

SENATE BILL NO. 555

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR HOSKINS.

2704S.01I

ADRIANE D. CROUSE, Secretary

AN ACT

To amend chapters 162 and 170, RSMo, by adding thereto two new sections relating to liability claims in educational settings.

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

Section A. Chapters 162 and 170, RSMo, are amended by
2 adding thereto two new sections, to be known as sections 162.012
3 and 170.038, to read as follows:

**162.012. 1. For purposes of this section, the
2 following terms mean:**

3 (1) "School-sponsored activity", any activity
4 sponsored by a school including, but not limited to,
5 participation in a work-based learning program in which
6 training or work activities are conducted at the premises of
7 or under the direction of an employer participating in the
8 program;

9 (2) "Work-based learning program", the same meaning
10 given to the term in section 170.038.

11 2. The school board of any school district may
12 purchase insurance contracts to insure against loss,
13 damages, or expenses incident to a claim arising out of the
14 sickness, bodily injury, or death by accident of any student
15 injured on school premises or during school-sponsored
16 activities. For purposes of this subsection, travel to and
17 from any work-based learning program shall constitute a
18 school-sponsored activity.

19 3. The school board of any school district may
20 purchase insurance contracts for the benefit of students to
21 insure against loss resulting from the loss of, theft of, or
22 damage to the personal property of students while on school
23 premises or during school-sponsored activities.

 170.038. 1. For purposes of this section, the
2 following terms mean:

3 (1) "Secondary education", education of students who
4 attend secondary schools;

5 (2) "Secondary school", a public school giving
6 instruction in a grade or grades not lower than the sixth
7 nor higher than the twelfth grade;

8 (3) "Work-based learning program", a learning program
9 in a secondary education curriculum that:

10 (a) Includes, but is not limited to, work study, on-
11 the-job training, job shadowing, internships, clinicals,
12 practicums, cooperative projects, and industry-led service-
13 learning projects;

14 (b) Is incorporated into coursework or related to a
15 specific field of study; and

16 (c) Integrates knowledge and theory learned in the
17 classroom with the practical application and development of
18 technical skills and proficiencies in a professional work
19 setting.

20 2. An employer who accepts a secondary school student
21 in a work-based learning program shall not be subject to
22 civil liability for any claim arising from the student's
23 negligent act or omission.

24 3. Nothing in this section shall provide immunity for
25 gross negligence or willful misconduct.

✓