher education in this state which offers such degrees, and subject to approval of the coordinating board for higher education.

2. Any new master's degree program offered at Missouri Southern State University, Missouri Western State University, or any other public institution of higher education in this state must be approved by the coordinating board for higher education pursuant to the provisions of subdivision (1) or (2) of subsection 2 of section 173.005.]