

FIRST REGULAR SESSION  
[P E R F E C T E D]  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 465**  
**100TH GENERAL ASSEMBLY**

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Reported from the Committee on Government Reform, March 28, 2019, with recommendation that the Senate Committee Substitute do pass.

Senate Committee Substitute for Senate Bill No. 465, adopted April 10, 2019.

Taken up for Perfection April 10, 2019. Bill declared Perfected and Ordered Printed, as amended.

ADRIANE D. CROUSE, Secretary.

2230S.03P

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**AN ACT**

To repeal section 163.018, RSMo, and to enact in lieu thereof two new sections relating to early childhood education programs, with an emergency clause for a certain section.

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

Section A. Section 163.018, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 162.703 and 163.018, to read as follows:

**162.703. 1. Subject to appropriations and notwithstanding any rules and regulations to the contrary relating to lease agreements for early childhood special education program facilities, including but not limited to 5 CSR 30-640.200, the department shall not apply any funding formula to determine the maximum allowable cost per fiscal year for early learning program facility lease agreements for any lease agreement entered into by a school district before March 2, 2015.**

**2. The provisions of this section shall expire on August 28, 2024.**

163.018. 1. (1) Notwithstanding the definition of "average daily attendance" in subdivision (2) of section 163.011 to the contrary, pupils between the ages of three and five who are eligible for free and reduced price lunch and attend an early childhood education program:

(a) That is operated by and in a district or by a charter school that has declared itself as a local educational agency providing full-day kindergarten and that meets standards established by the state board of education; or

(b) That is under contract with a district or charter school that

9 **has declared itself as a local educational agency and that meets**  
10 **standards established by the state board of education**

11 shall be included in the district's or charter school's calculation of average daily  
12 attendance. The total number of such pupils included in the district's or charter  
13 school's calculation of average daily attendance shall not exceed four percent of  
14 the total number of pupils who are eligible for free and reduced price lunch  
15 between the ages of five and eighteen who are included in the district's or charter  
16 school's calculation of average daily attendance.

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

23 2. **In establishing standards for any early childhood education**  
24 **program that is under contract with a district or charter school that**  
25 **has declared itself as a local educational agency, the state board of**  
26 **education shall consider:**

27 (1) **Whether a program offers full-day and full-year programming;**

28 (2) **Whether a program has teacher-to-child ratios consistent with**  
29 **reasonable standards set by early childhood education program**  
30 **accrediting agencies;**

31 (3) **Whether a program offers professional development supports**  
32 **for educators and the type of supports offered;**

33 (4) **Whether a program uses appropriately credentialed**  
34 **educators;**

35 (5) **Whether a program uses an early childhood education**  
36 **curriculum that has been approved by the department of elementary**  
37 **and secondary education and whether the curriculum is**  
38 **developmentally appropriate; and**

39 (6) **Any other factor that the state board of education determines**  
40 **to be significant in ensuring that children achieve high levels of**  
41 **kindergarten readiness.**

42 **The state board of education shall require that staff members of any**  
43 **early childhood education program that is under contract with a**  
44 **district or charter school that has declared itself as a local educational**

45 **agency undergo background checks as described in section 168.133.**

46 **3.** This section shall not require school attendance beyond that mandated  
47 under section 167.031 and shall not change or amend the provisions of sections  
48 160.051, 160.053, 160.054, and 160.055 relating to kindergarten attendance.

Section B. Because of the importance of continued funding for early  
2 childhood education programs, the enactment of section 162.703 of this act is  
3 deemed necessary for the immediate preservation of the public health, welfare,  
4 peace and safety, and is hereby declared to be an emergency act within the  
5 meaning of the constitution, and the enactment of section 162.703 of this act shall  
6 be in full force and effect upon its passage and approval.

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Bill

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