

SECOND REGULAR SESSION

SENATE BILL NO. 931

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR ARTHUR.

Read 1st time January 27, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4925S.011

AN ACT

To repeal section 163.018, RSMo, and to enact in lieu thereof one new section relating to calculation of average daily attendance for early childhood education programs.

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

Section A. Section 163.018, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 163.018, to read as follows:

163.018. 1. **For purposes of this section, the following terms shall mean:**

(1) "Eligible program", an early childhood education program that is either:

(a) Operated by and in a school 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) Under contract with a school district or charter school that has declared itself as a local educational agency and that meets standards established by the state board of education and this section;

(2) "Qualifying pupil", a pupil ages three, four, or five who is eligible for free and reduced price lunch and attends an eligible program.

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

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

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

22 (b) That is under contract with a district or charter school that has
23 declared itself as a local educational agency and that meets standards established
24 by the state board of education;] **who attend eligible programs** shall be
25 included in the district's or charter school's calculation of average daily
26 attendance. **For the 2020-2021 school year, the total number of [such]**
27 **qualifying** pupils included in the district's or charter school's calculation of
28 average daily attendance shall not exceed four percent of the total number of
29 **non-qualifying** pupils **ages five through eighteen** who are eligible for free
30 and reduced price lunch [between the ages of five and eighteen] **and** who are
31 included in the district's or charter school's calculation of average daily
32 attendance. **For the 2021-2022 school year, the total number of qualifying**
33 **pupils included in the district's or charter school's calculation of**
34 **average daily attendance shall not exceed six percent of the total**
35 **number of non-qualified pupils ages five through eighteen who are**
36 **eligible for free and reduced price lunch and who are included in the**
37 **district's or charter school's calculation of average daily**
38 **attendance. For the 2022-2023 school year, the total number of**
39 **qualifying pupils included in the district's or charter school's**
40 **calculation of average daily attendance shall not exceed eight percent**
41 **of the total number of non-qualified pupils ages five through eighteen**
42 **who are eligible for free and reduced price lunch and who are included**
43 **in the district's or charter school's calculation of average daily**
44 **attendance. For the 2023-2024 school year, and each school year**
45 **thereafter, the total number of qualifying pupils included in the**
46 **district's or charter school's calculation of average daily attendance**
47 **shall not exceed ten percent of the total number of non-qualified pupils**
48 **ages five through eighteen who are eligible for free and reduced price**
49 **lunch and who are included in the district's or charter school's**
50 **calculation of average daily attendance.**

51 (2) If a **qualifying** pupil [described under subdivision (1) of this
52 subsection] leaves an [early childhood education] **eligible** program during the
53 school year, a district or charter school shall be allowed to fill the vacant
54 enrollment spot with another **qualifying** pupil [between the ages of three and

55 five who is eligible for free and reduced price lunch] without affecting the
56 district's or charter school's calculation of average daily attendance.

57 [2.] 3. In establishing standards for any early childhood education
58 program that is under contract with a district or charter school that has declared
59 itself as a local educational agency, the state board of education shall consider:

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

61 (2) Whether a program has teacher-to-child ratios consistent with
62 reasonable standards set by early childhood education program accrediting
63 agencies;

64 (3) Whether a program offers professional development supports for
65 educators and the type of supports offered;

66 (4) Whether a program uses appropriately credentialed educators;

67 (5) Whether a program uses an early childhood education curriculum that
68 has been approved by the department of elementary and secondary education and
69 whether the curriculum is developmentally appropriate; and

70 (6) Any other factor that the state board of education determines to be
71 significant in ensuring that children achieve high levels of kindergarten
72 readiness.

73 The state board of education shall require that staff members of any early
74 childhood education program that is under contract with a district or charter
75 school that has declared itself as a local educational agency undergo background
76 checks as described in section 168.133.

77 [3.] 4. This section shall not require school attendance beyond that
78 mandated under section 167.031 and shall not change or amend the provisions
79 of sections 160.051, 160.053, 160.054, and 160.055 relating to kindergarten
80 attendance.

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