

SENATE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 711

AN ACT

To repeal sections 160.480, 160.660, 160.2700, 160.2705, 160.2710, 161.670, 163.045, 167.020, 167.022, 167.115, 167.117, 167.151, 167.164, 167.624, 168.021, 168.025, 168.036, 168.407, 168.409, 168.500, 170.014, 170.315, and 177.086, RSMo, and to enact in lieu thereof forty new sections relating to elementary and secondary education, with penalty provisions.

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

Section A. Sections 160.480, 160.660, 160.2700, 160.2705,  
2 160.2710, 161.670, 163.045, 167.020, 167.022, 167.115, 167.117,  
3 167.151, 167.164, 167.624, 168.021, 168.025, 168.036, 168.407,  
4 168.409, 168.500, 170.014, 170.315, and 177.086, RSMo, are  
5 repealed and forty new sections enacted in lieu thereof, to be  
6 known as sections 160.264, 160.421, 160.480, 160.482, 160.485,  
7 160.660, 160.663, 160.2700, 160.2705, 160.2710, 161.264,  
8 161.670, 163.045, 167.020, 167.022, 167.115, 167.117, 167.151,  
9 167.164, 167.624, 167.1200, 167.1205, 167.1210, 167.1211,  
10 167.1212, 167.1215, 167.1220, 167.1224, 167.1225, 167.1229,  
11 167.1230, 168.021, 168.025, 168.036, 168.407, 168.409, 168.500,  
12 170.014, 170.315, and 177.086, to read as follows:

160.264. A student who is subject to suspension or  
2 expulsion as provided under chapter 160 or chapter 167 shall  
3 be counted as being in attendance for the following purposes:

4        (1) Calculating the attendance rate under the Missouri  
5 school improvement plan or any other similar school  
6 accountability system utilized by the department that  
7 utilizes student attendance as a metric of school  
8 performance; and

9        (2) Calculating a local education agency's weighted  
10 average daily attendance under section 163.031.

160.421. 1. A political subdivision shall not adopt,  
2 enforce, impose, or administer an ordinance, local policy,  
3 or local resolution that prohibits property sold, leased, or  
4 transferred by the political subdivision from being used by  
5 a charter school for any lawful educational purpose.

6        2. A political subdivision shall not impose, enforce,  
7 or apply any deed restriction that expressly, or by its  
8 operation, prohibits property sold, leased, or transferred  
9 by the political subdivision from being used by a charter  
10 school for any lawful educational purpose. Any deed  
11 restriction or affirmative-use deed restriction that  
12 affirmatively allows for only one or more specified uses or  
13 purposes that do not include any educational use or purpose  
14 by a charter school is prohibited under this section. Any  
15 deed restriction or affirmative-use deed restriction in  
16 effect on August 28, 2025, that prohibits or does not permit  
17 property previously used for any educational purpose from  
18 being used for any future educational purpose by a charter  
19 school is void.

20        3. If a political subdivision offers property of the  
21 political subdivision for sale, lease, or rent, the  
22 political subdivision shall not refuse to sell, lease, or  
23 rent the property to a charter school solely because the  
24 charter school intends to use the property for an  
25 educational purpose, if the intent of the charter school is  
26 to use the property for a lawful educational purpose. If a

27 political subdivision offers property of the political  
28 subdivision for sale, lease, or rent, the political  
29 subdivision is not required to sell, lease, or rent the  
30 property to a charter school solely because the charter  
31 school intends to use the property for an educational  
32 purpose.

33 4. If a political subdivision sells, leases, or  
34 transfers property that was previously prohibited from being  
35 sold, leased, or transferred to a charter school, such  
36 agreement to sell, lease, or transfer property to a charter  
37 school shall contain provisions related to the maintenance  
38 and upkeep of such property.

39 5. Any ordinance, policy, regulation, deed, or  
40 contract made in violation of this section shall be void  
41 from its inception.

42 6. For purposes of this section, "political  
43 subdivision" shall include, but shall not be limited to,  
44 municipalities, counties, and school districts.

160.480. 1. The board of education of each school  
2 district [in this state is authorized to] and the governing  
3 board of each charter school shall adopt [an] a  
4 comprehensive emergency [preparedness] operations plan [to]  
5 that shall address [the use of school resources, including  
6 school facilities, commodity foods, school buses, and  
7 equipment if a natural disaster or other community emergency  
8 occurs]:

9 (1) School safety, crises, and emergency operations;  
10 (2) Prevention, preparation, operations, and follow-up;  
11 (3) Collaboration with local law enforcement agencies,  
12 providers of fire protection services, and emergency  
13 management; and

14 (4) Consideration of supporting mental health needs of  
15 all involved in any crisis.

16           2. The emergency operations plan shall be shared with  
17 local law enforcement agencies, providers of fire protection  
18 services, and emergency management.

19           3. The emergency **[preparedness]** operations plan may  
20 authorize the superintendent or other designated school  
21 officials to approve use of school resources to provide  
22 relief to the community if an emergency occurs.

23           **[3.]** 4. Food assistance may be provided using  
24 commodities distributed by the United States Department of  
25 Agriculture consistent with the standards for emergency  
26 congregate feeding under such program.

27           **[4.]** 5. The use of school resources under this section  
28 shall be subject to review by the board of education or  
29 charter school governing board within thirty days of  
30 authorization or as soon as reasonably possible.

31           6. The board of education of each school district and  
32 the governing board of each charter school shall ensure the  
33 completion of a physical security site assessment at each  
34 facility annually.

35           7. The department of elementary and secondary  
36 education shall develop standards for emergency operations  
37 plans described in subsection 1 of this section and shall  
38 annually ensure compliance with the adoption of the  
39 emergency operations plan described in subsection 1 of this  
40 section.

41           8. The department of elementary and secondary  
42 education shall develop standards for the annual physical  
43 security site assessment described in subsection 6 of this  
44 section using nationally accepted methodology and shall  
45 ensure compliance with the completion of the assessment  
46 described in subsection 6 of this section.

          160.482. 1. As used in this section, the following  
2 terms mean:

3       (1) "Automated external defibrillator" or "AED", a  
4 lightweight, portable device that:

5       (a) Is used to administer an electric shock through  
6 the chest wall to the heart;

7       (b) Has built-in computers within the device to assess  
8 the patient's heart rhythm, determine whether defibrillation  
9 is needed, and administer the shock;

10       (c) Has audible or visual prompts, or both, to guide  
11 the user through the process;

12       (d) Has received approval from the U.S. Food and Drug  
13 Administration of its pre-market modification filed under 21  
14 U.S.C. Section 360(k), as amended;

15       (e) Is capable of recognizing the presence or absence  
16 of ventricular fibrillation and rapid ventricular  
17 tachycardia and is capable of determining without  
18 intervention by an operator whether defibrillation should be  
19 performed; and

20       (f) Upon determining defibrillation should be  
21 performed, either automatically charges and delivers an  
22 electrical impulse to an individual's heart or charges and  
23 delivers an electrical impulse at the command of the  
24 operator;

25       (2) "Cardiopulmonary resuscitation" or "CPR", a  
26 combination of rescue breathing, chest compressions, and  
27 external cardiac massage used to sustain an individual's  
28 life until advanced assistance arrives;

29       (3) "Defibrillation", administering an electrical  
30 impulse to an individual's heart in order to stop  
31 ventricular fibrillation or rapid ventricular tachycardia;

32       (4) "Emergency services provider", any public  
33 employer, or ground or air ambulance service as those terms  
34 are used in chapter 190, that employs persons to provide

fire fighting, dispatching services, and emergency medical services;

(5) "Extracurricular event", any school-sponsored program or voluntary activity sponsored by the school, local education agency, or an organization sanctioned by the local education agency or charter school at which students compete for the purpose of:

(a) Receiving an award, rating, recognition, or criticism;

(b) Qualifying for additional competition; or

(c) Preparing for and involvement in public performances, contests, athletic competitions, demonstrations, displays, and club activities;

(6) "Project ADAM (Automated Defibrillators in Adam's Memory)", a national, nonprofit organization focused on education around preventing and planning to respond to cardiac arrest;

(7) "Protocol", currently approved and accepted procedures describing specific steps a provider is required to follow in assessing and treating a patient;

(8) "Public school", the same definition as in section 160.011. The term shall be construed to include a charter school;

(9) "School campus", any public school building or cluster of buildings, and grounds around such public school building or cluster of buildings, used for any public school purpose including, but not limited to, an extracurricular activity, organized physical activity courses, early childhood education programs, or school district administration;

(10) "School personnel", a school district or charter school employee approved by the school board of the school district or governing board of the charter school or a

contract employee of the school district or charter school who is required to follow school policy and procedures;

(11) "School-sponsored event", any event or activity sponsored by the public school or school district including, but not limited to, athletic events, booster clubs, parent-teacher organizations, or any activity designed to enhance the school curriculum whether on the school campus or not;

(12) "Sudden cardiac arrest", a condition that occurs when the heart malfunctions and stops beating unexpectedly, is due to abnormal heart rhythms called arrhythmias, and is generally the result of some underlying form of heart disease;

(13) "Ventricular fibrillation", the most common arrhythmia that causes cardiac arrest and a condition in which the heart's electrical impulses suddenly become chaotic, often without warning, causing the heart's pumping action to stop abruptly.

2. For the 2026-27 school year and all subsequent school years, each public school shall develop and implement a cardiac emergency response plan that addresses the appropriate use of school personnel to respond to incidents involving an individual experiencing sudden cardiac arrest or a similar life-threatening emergency while on a school campus.

3. Members of each public school's administration shall coordinate directly with local emergency services providers to integrate the public school's cardiac emergency response plan into the local emergency services providers' protocols. A cardiac emergency response plan shall integrate evidence-based core elements, such as those recommended by the American Heart Association guidelines, Project ADAM, or another set of nationally recognized, evidence-based standards or core elements.

101        4. The cardiac emergency response plan shall  
102 integrate, at a minimum, the following core elements:  
103        (1) Establishment of a cardiac emergency response team;  
104        (2) Activation of the team in response to a sudden  
105 cardiac arrest;  
106        (3) Implementation of AED placement and routine  
107 maintenance throughout the school campus;  
108        (4) Dissemination of the plan throughout the school  
109 campus;  
110        (5) Maintenance of ongoing staff training in CPR and  
111 AED use;  
112        (6) Practice of the cardiac emergency response plan  
113 using drills annually;  
114        (7) Integration of the plan into the local emergency  
115 services providers' protocols; and  
116        (8) Both annual and continuous reviews and evaluations  
117 of the plan.  
118        5. Appropriate AED placement shall be dictated by the  
119 cardiac emergency response plan and in accordance with  
120 guidelines set by the American Heart Association or  
121 nationally recognized guidelines focused on emergency  
122 cardiovascular care. An AED should be identified with  
123 appropriate signage and be on-site or placed and made  
124 available in an unlocked location on school property.  
125        6. For schools with an athletic department or  
126 organized school athletic program, an automated external  
127 defibrillator shall be clearly marked and easily accessible  
128 in an unlocked location at each school athletic venue and  
129 event. The AED shall be accessible during the school day  
130 and any school-sponsored athletic event or team practice in  
131 which pupils of the school are participating. It is  
132 recommended, to the extent possible, that the governing body  
133 of a public school shall make the best effort possible to



134 ensure that the AED placement as described in this  
135 subsection is accessible within three minutes of cardiac  
136 arrest.

137 7. Appropriate school personnel shall be certified in  
138 first aid, CPR, and AED use following guidelines set forth  
139 by the American Heart Association or nationally recognized  
140 guidelines focused on emergency cardiovascular care. The  
141 school personnel required to be certified shall be  
142 determined by the cardiac emergency response plan and shall  
143 include, but shall not be limited to, athletic coaches,  
144 school nurses, and athletic trainers.

145 8. Nothing contained in this section shall be  
146 construed to create a cause of action against a school  
147 district, charter school, or any personnel of a school  
148 district or charter school.

160.485. 1. This section shall be known and may be  
2 cited as the "Stop the Bleed Act".

3 2. As used in this section, the following terms mean:  
4 (1) "Bleeding control kit", a first aid response kit  
5 that contains at least the following:

6 (a) Tourniquets that are:  
7 a. Endorsed by the United States Department of Defense  
8 Committee on Tactical Combat Casualty Care or its successor  
9 entity; or

10 b. Approved for use in battlefield trauma care by the  
11 Armed Forces of the United States;

12 (b) Bleeding control bandages;  
13 (c) Latex-free protective gloves;  
14 (d) Permanent markers;

15 (e) Instructional documents developed by the United  
16 States Department of Homeland Security's Stop the Bleed  
17 national awareness campaign or the American College of  
18 Surgeons Committee on Trauma, or both; and

19        (f) Other medical materials and equipment similar to  
20 those described in paragraphs (a) and (b) of this  
21 subdivision;

22        (2) "Department", the department of elementary and  
23 secondary education;

24        (3) "Emergency medical services personnel", paid or  
25 volunteer firefighters, law enforcement officers, first  
26 responders, emergency medical technicians, or other  
27 emergency service personnel acting within the ordinary  
28 course and scope of those professions, but excluding  
29 physicians;

30        (4) "School personnel", any employee of a public  
31 school district or charter school, or any volunteer serving  
32 at a public school or charter school, who is designated to  
33 use a bleeding control kit under this section.

34        3. (1) Before January 1, 2026, the department shall  
35 develop a traumatic blood loss protocol for school personnel  
36 to follow in the event of an injury involving traumatic  
37 blood loss. The protocol shall meet the requirements of  
38 this section and shall be made available to each school  
39 district and charter school.

40        (2) The traumatic blood loss protocol shall:

41        (a) Require that a bleeding control kit be placed in  
42 areas where there is likely to be high traffic or  
43 congregation, such as auditoriums, cafeterias, or  
44 gymnasiums, and areas where risk of injury may be elevated,  
45 including vocational classes such as woodworking or  
46 automotive classes, of each school district's school  
47 buildings and each charter school in an easily accessible  
48 location of such areas to be determined by local emergency  
49 medical services personnel;

50        (b) Include bleeding control kits in the emergency  
51 plans of each school district and charter school, including

52 the presentation and use of the bleeding control kits in all  
53 drills and emergencies;

54 (c) Require each school district and charter school to  
55 designate in each school building a school nurse or school  
56 health care provider or, if no school nurse or school health  
57 care provider is available, a school personnel member, who  
58 shall obtain appropriate training annually in the use of a  
59 bleeding control kit including, but not limited to:

60 a. The proper application of pressure to stop bleeding;

61 b. The proper application of dressings or bandages;

62 c. Additional pressure techniques to control bleeding;

63 and

64 d. The correct application of tourniquets;

65 (d) Require each bleeding control kit in school  
66 inventories to be inspected annually to ensure that the  
67 materials, supplies, and equipment contained in the bleeding  
68 control kit have not expired and that any expired materials,  
69 supplies, and equipment are replaced as necessary; and

70 (e) Require a bleeding control kit to be restocked  
71 after each use and any materials, supplies, and equipment to  
72 be replaced as necessary to ensure that the bleeding control  
73 kit contains all necessary materials, supplies, and  
74 equipment.

75 4. (1) The department shall, in collaboration with  
76 the United States Department of Homeland Security and the  
77 department of public safety, include requirements in the  
78 traumatic blood loss protocol for school personnel to  
79 receive annual training in the use of bleeding control kits.

80 (2) The training requirements shall be satisfied by  
81 successful completion and certification under the "STOP THE  
82 BLEED" course as promulgated by the American College of  
83 Surgeons Committee on Trauma or the American Red Cross.

84       (3) The training requirements may allow online  
85 instruction.

86       5. (1) A bleeding control kit may contain any  
87 additional items that:

88       (a) Are approved by emergency medical services  
89 personnel, as such term is defined in section 190.600;

90       (b) Can adequately treat an injury involving traumatic  
91 blood loss; and

92       (c) Can be stored in a readily available kit.

93       (2) Quantities of each item required to be in a  
94 bleeding control kit may be determined by each school  
95 district.

96       6. (1) The department and each school district and  
97 charter school shall maintain information regarding the  
98 traumatic blood loss protocol and the Stop the Bleed  
99 national awareness campaign on each entity's website.

100       (2) Upon request by a school district or a charter  
101 school, the department may, in collaboration with the  
102 department of public safety, direct the school district or  
103 charter school to resources that are available to provide  
104 bleeding control kits to the school district or charter  
105 school.

106       7. (1) Except as otherwise provided in this  
107 subsection, each school district and charter school shall  
108 implement the traumatic blood loss protocol developed under  
109 this section before the end of the 2025-26 school year.

110       (2) The requirements that a bleeding control kit be  
111 placed as required in paragraph (a) of subdivision (2) of  
112 subsection 3 of this section, that each kit be restocked as  
113 necessary, and that school personnel receive training under  
114 this section shall be subject to an appropriation by the  
115 general assembly to cover all costs related to such  
116 requirements.

117       (3) Any school district or charter school may receive  
118 donations of funds for the purchase of bleeding control kits  
119 that meet the requirements of this section and may receive  
120 donations of bleeding control kits that meet the  
121 requirements of this section.

122       8. This section shall not be construed to create a  
123 cause of action against a school district, a charter school,  
124 or any school personnel. Any school personnel who in good  
125 faith use a bleeding control kit as provided by this section  
126 shall be immune from all civil liability for any act or  
127 omission in the use of a bleeding control kit unless the act  
128 or omission constitutes gross negligence or willful, wanton,  
129 or intentional misconduct.

160.660. 1. On or before July 1, [2001] 2026, the  
2 state board of education shall add to any school facilities  
3 and safety criteria developed for the Missouri school  
4 improvement program provisions that require:

5       (1) Each school district to designate a primary and  
6 secondary school safety coordinator;

7       (2) Each school district's [designated] primary and  
8 secondary safety coordinator to have a thorough knowledge of  
9 all federal, state and local school violence prevention  
10 programs and resources available to students, teachers or  
11 staff in the district; and

12       [(2)] (3) Each school district to fully utilize all  
13 such programs and resources that the local school board or  
14 its designee determines are necessary and cost-effective for  
15 the school district.

16       2. Each school district shall require the school  
17 safety coordinators and other designated personnel, as  
18 necessary, to complete within one calendar year of being  
19 designated as a school safety coordinator, either:

20       (1) (a) The Federal Emergency Management  
21 Administration's (FEMA) IS-100.C: Introduction to the  
22 Incident Command System, ICS 100, or its successor course;  
23 and

24       (b) The Federal Emergency Management Administration's  
25 (FEMA) IS-200.C: Basic Incident Command System for Initial  
26 Response, ICS-200, or its successor course; or

27       (2) The Incident Command System (ICS) for Schools  
28 course provided by the Missouri School Boards' Association's  
29 Center for Education Safety (CES), or its successor course  
30 created by CES to replace the ICS for Schools course.

31       3. Any rule or portion of a rule, as that term is  
32 defined in section 536.010, that is created under the  
33 authority delegated in this section shall become effective  
34 only if it complies with and is subject to all of the  
35 provisions of chapter 536 and, if applicable, section  
36 536.028. This section and chapter 536 are nonseverable and  
37 if any of the powers vested with the general assembly  
38 pursuant to chapter 536 to review, to delay the effective  
39 date or to disapprove and annul a rule are subsequently held  
40 unconstitutional, then the grant of rulemaking authority and  
41 any rule proposed or adopted after August 28, 2000, shall be  
42 invalid and void.

160.663. 1. As used in this section, the following  
2 terms mean:

3       (1) "Anti-intruder door lock", a mechanical or  
4 electronic door-locking mechanism on an interior door that  
5 is designed to keep an intruder from entering an interior  
6 room that shall:

7       (a) Be capable of:

8       a. Locking from inside or outside the room;

9       b. Unlocking from outside the room with a key or other  
10 approved means; and

11 c. Locking or unlocking from inside the room without  
12 the use of a key or special knowledge or effort; and

13 (b) Control access to the room;

14 (2) "Bullet-resistant window film", glass, plastic  
15 film, or another synthetic or natural substance applied to  
16 existing glass that can withstand the minimum standard for  
17 forced entry resistance as determined by the United States  
18 Department of State Certification Standard SD-STD.01.01,  
19 Revision G, or its successor standard;

20 (3) "Exterior door or entryway", any location of  
21 normal ingress and egress into or out of a school building  
22 and any glass sidelight that is architecturally part of the  
23 entryway;

24 (4) "Interior door", an egress door from a classroom,  
25 office, or other occupied room that provides access to the  
26 interior of a building.

27 2. Except as otherwise provided in this section, each  
28 school district and charter school shall equip each:

29 (1) Interior door with an anti-intruder door lock; and

30 (2) Exterior door or entryway with bullet-resistant  
31 window film on the glass of such door or entryway.

32 3. A school district or charter school shall not be  
33 required to equip an interior door with an anti-intruder  
34 door lock or to equip the glass of an exterior door or  
35 entryway with bullet-resistant window film under this  
36 section unless the general assembly specifically  
37 appropriates moneys to cover all costs related to equipping  
38 such door or entryway with such lock or window film.

39 4. (1) Each exterior door or entryway and interior  
40 door installed after the effective date of this section  
41 shall be equipped with the required anti-intruder door lock  
42 and bullet-resistant window film.

43       (2) Each existing exterior door or entryway and  
44 interior door shall be equipped with the required anti-  
45 intruder door lock and bullet-resistant window film before  
46 July 1, 2029.

47       5. (1) A school district or charter school may  
48 receive donations of anti-intruder door locks and moneys for  
49 the purchase of anti-intruder door locks.

50       (2) A school district or charter school may receive  
51 donations of bullet-resistant window film and moneys for the  
52 purchase of bullet-resistant window film. Bullet-resistant  
53 window film donated or purchased under this subdivision  
54 shall meet the bullet-resistant window film requirements of  
55 this section.

56       6. Before or in conjunction with equipping interior  
57 doors with anti-intruder door locks and equipping exterior  
58 doors or entryways with bullet-resistant window film, each  
59 school district and charter school shall develop and  
60 implement school building access policies and practices that:

61       (1) Control access to individual classrooms; and  
62       (2) Require classroom doors with windows and adjoining  
63 sidelights to be equipped with material that provides  
64 concealment of students and staff in lockdown while  
65 maintaining some limited visibility into the room for first  
66 responders.

      160.2700. For purposes of sections 160.2700 to  
2 160.2725, "adult high school" means a school that:

3       (1) Is for individuals who do not have a high school  
4 diploma and who are [twenty-one] eighteen years of age or  
5 older;

6       (2) Offers an industry certification program or  
7 programs and a high school diploma in a manner that allows  
8 students to earn a diploma at the same time that they earn  
9 an industry certification;



10           (3) Offers child care for children of enrolled  
11 students attending the school; and

12           (4) Is not eligible to receive funding under section  
13 160.415 or 163.031.

160.2705. 1. The department of social services shall  
2 authorize Missouri-based nonprofit organizations meeting the  
3 criteria of this section to establish and operate up to five  
4 adult high schools, with:

5           (1) One adult high school to be located in a city not  
6 within a county;

7           (2) One adult high school to be located in a county of  
8 the third classification without a township form of  
9 government and with more than forty-one thousand but fewer  
10 than forty-five thousand inhabitants or a county contiguous  
11 to that county;

12           (3) One adult high school to be located in a county of  
13 the first classification with more than two hundred sixty  
14 thousand but fewer than three hundred thousand inhabitants  
15 or a county contiguous to that county;

16           (4) One adult high school to be located in a county of  
17 the first classification with more than one hundred fifty  
18 thousand but fewer than two hundred thousand inhabitants; and

19           (5) One adult high school to be located in a county  
20 with more than seven hundred thousand but fewer than eight  
21 hundred thousand inhabitants, or a contiguous county.

22           2. The department of social services shall administer  
23 funding to adult high schools subject to appropriations.  
24 The department shall be responsible for granting and  
25 maintaining authorization for adult high schools. For adult  
26 high schools in operation prior to January 1, 2023, the  
27 department shall maintain authorization for the nonprofit  
28 organization to operate the schools, subject to compliance  
29 with this section. No more than one organization shall be

30 authorized to operate an adult high school at each location  
31 described in subsection 1 of this section. An organization  
32 may establish satellite campuses for any adult high school  
33 it is authorized to operate. The department shall  
34 administer funding for satellite campuses subject to  
35 appropriations.

36 3. On or before January 1, 2024, the department of  
37 social services shall select an eligible Missouri-based  
38 nonprofit organization to operate in a location described in  
39 subdivision (5) of subsection 1 of this section. An  
40 eligible organization shall:

41 (1) Demonstrate the ability to establish, within  
42 twenty-one months of the receipt of the authorization, an  
43 adult high school offering high school diplomas, an industry  
44 certification program or programs, and child care for  
45 children of the students attending the high schools;

46 (2) Demonstrate the ability to commit at least five  
47 hundred thousand dollars for the purpose of establishing the  
48 necessary infrastructure at the adult high school;

49 (3) Demonstrate substantial and positive experience in  
50 providing services, including industry certifications and  
51 job placement services, to adults eighteen  
52 years of age or older whose educational and training  
53 opportunities have been limited by educational  
54 disadvantages, disabilities, homelessness, criminal history,  
55 or similar circumstances;

56 (4) Establish a partnership with a state-supported  
57 postsecondary education institution or more than one such  
58 partnership, if a partnership or partnerships are necessary  
59 in order to meet the requirements for an adult high school;

60 (5) Establish a comprehensive plan that sets forth how  
61 the adult high schools will help address the need for a

sufficiently trained workforce in the surrounding region for each adult high school;

(6) Establish partnerships and strategies for engaging the community and business leaders in carrying out the goals of each adult high school;

(7) Establish the ability to meet quality standards through certified teachers and programs that support each student in such student's goal to find a more rewarding job;

(8) Establish a plan for assisting students in overcoming barriers to educational success including, but not limited to, educational disadvantages, homelessness, criminal history, disability, including learning disability such as dyslexia, and similar circumstances;

(9) Establish a process for determining outcomes of the adult high school, including outcomes related to a student's ability to find a more rewarding job through the attainment of a high school diploma and job training and certification; and

(10) Limit the administrative fee to no more than ten percent.

4. (1) The department of elementary and secondary education shall establish academic requirements for students to obtain high school diplomas.

(2) Requirements for a high school diploma shall be based on an adult student's prior high school achievement and the remaining credits and coursework that would be necessary for the student to receive a high school diploma if such student were in a traditional high school setting. The adult student shall meet the requirements with the same level of academic rigor as would otherwise be necessary to attain such credits.

(3) The adult high school authorized under this section shall award high school diplomas to students who

95 successfully meet the established academic requirements.  
96 The adult high school authorized under this section shall  
97 confer the diploma as though the student earned the diploma  
98 at a traditional high school. The diploma shall have no  
99 differentiating marks, titles, or other symbols.

100 (4) Students at adult high schools may complete  
101 required coursework at their own pace and as available  
102 through the adult high school. They shall not be required  
103 to satisfy any specific number of class minutes. The adult  
104 high school may also make classes available to students  
105 online as may be appropriate. However, students shall not  
106 complete the majority of instruction of the school's  
107 curriculum online or through remote instruction. For the  
108 purposes of this subsection, synchronous instruction  
109 connecting students to a live class conducted in a Missouri  
110 adult high school shall be treated the same as in-person  
111 instruction.

112 (5) The department of elementary and secondary  
113 education shall not create additional regulations or burdens  
114 on the adult high school or the students attending the adult  
115 high schools beyond certifying necessary credits and  
116 ensuring that students have sufficiently mastered the  
117 subject matter to make them eligible for credit.

118 5. An adult high school shall be deemed a secondary  
119 school system for the purposes of subdivision [(15)] (16) of  
120 subsection 1 of section 210.211.

160.2710. 1. Any person who is [twenty-one] eighteen  
2 years of age or older may enroll in an adult high school if  
3 he or she has not earned a high school diploma.

4 2. An adult high school shall give a preference in  
5 admission to those students who receive any local, state, or  
6 federal assistance in which a person or family is required

7 not to exceed a certain income level in order to qualify for  
8 the assistance.

9 3. For the purposes of compiling and tracking dropout  
10 rates of a local education agency by the department of  
11 elementary and secondary education, a student transferring  
12 from a local education agency to an adult high school shall  
13 be considered a transfer student and not a dropout student  
14 from the local education agency.

161.264. 1. Subject to appropriation, the department  
2 of elementary and secondary education shall establish a  
3 statewide program to be known as the "STEM Career Awareness  
4 Activity Program" to increase STEM career awareness among  
5 students in grades nine through twelve. For the purposes of  
6 this section, "STEM" means science, technology, engineering,  
7 and mathematics.

8 2. The department of elementary and secondary  
9 education shall promote the statewide program beginning in  
10 the 2026-27 school year. The program shall introduce  
11 students in grades nine through twelve to a wide variety of  
12 STEM careers and technology through an activity program that  
13 involves participating in STEM-related activities at state,  
14 national, or international competitions.

15 3. (1) By January 1, 2026, the department of  
16 elementary and secondary education shall solicit proposals  
17 to provide the activity program. By March 1, 2026, the  
18 department of elementary and secondary education shall  
19 select a provider for the program.

20 (2) The department shall select a provider that  
21 presents quantitative or qualitative data demonstrating the  
22 effectiveness of the program in any of the following  
23 areas:

24 (a) Helping teachers improve their instruction in STEM-  
25 related subjects;

26        (b) Increasing the likelihood that students will go on  
27 to study a STEM-related subject at a four-year college upon  
28 graduation from high school; or

29        (c) Increasing the likelihood that students will enter  
30 the STEM workforce upon graduation from high school or  
31 college.

32        (3) The department shall select a provider that  
33 delivers a program that meets the following criteria:

34        (a) Provides an activity program that is led by  
35 teachers who are fully certified to teach in STEM-related  
36 subjects in grades nine through twelve under the laws  
37 governing the certification of teachers in Missouri; and

38        (b) Facilitates a cohort of students in grades nine  
39 through twelve to participate in STEM-related activities at  
40 state, national, or international competitions.

41        4. Notwithstanding the provisions of subsections 2 and  
42 3 of this section to the contrary, the department of  
43 elementary and secondary education may choose a third-party  
44 nonprofit entity to implement the statewide program, solicit  
45 proposals, and select a provider as described under  
46 subsection 3 of this section.

47        5. There is hereby created in the state treasury the  
48 "STEM Career Awareness Activity Fund". The fund shall  
49 consist of any appropriations, gifts, bequests, or public or  
50 private donations to such fund. The state treasurer shall  
51 be custodian of the fund. In accordance with sections  
52 30.170 and 30.180, the state treasurer may approve  
53 disbursements of public moneys in accordance with  
54 distribution requirements and procedures developed by the  
55 department of elementary and secondary education. The fund  
56 shall be a dedicated fund and, upon appropriation, moneys in  
57 the fund shall be used solely for the administration of this  
58 section. The state treasurer shall invest moneys in the

59 fund in the same manner as other funds are invested. Any  
60 interest and moneys earned on such investments shall be  
61 credited to the fund.

62 6. The department of elementary and secondary  
63 education may promulgate all necessary rules and regulations  
64 for the administration of this section. Any rule or portion  
65 of a rule, as that term is defined in section 536.010, that  
66 is created under the authority delegated in this section  
67 shall become effective only if it complies with and is  
68 subject to all of the provisions of chapter 536 and, if  
69 applicable, section 536.028. This section and chapter 536  
70 are nonseverable and if any of the powers vested with the  
71 general assembly pursuant to chapter 536 to review, to delay  
72 the effective date, or to disapprove and annul a rule are  
73 subsequently held unconstitutional, then the grant of  
74 rulemaking authority and any rule proposed or adopted after  
75 the effective date of this act shall be invalid and void.

161.670. 1. Notwithstanding any other law, prior to  
2 July 1, 2007, the state board of education shall establish  
3 the "Missouri Course Access and Virtual School Program" to  
4 serve school-age students residing in the state. The  
5 Missouri course access and virtual school program shall  
6 offer nonclassroom-based instruction in a virtual setting  
7 using technology, intranet, or internet methods of  
8 communication. Any student under the age of twenty-one in  
9 grades kindergarten through twelve who resides in this state  
10 shall be eligible to enroll in the Missouri course access  
11 and virtual school program pursuant to subsection 3 of this  
12 section.

13 2. (1) For purposes of calculation and distribution  
14 of state school aid, students enrolled in the Missouri  
15 course access and virtual school program shall be included  
16 in the student enrollment of the school district in which

the student is enrolled under the relevant provisions of subsection 3 of this section for such enrollment. Student attendance for full-time virtual program students shall only be included in any district pupil attendance calculation under chapter 163 using current-year pupil attendance for such full-time virtual program pupils. For the purpose of calculating average daily attendance in full-time virtual programs under this section, average daily attendance shall be defined as the quotient or the sum of the quotients obtained by dividing the total number of hours attended in a term by enrolled pupils between the ages of five and twenty-one by the actual number of hours that the program was in session in that term, and the provisions of section 162.1250 shall not apply to such funding calculation. Such calculation shall be generated by the virtual provider and provided to the host district for submission to the department of elementary and secondary education. Such students may complete their instructional activities, as defined in subsection 4 of this section, during any hour of the day and during any day of the week. The hours attended for each enrolled pupil shall be documented by the pupil's weekly progress in the educational program according to a process determined by the virtual program and published annually in the virtual program's enrollment handbook or policy. To the average daily attendance of the following school term shall be added the full-time equivalent average daily attendance of summer school students. In the case of a host school district enrolling one or more full-time virtual school students, such enrolling district shall, as part of its monthly state allocation, receive no less under the state aid calculation for such students than an amount equal to the state adequacy target multiplied by the weighted average daily attendance of such full-time



students. Students residing in Missouri and enrolled in a full-time virtual school program operated by a public institution of higher education in this state shall be counted for a state aid calculation by the department, and the department shall pay, from funds dedicated to state school aid payments made under section 163.031, to such institution an amount equal to the state adequacy target multiplied by the weighted average daily attendance of such full-time students.

(2) The Missouri course access and virtual school program shall report to the district of residence the following information about each student served by the Missouri course access and virtual school program: name, address, eligibility for free or reduced-price lunch, limited English proficiency status, special education needs, and the number of courses in which the student is enrolled. The Missouri course access and virtual school program shall promptly notify the resident district when a student discontinues enrollment. A "full-time equivalent student" is a student who is enrolled in the instructional equivalent of six credits per regular term. Each Missouri course access and virtual school program course shall count as one class and shall generate that portion of a full-time equivalent that a comparable course offered by the school district would generate.

(3) Pursuant to an education services plan and collaborative agreement under subsection 3 of this section, full-time equivalent students may be allowed to use a physical location of the resident school district for all or some portion of ongoing instructional activity, and the enrollment plan shall provide for reimbursement of costs of the resident district for providing such access pursuant to rules promulgated under this section by the department.

83           (4) In no case shall more than the full-time  
84 equivalency of a regular term of attendance for a single  
85 student be used to claim state aid. Full-time equivalent  
86 student credit completed shall be reported to the department  
87 of elementary and secondary education in the manner  
88 prescribed by the department. Nothing in this section shall  
89 prohibit students from enrolling in additional courses under  
90 a separate agreement that includes terms for paying tuition  
91 or course fees.

92           (5) A full-time virtual school program serving full-  
93 time equivalent students shall be considered an attendance  
94 center in the host school district and shall participate in  
95 the statewide assessment system as defined in section  
96 160.518. The academic performance of students enrolled in a  
97 full-time virtual school program shall be assigned to the  
98 designated attendance center of the full-time virtual school  
99 program and shall be considered in like manner to other  
100 attendance centers. The academic performance of any student  
101 who disenrolls from a full-time virtual school program and  
102 enrolls in a public school or charter school shall not be  
103 used in determining the annual performance report score of  
104 the attendance center or school district in which the  
105 student enrolls for twelve months from the date of  
106 enrollment.

107           (6) For the purposes of this section, a public  
108 institution of higher education operating a full-time  
109 virtual school program shall be subject to all requirements  
110 applicable to a host school district with respect to its  
111 full-time equivalent students.

112           3. (1) A student who resides in this state may enroll  
113 in Missouri course access and virtual school program courses  
114 of his or her choice as a part of the student's annual  
115 course load each school year, with any costs associated with

such course or courses to be paid by the school district or charter school if:

(a) The student is enrolled full-time in a public school, including any charter school; and

(b) Prior to enrolling in any Missouri course access and virtual school program course, a student has received approval from his or her school district or charter school through the procedure described under subdivision (2) of this subsection.

(2) Each school district or charter school shall adopt a policy that delineates the process by which a student may enroll in courses provided by the Missouri course access and virtual school program that is substantially similar to the typical process by which a district student would enroll in courses offered by the school district and a charter school student would enroll in courses offered by the charter school. The policy may include consultation with the school's counselor and may include parental notification or authorization. The policy shall ensure that available opportunities for in-person instruction are considered prior to moving a student to virtual courses. The policy shall allow for continuous enrollment throughout the school year. If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for good cause. Good cause justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student, and shall be consistent with the determination that would be made for such course request under the process by which a district student would enroll in a similar course offered by the school district and a

149 charter school student would enroll in a similar course  
150 offered by the charter school, except that the determination  
151 may consider the suitability of virtual courses for the  
152 student based on prior participation in virtual courses by  
153 the student. Appeals of any course denials under this  
154 subsection shall be considered under a policy that is  
155 substantially similar to the typical process by which  
156 appeals would be considered for a student seeking to enroll  
157 in courses offered by the school district and a charter  
158 school student seeking to enroll in courses offered by the  
159 charter school.

160 (3) For students enrolled in any Missouri course  
161 access and virtual school program course in which costs  
162 associated with such course are to be paid by the school  
163 district or charter school as described under this  
164 subdivision, the school district or charter school shall pay  
165 the content provider directly on a pro rata monthly basis  
166 based on a student's completion of assignments and  
167 assessments. If a student discontinues enrollment, the  
168 district or charter school may stop making monthly payments  
169 to the content provider. No school district or charter  
170 school shall pay, for any one course for a student, more  
171 than the market necessary costs but in no case shall pay  
172 more than fourteen percent of the state adequacy target, as  
173 defined under section 163.011, as calculated at the end of  
174 the most recent school year for any single, year-long course  
175 and no more than seven percent of the state adequacy target  
176 as described above for any single semester equivalent course.

177 (4) (a) A student who lives in this state may enroll  
178 in a virtual program of their choice as provided in this  
179 subdivision, and the provisions of subdivisions (1) to (3)  
180 of this subsection shall not apply to such enrollment in a  
181 full-time virtual program. Each host school district

operating a full-time virtual program under this section shall adopt, operate and implement an enrollment policy as specified by the provisions of this subdivision. The student, the student's parent or guardian if the student is not considered homeless, the virtual program, the host district, and the resident district shall collaborate in good faith to implement the enrollment policy regarding the student's enrollment, and the resident school district and the host school district may mutually agree that the resident district shall offer or continue to offer services for the student under an agreement that includes financial terms for reimbursement by the host school district for the necessary costs of the resident school district providing such services. An enrollment policy specified under this subsection shall:

a. Require a student's parent or guardian, if the student is not considered homeless, to apply for enrollment in a full-time virtual program directly with the virtual program;

b. Specify timelines for timely participation by the virtual program, the host district, and resident district; provided that the resident district shall provide any relevant information and input on the enrollment within ten business days of notice from the virtual program of the enrollment application;

c. Include a survey of the reasons for the student's and parent's interests in participating in the virtual program;

d. Include consideration of available opportunities for in-person instruction prior to enrolling a student in a virtual program;

213 e. Evaluate requests for enrollment based on meeting  
214 the needs for a student to be successful considering all  
215 relevant factors;

216 f. Ensure that, for any enrolling student with a  
217 covered disability, an individualized education program and  
218 a related services agreement, in cases where such agreement  
219 is needed, are created to provide all services required to  
220 ensure a free and appropriate public education, including  
221 financial terms for reimbursement by the host district for  
222 the necessary costs of any virtual program, school district,  
223 or public or private entity providing all or a portion of  
224 such services;

225 g. Require the virtual program to determine whether an  
226 enrolling student will be admitted, based on the enrollment  
227 policy, in consideration of all relevant factors and provide  
228 the basis for its determination and any service plan for the  
229 student, in writing, to the student, the student's parent or  
230 guardian, the host district, and the resident district; and

231 h. Provide a process for reviewing appeals of  
232 decisions made under this subdivision.

233 (b) The department shall publish an annual report  
234 based on the enrollments and enrollment surveys conducted  
235 under this subdivision that provides data at the statewide  
236 and district levels of sufficient detail to allow analysis  
237 of trends regarding the reasons for participation in the  
238 virtual program at the statewide and district levels;  
239 provided that no such survey results will be published in a  
240 manner that reveals individual student information. The  
241 department shall also include, in the annual report, data at  
242 the statewide and district levels of sufficient detail to  
243 allow detection and analysis of the racial, ethnic, and  
244 socio-economic balance of virtual program participation  
245 among schools and districts at the statewide and district

246 levels, provided that no such survey results will be  
247 published in a manner that reveals individual student  
248 information.

249 (5) In the case of a student who is a candidate for A+  
250 tuition reimbursement and taking a virtual course under this  
251 section, the school shall attribute no less than ninety-five  
252 percent attendance to any such student who has completed  
253 such virtual course.

254 (6) The Missouri course access and virtual school  
255 program shall ensure that individual learning plans designed  
256 by certified teachers and professional staff are developed  
257 for all students enrolled in more than two full-time course  
258 access program courses or a full-time virtual school.

259 (7) Virtual school programs shall monitor individual  
260 student success and engagement of students enrolled in their  
261 program and, for students enrolled in virtual courses on a  
262 part-time basis, the virtual school program shall provide  
263 regular student progress reports for each student at least  
264 four times per school year to the school district or charter  
265 school, provide the host school district and the resident  
266 school district ongoing access to academic and other  
267 relevant information on student success and engagement, and  
268 shall terminate or alter the course offering if it is found  
269 the course is not meeting the educational needs of the  
270 students enrolled in the course.

271 (8) The department of elementary and secondary  
272 education shall monitor the aggregate performance of  
273 providers and make such information available to the public  
274 under subsection 11 of this section.

275 (9) Pursuant to rules to be promulgated by the  
276 department of elementary and secondary education, when a  
277 student transfers into a school district or charter school,  
278 credits previously gained through successful passage of

approved courses under the Missouri course access and virtual school program shall be accepted by the school district or charter school.

(10) Pursuant to rules to be promulgated by the department of elementary and secondary education, if a student transfers into a school district or charter school while enrolled in a Missouri course access and virtual school program course or full-time virtual school, the student shall continue to be enrolled in such course or school.

(11) Nothing in this section shall prohibit home school or FPE school students, private school students, or students wishing to take additional courses beyond their regular course load from enrolling in Missouri course access and virtual school program courses under an agreement that includes terms for paying tuition or course fees.

(12) Nothing in this subsection shall require any school district, charter school, virtual program, or the state to provide computers, equipment, or internet access to any student unless required under the education services plan created for an eligible student under subdivision (4) of this subsection or for an eligible student with a disability to comply with federal law. An education services plan may require an eligible student to have access to school facilities of the resident school district during regular school hours for participation and instructional activities of a virtual program under this section, and the education services plan shall provide for reimbursement of the resident school district for such access pursuant to rules adopted by the department under this section.

(13) The authorization process shall provide for continuous monitoring of approved providers and courses. The department shall revoke or suspend or take other



corrective action regarding the authorization of any course or provider no longer meeting the requirements of the program. Unless immediate action is necessary, prior to revocation or suspension, the department shall notify the provider and give the provider a reasonable time period to take corrective action to avoid revocation or suspension. The process shall provide for periodic renewal of authorization no less frequently than once every three years.

(14) Courses approved as of August 28, 2018, by the department to participate in the Missouri virtual instruction program shall be automatically approved to participate in the Missouri course access and virtual school program, but shall be subject to periodic renewal.

(15) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.

(16) A host district may contract with a provider to perform any required services involved with delivering a full-time virtual education.

4. (1) As used in this subsection, the term "instructional activities" means classroom-based or nonclassroom-based activities that a student shall be expected to complete, participate in, or attend during any given school day, such as:

- (a) Online logins to curricula or programs;
- (b) Offline activities;

(c) Completed assignments within a particular program, curriculum, or class;

(d) Testing;

(e) Face-to-face communications or meetings with school staff;

(f) Telephone or video conferences with school staff;

(g) School-sanctioned field trips; or

(h) Orientation.

(2) A full-time virtual school shall submit a notification to the parent or guardian of any student who is not consistently engaged in instructional activities and shall provide regular student progress reports for each student at least four times per school year.

(3) Each full-time virtual school shall develop, adopt, and post on the school's website a policy setting forth the consequences for a student who fails to complete the required instructional activities. Such policy shall state, at a minimum, that if a student fails to complete the instructional activities after receiving a notification under subdivision (2) of this subsection, and after reasonable intervention strategies have been implemented, that the student shall be subject to certain consequences which may include disenrollment from the school. Prior to any disenrollment, the parent or guardian shall have the opportunity to present any information that the parent deems relevant, and such information shall be considered prior to any final decision.

(4) If a full-time virtual school disenrolls a student under subdivision (3) of this subsection, the school shall immediately provide written notification to such student's school district of residence. The student's school district of residence shall then provide to the parents or guardian of the student a written list of available educational

options and promptly enroll the student in the selected option. Any student disenrolled from a full-time virtual school shall be prohibited from reenrolling in the same virtual school for the remainder of the school year.

5. School districts or charter schools shall inform parents of their child's right to participate in the program. Availability of the program shall be made clear in the parent handbook, registration documents, and featured on the home page of the school district or charter school's website.

6. The department shall:

(1) Establish an authorization process for course or full-time virtual school providers that includes multiple opportunities for submission each year;

(2) Pursuant to the time line established by the department, authorize course or full-time virtual school providers that:

(a) Submit all necessary information pursuant to the requirements of the process; and

(b) Meet the criteria described in subdivision (3) of this subsection;

(3) Review, pursuant to the authorization process, proposals from providers to provide a comprehensive, full-time equivalent course of study for students through the Missouri course access and virtual school program. The department shall ensure that these comprehensive courses of study align to state academic standards and that there is consistency and compatibility in the curriculum used by all providers from one grade level to the next grade level;

(4) Within thirty days of any denial, provide a written explanation to any course or full-time virtual school providers that are denied authorization;

409           (5) Allow a course or full-time virtual school  
410 provider denied authorization to reapply at any point in the  
411 future.

412           7. The department shall publish the process  
413 established under this section, including any deadlines and  
414 any guidelines applicable to the submission and  
415 authorization process for course or full-time virtual school  
416 providers on its website.

417           8. If the department determines that there are  
418 insufficient funds available for evaluating and authorizing  
419 course or full-time virtual school providers, the department  
420 may charge applicant course or full-time virtual school  
421 providers a fee up to, but no greater than, the amount of  
422 the costs in order to ensure that evaluation occurs. The  
423 department shall establish and publish a fee schedule for  
424 purposes of this subsection.

425           9. Except as specified in this section and as may be  
426 specified by rule of the state board of education, the  
427 Missouri course access and virtual school program shall  
428 comply with all state laws and regulations applicable to  
429 school districts, including but not limited to the Missouri  
430 school improvement program (MSIP), annual performance report  
431 (APR), teacher certification, curriculum standards, audit  
432 requirements under chapter 165, access to public records  
433 under chapter 610, and school accountability report cards  
434 under section 160.522. Teachers and administrators employed  
435 by a virtual provider shall be considered to be employed in  
436 a public school for all certification purposes under chapter  
437 168.

438           10. The department shall submit and publicly publish  
439 an annual report on the Missouri course access and virtual  
440 school program and the participation of entities to the  
441 governor, the chair and ranking member of the senate

education committee, and the chair and ranking member of the house of representatives elementary and secondary education committee. The report shall at a minimum include the following information:

(1) The annual number of unique students participating in courses authorized under this section and the total number of courses in which students are enrolled in;

(2) The number of authorized providers;

(3) The number of authorized courses and the number of students enrolled in each course;

(4) The number of courses available by subject and grade level;

(5) The number of students enrolled in courses broken down by subject and grade level;

(6) Student outcome data, including completion rates, student learning gains, student performance on state or nationally accepted assessments, by subject and grade level per provider. This outcome data shall be published in a manner that protects student privacy;

(7) The costs per course;

(8) Evaluation of in-school course availability compared to course access availability to ensure gaps in course access are being addressed statewide.

11. (1) The department shall be responsible for creating the Missouri course access and virtual school program catalog providing a listing of all courses authorized and available to students in the state, detailed information, including costs per course, about the courses to inform student enrollment decisions, and the ability for students to submit their course enrollments.

(2) On or before January 1, 2023, the department shall publish on its website, and distribute to all school districts and charter schools in this state, a guidance

document that details the options for virtual course access and full-time virtual course access for all students in the state. The guidance document shall include a complete and readily understood description of the applicable enrollment processes including the opportunity for students to enroll and the roles and responsibilities of the student, parent, virtual provider, school district or districts, and charter schools, as appropriate. The guidance document shall be distributed in written and electronic form to all school districts, charter schools, and virtual providers. School districts and charter schools shall provide a copy of the guidance document to every pupil and parent or legal guardian of every pupil enrolled in the district or charter school at the beginning of each school year and upon enrollment for every pupil enrolling at a different time of the school year. School districts and charter schools shall provide a readily viewable link to the electronic version of the guidance document on the main page of the district's or charter school's website.

12. Any virtual school or program may administer any statewide assessment required pursuant to the provisions of section 160.518, except for college readiness or workforce readiness assessments provided by a national college and career readiness assessment provider, in a virtual setting that aligns with the student's regular academic instruction. Any administration of a virtual statewide assessment shall meet the following conditions:

(1) The assessment shall be administered to the student at an assigned date and time;

(2) The assessment shall be administered during a synchronous assessment session initiated and managed by an employee of the virtual school;

507       (3) The student shall be monitored by an assessment  
508 proctor via a camera for the duration of the assessment. If  
509 the assessment platform does not allow for integrated camera  
510 proctoring, the student shall use two devices during the  
511 assessment. The first device shall be used to take the  
512 assessment and the second device shall have a functioning  
513 camera and be used to monitor the student during the  
514 assessment. However, if the assessment platform allows for  
515 the proctor to view the student and background, then a  
516 second device shall not be required;

517       (4) The virtual school or program shall make every  
518 reasonable effort to maintain a student assessment taker to  
519 assessment proctor ratio of ten to one or lower;

520       (5) The student shall not exit the assessment platform  
521 until instructed to do so by the assigned assessment  
522 proctor; and

523       (6) The student's submission of the completed  
524 assessment shall be verified by the assessment administrator.

525       13. The state board of education through the  
526 rulemaking process and the department of elementary and  
527 secondary education in its policies and procedures shall  
528 ensure that multiple content providers and learning  
529 management systems are allowed, ensure digital content  
530 conforms to accessibility requirements, provide an easily  
531 accessible link for providers to submit courses or full-time  
532 virtual schools on the Missouri course access and virtual  
533 school program website, and allow any person, organization,  
534 or entity to submit courses or full-time virtual schools for  
535 approval. No content provider shall be allowed that is  
536 unwilling to accept payments in the amount and manner as  
537 described under subdivision (3) of subsection 3 of this  
538 section or does not meet performance or quality standards  
539 adopted by the state board of education.

540       [13.] 14. Any rule or portion of a rule, as that term  
541 is defined in section 536.010, that is created under the  
542 authority delegated in this section shall become effective  
543 only if it complies with and is subject to all of the  
544 provisions of chapter 536 and, if applicable, section  
545 536.028. This section and chapter 536 are nonseverable and  
546 if any of the powers vested with the general assembly  
547 pursuant to chapter 536 to review, to delay the effective  
548 date, or to disapprove and annul a rule are subsequently  
549 held unconstitutional, then the grant of rulemaking  
550 authority and any rule proposed or adopted after August 28,  
551 2006, shall be invalid and void.

163.045. 1. (1) Notwithstanding any provision of law  
2 to the contrary, in addition to all funds distributed to  
3 school districts pursuant to the provisions of section  
4 163.031, the department of elementary and secondary  
5 education shall, after rendering all calculations required  
6 pursuant to the provisions of such section, remit an amount  
7 equal to one percent for fiscal years 2026 and 2027, or two  
8 percent for fiscal year 2028 and all subsequent fiscal  
9 years, of each district's preceding year's annual state aid  
10 entitlement as calculated in June in accordance with the  
11 provisions of such section for any district with a preceding  
12 year school [term] board-approved school calendar that  
13 provided for one hundred sixty-nine school days or more of  
14 planned attendance. For districts in which one or more  
15 charter schools operate, and for all charter schools located  
16 therein, the department shall, after rendering all  
17 calculations required pursuant to the provisions of section  
18 163.031 and section 160.415, remit an amount equal to one  
19 percent for fiscal years 2026 and 2027, or two percent for  
20 fiscal year 2028 and all subsequent fiscal years, of each  
21 district's and charter school's preceding year's annual



22 state aid entitlement as calculated in June, prior to any  
23 required adjustment pursuant to subsections 4 and 15 of  
24 section 160.415, for any district or charter school with a  
25 preceding year **[school term]** board-approved school calendar  
26 that provided for one hundred sixty-nine school days or more  
27 of planned attendance.

28 (2) This subsection shall not be construed to prohibit  
29 the distribution of additional moneys under subdivision (1)  
30 of this subsection to a school district or charter school  
31 that:

32 (a) Prepares an annual calendar for the district's or  
33 charter school's school term under section 171.031 that  
34 establishes a school term of at least one hundred sixty-nine  
35 school days; and

36 (b) Is in session for fewer than one hundred sixty-  
37 nine school days in such school term because of:

38 a. Exceptional or emergency circumstances, as provided  
39 under section 171.033; or

40 b. An authorized reduction of the required number of  
41 hours or days under subsection 2 of section 160.041.

42 2. Any funds received as provided in this section  
43 shall be used by school districts and charter schools  
44 exclusively to increase teacher salaries. Any school  
45 district or charter school that receives funds as provided  
46 in this section but fails to utilize such funds solely to  
47 increase teacher salaries shall have an amount equal to the  
48 amount of such funds received withheld from such district's  
49 or charter school's state aid payments pursuant to the  
50 provisions of section 163.031 or 160.415.

167.020. 1. As used in this section and in section  
2 167.022, the **[term]** following terms mean:

3       (1) "Behavioral threat assessment", records associated  
4 with an evaluation of a student who has shown or  
5 demonstrated:

6       (a) Homicidal or suicidal ideation;

7       (b) Planning an attack on a school, other students,  
8 faculty, staff, or administration; or

9       (c) Behavior that puts students, faculty, staff, or  
10 administration at risk for harm;

11       (2) "Homeless child" or "homeless youth" [shall mean],  
12 a person less than twenty-one years of age who lacks a  
13 fixed, regular and adequate nighttime residence, including a  
14 child or youth who:

15       [(1)] (a) Is sharing the housing of other persons due  
16 to loss of housing, economic hardship, or a similar reason;  
17 is living in motels, hotels, or camping grounds due to lack  
18 of alternative adequate accommodations; is living in  
19 emergency or transitional shelters; is abandoned in  
20 hospitals; or is awaiting foster care placement;

21       [(2)] (b) Has a primary nighttime residence that is a  
22 public or private place not designed for or ordinarily used  
23 as a regular sleeping accommodation for human beings;

24       [(3)] (c) Is living in cars, parks, public spaces,  
25 abandoned buildings, substandard housing, bus or train  
26 stations, or similar settings; and

27       [(4)] (d) Is a migratory child or youth who qualifies  
28 as homeless because the child or youth is living in  
29 circumstances described in [subdivisions (1) to (3)]  
30 paragraphs (a) to (c) of this [subsection] subdivision;

31       (3) "Personal safety plan", an agreement based upon  
32 the findings of the behavioral threat assessment record  
33 between the school and the students' parents or guardians,  
34 or between the school and the student if the student is

emancipated or an unaccompanied youth as defined in 210.121,  
that:

- (a) Stipulates rules for attendance at the school;
- (b) Provides benchmarks that allow for the student to  
be released from the personal safety plan over time; and
- (c) Provides immediate access to a trusted adult for  
the student with the personal safety plan.

2. (1) In order to register a pupil, the pupil or the  
parent or legal guardian of the pupil [or the pupil himself  
or herself] shall provide, at the time of registration, one  
of the following:

[(1)] (a) Proof of residency in the district. Except  
as otherwise provided in section 167.151, the term  
"residency" shall mean that a person both physically resides  
within a school district and is domiciled within that  
district or, in the case of a private school student  
suspected of having a disability under the Individuals With  
Disabilities Education Act, 20 U.S.C. Section [1412,] 1411  
et seq., as amended, that the student attends private school  
within that district. The domicile of a minor child shall  
be the domicile of a parent, military guardian pursuant to a  
military-issued guardianship or court-appointed legal  
guardian. For instances in which the family of a student  
living in Missouri co-locates to live with other family  
members or live in a military family support community  
because one or both of the child's parents are stationed or  
deployed out of state or deployed within Missouri under  
active duty orders under Title 10 or Title 32 of the United  
States Code, the student may attend the school district in  
which the family member's residence or family support  
community is located. If the active duty orders expire  
during the school year, the student may finish the school  
year in that district;

68           [(2)] (b) Proof that the person registering the  
69 student has requested a waiver under subsection 3 of this  
70 section within the last forty-five days; or

71           [(3)] (c) Proof that one or both of the child's  
72 parents are being relocated to the state of Missouri under  
73 military orders.

74           (2) In instances where there is reason to suspect that  
75 admission of the pupil will create an immediate danger to  
76 the safety of other pupils and employees of the district,  
77 the superintendent or the superintendent's designee may  
78 convene a hearing within five working days of the request to  
79 register and determine whether or not the pupil may register.

80           3. Any person subject to the requirements of  
81 subsection 2 of this section may request a waiver from the  
82 district board of any of those requirements on the basis of  
83 hardship or good cause. Under no circumstances shall  
84 athletic ability be a valid basis of hardship or good cause  
85 for the issuance of a waiver of the requirements of  
86 subsection 2 of this section. The district board or  
87 committee of the board appointed by the president and which  
88 shall have full authority to act in lieu of the board shall  
89 convene a hearing as soon as possible, but no later than  
90 forty-five days after receipt of the waiver request made  
91 under this subsection or the waiver request shall be  
92 granted. The district board or committee of the board may  
93 grant the request for a waiver of any requirement of  
94 subsection 2 of this section. The district board or  
95 committee of the board may also reject the request for a  
96 waiver in which case the pupil shall not be allowed to  
97 register. Any person aggrieved by a decision of a district  
98 board or committee of the board on a request for a waiver  
99 under this subsection may appeal such decision to the

circuit court in the county where the school district is located.

4. Any person who knowingly submits false information to satisfy any requirement of subsection 2 of this section is guilty of a class A misdemeanor.

5. In addition to any other penalties authorized by law, a district board may file a civil action to recover, from the parent, military guardian or legal guardian of the pupil, the costs of school attendance for any pupil who was enrolled at a school in the district and whose parent, military guardian or legal guardian filed false information to satisfy any requirement of subsection 2 of this section.

6. Subsection 2 of this section shall not apply to a pupil who is a homeless child or youth, or a pupil attending a school not in the pupil's district of residence as a participant in an interdistrict transfer program established under a court-ordered desegregation program, a pupil who is a ward of the state and has been placed in a residential care facility by state officials, a pupil who has been placed in a residential care facility due to a mental illness or developmental disability, a pupil attending a school pursuant to sections 167.121 and 167.151 or sections 167.1200 to 167.1230, a pupil placed in a residential facility by a juvenile court, a pupil with a disability identified under state eligibility criteria if the student is in the district for reasons other than accessing the district's educational program, or a pupil attending a regional or cooperative alternative education program or an alternative education program on a contractual basis.

7. Within two business days of enrolling a pupil, the school official enrolling a pupil, including any special education pupil, shall request those records required by district policy for student transfer [and those], discipline

records required by subsection 9 of section 160.261 from all schools previously attended by the pupil within the last twelve months, and records of any behavioral threat assessments and personal safety plans of the pupil created by the local education agency if the student is currently subject to an active personal safety plan or has been subject to a personal safety plan in the previous twelve months. Any school district that receives a request for such records from another school district enrolling a pupil that had previously attended a school in such district shall respond to such request within five business days of receiving the request. School districts may report or disclose education records to law enforcement and juvenile justice authorities if the disclosure concerns law enforcement's or juvenile justice authorities' ability to effectively serve, prior to adjudication, the student whose records are released. The officials and authorities to whom such information is disclosed must comply with applicable restrictions set forth in 20 U.S.C. Section 1232g(b) (1) (E), as amended.

8. If one or both of a child's parents are being relocated to the state of Missouri under military orders, a school district shall allow remote registration of the student and shall not require the student or the parent or legal guardian of the student [or the student himself or herself] to physically appear at a location within the district to register the student. Proof of residency, as described in this section, shall not be required at the time of the remote registration but shall be required within ten days of the student's attendance in the school district.

167.022. Consistent with the provisions of section 167.020, within forty-eight hours of enrolling a nonresident pupil placed pursuant to sections 210.481 to 210.536, the

4 school official enrolling a pupil, including any special  
5 education pupil, shall request those records required by  
6 district policy for student transfer [and those], discipline  
7 records required by subsection 9 of section 160.261, and  
8 records of any behavioral threat assessments and personal  
9 safety plans of the pupil created by the local education  
10 agency if the student is currently subject to an active  
11 personal safety plan or has been subject to a personal  
12 safety plan in the previous twelve months from all schools  
13 and other facilities previously attended by the pupil and  
14 from other state agencies as enumerated in section 210.518  
15 and any entities involved with the placement of the student  
16 within the last twenty-four months. Any request for records  
17 under this section shall include, if applicable to the  
18 student, any records relating to an act of violence as  
19 defined under subsection 7 of section 160.262.

167.115. 1. Notwithstanding any provision of chapter  
2 211 or chapter 610 to the contrary, the prosecutor, juvenile  
3 officer, sheriff, chief of police, or other appropriate law  
4 enforcement authority shall, as soon as reasonably  
5 practical, notify the superintendent[, ] or the  
6 superintendent's designee[, ] of the school district in which  
7 the pupil is enrolled when a charge or indictment is filed  
8 or a petition is filed pursuant to subsection 1 of section  
9 211.031 alleging that the pupil has committed one of the  
10 following acts:

- 11 (1) First degree murder under section 565.020;
- 12 (2) Second degree murder under section 565.021;
- 13 (3) Kidnapping under section 565.110 as it existed  
14 prior to January 1, 2017, or kidnapping in the first degree  
15 under section 565.110;
- 16 (4) First degree assault under section 565.050;

17           (5)   Forcible rape under section 566.030 as it existed  
18 prior to August 28, 2013, or rape in the first degree under  
19 section 566.030;

20           (6)   Forcible sodomy under section 566.060 as it  
21 existed prior to August 28, 2013, or sodomy in the first  
22 degree under section 566.060;

23           (7)   Burglary in the first degree under section 569.160;

24           (8)   Robbery in the first degree under section 569.020  
25 as it existed prior to January 1, 2017, or robbery in the  
26 first degree under section 570.023;

27           (9)   Distribution of drugs under section 195.211 as it  
28 existed prior to January 1, 2017, or manufacture of a  
29 controlled substance under section 579.055;

30           (10)   Distribution of drugs to a minor under section  
31 195.212 as it existed prior to January 1, 2017, or delivery  
32 of a controlled substance under section 579.020;

33           (11)   Arson in the first degree under section 569.040;

34           (12)   Voluntary manslaughter under section 565.023;

35           (13)   Involuntary manslaughter under section 565.024 as  
36 it existed prior to January 1, 2017, involuntary  
37 manslaughter in the first degree under section 565.024, or  
38 involuntary manslaughter in the second degree under section  
39 565.027;

40           (14)   Second degree assault under section 565.060 as it  
41 existed prior to January 1, 2017, or second degree assault  
42 under section 565.052;

43           (15)   Sexual assault under section 566.040 as it  
44 existed prior to August 28, 2013, or rape in the second  
45 degree under section 566.031;

46           (16)   Felony restraint under section 565.120 as it  
47 existed prior to January 1, 2017, or kidnapping in the  
48 second degree under section 565.120;



(17) Property damage in the first degree under section 569.100;

(18) The possession of a weapon under chapter 571;

(19) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017;

(20) Child molestation in the first, second, or third degree pursuant to sections 566.067, 566.068, or 566.069;

(21) Deviate sexual assault pursuant to section 566.070 as it existed prior to August 28, 2013, or sodomy in the second degree under section 566.061;

(22) Sexual misconduct involving a child pursuant to section 566.083; or

(23) Sexual abuse pursuant to section 566.100 as it existed prior to August 28, 2013, or sexual abuse in the first degree under section 566.100.

2. The notification shall be made orally or in writing, in a timely manner, no later than **[five days]** twenty-four hours following the filing of the charge, indictment, or petition. If the report is made orally, written notice shall follow in a timely manner. The notification shall include a complete description of the conduct the pupil is alleged to have committed and the dates the conduct occurred but shall not include the name of any victim. Upon the disposition of any such case, the juvenile office or prosecuting attorney or their designee shall send a second notification to the superintendent providing the disposition of the case, including a brief summary of the relevant finding of facts, no later than **[five]** two business days following the disposition of the case.

3. The superintendent or the designee of the superintendent shall report such information to teachers and other school district employees with a need to know while acting within the scope of their assigned duties. Any

information received by school district officials pursuant to this section shall be received in confidence and used for the limited purpose of assuring that good order and discipline is maintained in the school. This information shall not be used as the sole basis for not providing educational services to a public school pupil unless the school district requests the attorney general's office or the district or charter school's attorney to seek an injunction from a court of competent jurisdiction to exclude the pupil from educational services if there is a substantial likelihood of danger to the safety of pupils or employees of the school district. The information may be used to provide the pupil educational services in an alternative environment.

4. The superintendent shall notify the appropriate division of the juvenile or family court upon any pupil's suspension for more than ten days or expulsion of any pupil that the school district is aware is under the jurisdiction of the court.

5. The superintendent or the superintendent's designee may be called to serve in a consultant capacity at any dispositional proceedings pursuant to section 211.031 which may involve reference to a pupil's academic treatment plan.

6. Upon the transfer of any pupil described in this section to any other school district in this state, the superintendent or the superintendent's designee shall forward the written notification given to the superintendent pursuant to subsection 2 of this section to the superintendent of the new school district in which the pupil has enrolled. Such written notification shall be required again in the event of any subsequent transfer by the pupil.

7. As used in this section, the terms "school" and "school district" shall include any charter, private or

115 parochial school or school district, and the term  
116 "superintendent" shall include the principal or equivalent  
117 chief school officer in the cases of charter, private or  
118 parochial schools.

119 8. The superintendent or the designee of the  
120 superintendent or other school employee who, in good faith,  
121 reports information in accordance with the terms of this  
122 section and section 160.261 shall not be civilly liable for  
123 providing such information.

167.117. 1. In any instance when any person is  
2 believed to have committed an act which if committed by an  
3 adult would be assault in the first, second or third degree,  
4 sexual assault, or deviate sexual assault against a pupil or  
5 school employee, while on school property, including a  
6 school bus in service on behalf of the district, or while  
7 involved in school activities, the principal shall  
8 immediately report such incident to the appropriate local  
9 law enforcement agency and to the superintendent, except in  
10 any instance when any person is believed to have committed  
11 an act which if committed by an adult would be assault in  
12 the third degree and a written agreement as to the procedure  
13 for the reporting of such incidents of third degree assault  
14 has been executed between the superintendent of the school  
15 district and the appropriate local law enforcement agency,  
16 the principal shall report such incident to the appropriate  
17 local law enforcement agency in accordance with such  
18 agreement.

19 2. In any instance when a pupil is discovered to have  
20 on or about such pupil's person, or among such pupil's  
21 possessions, or placed elsewhere on the school premises,  
22 including but not limited to the school playground or the  
23 school parking lot, on a school bus or at a school activity  
24 whether on or off of school property any controlled

substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent.

3. In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.

4. School districts and charter schools may enter into written agreements with law enforcement agencies as to the procedure for reporting the criminal offenses listed in subsection 1 of this section. The agreements may authorize the school district or charter school to report the criminal offense to the children's division rather than a law enforcement agency if a pupil is under eleven years of age.

5. If a school employee, agent, or official becomes aware of an offense that is required to be reported in this section, the employee, agent, or official shall immediately notify a principal or other administrator to make the report.

6. A school employee, superintendent or such person's designee agent, or official who in good faith provides information to law enforcement or juvenile authorities pursuant to in accordance with this section or section 160.261 shall not be civilly liable for providing such information.

[5.] 7. Any school employee, agent, or official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091.

167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in subdivision (2) of subsection 3 of this section [and in]; sections 167.121, 167.131, 167.132, and 167.895; and sections 167.1200 to 167.1230.

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support-if the children are between the ages of six and twenty years and are unable to pay tuition-may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. (1) For all school years ending on or before June 30, 2023, any individual who pays a school tax in any other district than that in which such individual resides may send such individual's children to any public school in the district in which the tax is paid and receive as a credit on the amount charged for tuition the amount of the school tax paid to the district; except that any individual who owns real estate of which eighty acres or more are used for agricultural purposes and upon which such individual's residence is situated may send such individual's children to public school in any school district in which a part of such real estate, contiguous to that upon which such individual's residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

(2) For all school years beginning on or after July 1, 2023, any current owner of residential real property or agricultural real property or a named beneficiary of a trust

that currently owns residential real property or agricultural real property and that pays a school tax in a district or districts other than the district in which such current owner or current beneficiary resides may send up to four of such owner's or beneficiary's children to a public school, excluding a charter school, in any district in which such owner or trust pays such school tax. For purposes of this subdivision, "residential real property" shall not include any multifamily residential property which exceeds four units. An owner or a named beneficiary of a trust that currently owns residential real property shall not be permitted under this subdivision to send their child to a district outside of the county in which they currently reside. Such owner or beneficiary shall send thirty days' written notice to all school districts involved specifying which school district each child will attend. Such owner or beneficiary shall also present proof of the owner's or trust's annual payment of at least two thousand dollars of school taxes levied on the real property specified in this subdivision within such school district and ownership of the specified real property for not less than the immediately preceding four consecutive years. Neither the resident nor nonresident districts shall be responsible for providing transportation services under this subdivision. The school district attended shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid under chapter 163, except that such nonresident students shall not be counted in the district's average daily attendance for the purposes of determining eligibility for aid payments under section 163.044.

4. For any school year ending on or before June 30, 2023, any owner of agricultural land who, pursuant to

subsection 3 of this section, has the option of sending  
[his] such individual's children to the public schools of  
more than one district shall exercise such option as  
provided in this subsection. Such person shall send written  
notice to all school districts involved specifying to which  
school district [his] such individual's children will attend  
by June thirtieth in which such a school year begins. If  
notification is not received, such children shall attend the  
school in which the majority of [his] such individual's  
property lies. Such person shall not send any of [his] such  
individual's children to the public schools of any district  
other than the one to which [he] such individual has sent  
notice pursuant to this subsection in that school year or in  
which the majority of [his] such individual's property lies  
without paying tuition to such school district.

5. If a pupil is attending school in a district other  
than the district of residence and the pupil's parent is  
teaching in the school district or is a regular employee of  
the school district which the pupil is attending, then the  
district in which the pupil attends school shall allow the  
pupil to attend school upon payment of tuition in the same  
manner in which the district allows other pupils not  
entitled to free instruction to attend school in the  
district. The provisions of this subsection shall apply  
only to pupils attending school in a district which has an  
enrollment in excess of thirteen thousand pupils and not in  
excess of fifteen thousand pupils and which district is  
located in a county with a charter form of government which  
has a population in excess of six hundred thousand persons  
and not in excess of nine hundred thousand persons.

167.164. 1. (1) Any suspension issued pursuant to  
section 167.161, or this section, or expulsion pursuant to  
section 167.161, shall not relieve the state or the

4 suspended student's parents or guardians of their  
5 responsibilities to educate the student. School districts  
6 are encouraged to provide an in-school suspension system and  
7 to search for other acceptable discipline alternatives prior  
8 to using suspensions of more than ten days or expelling a  
9 student from the school.

10 (2) In the event a student is suspended, no school  
11 district shall be required to provide a teacher to the  
12 suspended student, provided that the school makes available  
13 the opportunity for the student to attend an alternative  
14 school, utilize alternative services under this section,  
15 utilize virtual options, or provides an opportunity to make  
16 up school work missed upon returning to school.

17 (3) Each school district or special school district  
18 constituting the domicile of any child for whom alternative  
19 education programs are provided or procured under this  
20 section shall pay toward the per pupil costs for alternative  
21 education programs for such child[.] subject to the  
22 following:

23 (a) A school district which is not a special school  
24 district shall pay an amount equal to the average sum  
25 produced per child by the local tax effort of the district  
26 of domicile[.] ;

27 (b) A special school district shall pay an amount not  
28 to exceed the average sum produced per child by the local  
29 tax efforts of the domiciliary districts[.] ; and

30 (c) When educational services have been provided by  
31 the school district or special school district in which a  
32 child actually resides, other than the district of domicile,  
33 the amounts as provided in subsection 2 of this section for  
34 which the domiciliary school district or special school  
35 district is responsible shall be paid by such district  
36 directly to the serving district.



37       (4) (a) The school district, or special school  
38 district, as the case may be, shall send a written voucher  
39 for payment to the regular or special district constituting  
40 the domicile of the child served and the domiciliary school  
41 district or special school district receiving such voucher  
42 shall pay the district providing or procuring the services  
43 an amount not to exceed the average sum produced per child  
44 by the local tax efforts of the domiciliary districts.

45       (b) In the event the responsible district fails to pay  
46 the appropriate amount to the district within ninety days  
47 after a voucher is submitted, the state department of  
48 elementary and secondary education shall deduct the  
49 appropriate amount due from the next payments of any state  
50 financial aid due that district and shall pay the same to  
51 the appropriate district.

52       2. A school district may contract with other political  
53 subdivisions, public agencies, not-for-profit organizations,  
54 or private agencies for the provision of alternative  
55 education services for students whose demonstrated  
56 disruptive behavior indicates that they cannot be adequately  
57 served in the traditional classroom setting. Such  
58 contracting may be included as part of a grant application  
59 pursuant to section 167.335 or conducted independent of the  
60 provisions of section 167.335.

167.624. Each school board [in the state, if the  
2 school district does not presently have a program as  
3 described below, may develop and implement a program to  
4 train the students and] and charter school governing board  
5 shall provide training for all employees of the district or  
6 charter school in the administration of cardiopulmonary  
7 resuscitation and other lifesaving methods, as they  
8 determine best[, and]. Such board may consult the  
9 department of public safety, the state fire marshal's

10 office, the local fire protection authorities, and others as  
11 the board sees fit. [The board may make completion of the  
12 program a requirement for graduation.] Any trained employee  
13 shall be held harmless and immune from any civil liability  
14 for administering cardiopulmonary resuscitation and other  
15 lifesaving methods in good faith and according to standard  
16 medical practices.

167.1200. 1. Sections 167.1200 to 167.1230 shall be  
2 known and may be cited as the "Public School Open Enrollment  
3 Act".

4 2. As used in sections 167.1200 to 167.1230, the  
5 following terms mean:

6 (1) "Department", the department of elementary and  
7 secondary education;

8 (2) "Local education agency" or "LEA", any school  
9 district and any charter school that has declared itself a  
10 local education agency;

11 (3) "Nonresident local education agency" or  
12 "nonresident LEA", a local education agency other than a  
13 transferring student's resident LEA;

14 (4) "Parent", a transferring student's parent,  
15 guardian, or other person having custody or care of the  
16 student;

17 (5) "Resident local education agency" or "resident  
18 LEA", the local education agency in which the transferring  
19 student resides, or in the case of a transferring student  
20 who is subject to joint legal custody or joint physical  
21 custody awarded by a court, the residence designated as the  
22 address of the student for educational purposes, or in the  
23 case of a student who attends a charter school, such charter  
24 school;

25       (6) "Sibling", each of two or more children having a  
26 parent in common by blood, adoption, marriage, or foster  
27 care;

28       (7) "Socioeconomic status", the income level of a  
29 student or the student's family, which shall be measured by  
30 whether a student or the student's family meets the  
31 financial eligibility criteria for free and reduced price  
32 meals offered under federal guidelines;

33       (8) "Transferring student", a child who transfers to a  
34 nonresident LEA through a public school open enrollment  
35 program under sections 167.1200 to 167.1230 and who:

36       (a) Is beginning kindergarten in the child's resident  
37 LEA;

38       (b) Is a student enrolled in a school or a local  
39 education agency in kindergarten to grade twelve who  
40 immediately prior to transferring has been enrolled in a  
41 local education agency in the student's resident LEA;

42       (c) Was enrolled in a school other than a school in a  
43 local education agency;

44       (d) Was attending an FPE school, as such term is  
45 defined in section 167.013; or

46       (e) Has moved to this state from another state and has  
47 not yet enrolled in a school;

48       (9) "Transfer year", the school year in which a  
49 transferring student attends school in a nonresident LEA.

167.1205. 1. A public school open enrollment program  
2 is established to enable a child beginning kindergarten or a  
3 student in kindergarten to grade twelve to attend a school  
4 in a nonresident LEA subject to the limitations under  
5 section 167.1225. Such program is designed to improve  
6 quality instructional and educational programs by providing  
7 opportunities including, but not limited to, the following:

8           (1) Increasing parental involvement for students whose  
9 parents work in other LEAs;

10           (2) Providing access to instructional programs and  
11 classes that are not available in the resident LEA; and

12           (3) Offering parents the opportunity to select  
13 curriculum options that align with the parents' personal  
14 beliefs.

15           2. (1) LEAs shall not be required to participate in  
16 the public school open enrollment program.

17           (2) (a) Each LEA shall, before November first of each  
18 year, adopt a resolution by a majority vote of the governing  
19 body of the LEA that states whether the LEA will or will not  
20 participate in the public school open enrollment program  
21 created in sections 167.1200 to 167.1230 in the school year  
22 beginning on July first of the following year.

23           (b) If an LEA participates in the public school open  
24 enrollment program, the LEA shall receive transferring  
25 students for the full school year in which the LEA  
26 participates.

27           (3) (a) An LEA may restrict the number of students  
28 who may transfer to a nonresident LEA under sections  
29 167.1200 to 167.1230 in each school year to the maximum of  
30 three percent of the previous school year's enrollment for  
31 the LEA; except that, after the 2027-28 school year, the  
32 maximum number of students who may transfer to a nonresident  
33 LEA shall increase by one percent for every two consecutive  
34 school years the LEA is at its maximum number of students  
35 who may transfer out of the LEA pursuant to this paragraph.  
36 The maximum percentage of students who may transfer from a  
37 resident LEA to a nonresident LEA shall be capped at five  
38 percent of the previous school year's enrollment for the  
39 resident LEA.

40        (b) A student seeking to transfer to a nonresident LEA  
41 shall be eligible to transfer under sections 167.1200 to  
42 167.1230 and shall count as part of the enrollment for such  
43 student's resident LEA for the purposes of the transfer  
44 maximum described in paragraph (a) of this subdivision if,  
45 in the school year before the school year in which the  
46 student seeks to transfer, such student:

47        a. Was enrolled in a school other than an LEA;

48        b. Was attending an FPE school, as such term is  
49 defined in section 167.013; or

50        c. Has moved to this state from another state and has  
51 not yet enrolled in a school.

52        (4) (a) The department shall develop and maintain an  
53 online resource to facilitate applications for a public  
54 school open enrollment transfer as described in sections  
55 167.1200 to 167.1230. Such resource shall enable a  
56 nonresident LEA to ensure that the LEA does not accept a  
57 transfer application if the acceptance of such transfer  
58 application would cause the transferring student's resident  
59 LEA to exceed the transfer maximum for the preceding school  
60 year.

61        (b) The online resource shall provide a searchable  
62 public database of the number of transfers offered in each  
63 participating LEA. The database shall list allowable  
64 transfer numbers published under section 167.1215 for each  
65 LEA for each school building, grade level, classroom, and  
66 program.

67        3. Sections 167.1200 to 167.1230 shall not be  
68 construed to require an LEA to add teachers, staff, or  
69 classrooms or to in any way exceed the requirements and  
70 standards established by the nonresident LEA.

71        4. (1) The department or another entity skilled in  
72 policy development shall develop a model policy for

determining the number of transfers available under section 167.1215 and establishing specific standards for acceptance and rejection of transfer applications.

(2) Upon adoption of a resolution to participate in the open enrollment program, the governing body of each LEA shall, by resolution, adopt a policy that defines the term "insufficient classroom space" for that LEA and which may account for future population growth of the community in which the LEA is located. The policy shall also establish the specific standards for acceptance and rejection of transfer applications.

(3) The specific standards for acceptance and rejection of transfer applications shall account for future population growth of the community in which the LEA is located and may include, but shall not be limited to:

(a) The capacity of a school building, grade level, class, or program;

(b) The availability of classroom space in each school building;

(c) Any class-size limitation. An LEA may use projections when determining class-size limitations;

(d) The ratio of students to classroom teachers;

(e) The LEA's projected enrollment; and

(f) Any characteristics of specific programs affected by additional or fewer students attending because of transfers under the public school open enrollment program, provided that special education programs shall not be considered under this paragraph.

(4) The specific standards for acceptance and rejection of transfer applications shall include a statement that priority shall be given to an applicant who has a sibling who:

(a) Is already enrolled in the nonresident LEA; or

106           (b) Has made an application for enrollment in the same  
107 nonresident LEA.

108           (5) The specific standards for acceptance and  
109 rejection of transfer applications shall not include an  
110 applicant's:

111           (a) Academic achievement;

112           (b) Athletic or other extracurricular ability;

113           (c) Disabilities;

114           (d) English proficiency level; or

115           (e) Previous disciplinary proceedings, except that any  
116 suspension or expulsion from another LEA shall be included.

117           (6) An LEA receiving transferring students shall not  
118 discriminate on the basis of gender, national origin, race,  
119 ethnicity, ancestry, religion, disability, or whether the  
120 student is homeless or a migrant.

121           5. A nonresident LEA shall:

122           (1) Accept credits toward graduation that were awarded  
123 by another LEA to a transferring student; and

124           (2) Award a diploma to a transferring student if the  
125 student meets the nonresident LEA's graduation requirements.

126           6. The governing body of each LEA shall cause the  
127 information about the public school open enrollment program  
128 to be posted on the LEA website and in the student handbook  
129 to inform parents of students of the:

130           (1) Availability of the program established under  
131 sections 167.1200 to 167.1230;

132           (2) Application deadline; and

133           (3) Requirements and procedures for resident and  
134 nonresident students to participate in the program.

135           7. If a student wishes to attend a school within a  
136 nonresident LEA that is a magnet school, an academically  
137 selective school, or a school with a competitive entrance  
138 process that has admissions requirements, the student shall

furnish proof that the student meets the admissions requirements in the application described under section 167.1220.

8. A nonresident LEA may deny a transfer to a student who, in the most recent school year, has been suspended from school two or more times or who has been suspended for an act of school violence or expelled under subsection 2 of section 160.261. A student whose transfer is initially precluded under this subsection may be permitted to transfer on a provisional basis as a probationary transfer student, subject to no further disruptive behavior, upon approval of the nonresident LEA's governing body.

9. A student who is denied a transfer under subsection 8 of this section has the right to an in-person meeting with the nonresident LEA's governing body. The nonresident LEA shall develop common standards for determining disruptive behavior that shall include, but not be limited to, criteria under section 160.261.

10. (1) As used in this subsection, "school days of enrollment" does not include enrollment in summer school, and "varsity" means the highest level of competition offered by one school or LEA against the highest level of competition offered by an opposing school or LEA.

(2) (a) Except as provided in this paragraph, a student who participates in open enrollment for purposes of attending a grade in grades nine to twelve in an LEA other than the resident LEA is ineligible to participate in interscholastic athletics for three hundred sixty-five days unless the student's case meets the standards under the following exceptions:

a. If the transfer does not involve undue influence and is not for athletic reasons, a student may be eligible



immediately at the school of the student's choice upon first entering when:

(i) The student is promoted from grade six to grade seven;

(ii) The student is promoted from grade eight to grade nine and the student is eligible in all other respects; or

(iii) The student completes the highest grade in an elementary school that is not a part of a system supporting a high school and the student is eligible in all other respects; or

b. If a student transfers schools under circumstances that do not meet the athletic eligibility requirements under sections 167.1200 to 167.1230, such student may be granted eligibility to participate in interscholastic athletics as hereinafter restricted if the student qualifies under the following terms and conditions:

(i) A student whose name has been included on a school eligibility roster at any level for a given sport during the twelve calendar months preceding the date of such transfer shall be eligible only for subvarsity competition in such sport for three hundred sixty-five days after the date of transfer. A student may have unrestricted eligibility in all other sports in which such student's name has not appeared on a school eligibility roster;

(ii) A student who has attended an LEA that does not sponsor interscholastic athletics but who has participated in organized nonschool competition during the twelve calendar months preceding the date of such transfer shall be eligible only for subvarsity competition in such sport for three hundred sixty-five days after the date of transfer. A student may have unrestricted eligibility in all other sports in which such student did not participate; or

203        (iii) Eligibility may be granted as described in item  
204 (i) of this subparagraph if the athletic eligibility is  
205 approved by the principals of both the resident and  
206 nonresident LEAs and if there is no athletic purpose  
207 involved in the transfer. The student shall be ineligible  
208 for all sports for three hundred sixty-five days after the  
209 date of transfer if either or both principals decline to  
210 approve athletic eligibility.

211        (b) Nothing in this section or section 167.1210 shall  
212 prevent a statewide athletic association that provides  
213 oversight for athletic or activity eligibility for students  
214 from imposing a stricter penalty upon any transferring  
215 student who is determined to have been unduly influenced to  
216 participate in or not to participate in the public school  
217 open enrollment program outlined in sections 167.1200 to  
218 167.1230.

167.1210. 1. A student who applies to enroll in  
2 multiple nonresident LEAs and accepts a public school open  
3 enrollment program transfer to a nonresident LEA shall  
4 accept only one such transfer per school year.

5        2. (1) A student who accepts a public school open  
6 enrollment program transfer to a nonresident LEA shall  
7 commit to attend and take all courses through the  
8 nonresident LEA for at least two school years. The student  
9 may meet with the governing body of the nonresident LEA to  
10 be released from such commitment if extenuating  
11 circumstances arise or if the student's resident LEA  
12 changes. A transferring student shall not enroll in the  
13 Missouri course access and virtual school program as a full-  
14 time equivalent student, as such term is defined in  
15 subsection 2 of section 161.670.

16        (2) If a transferring student returns to the student's  
17 resident LEA, the student's transfer shall be void and the

18 student shall reapply if the student seeks a future public  
19 school open enrollment program transfer. No transferring  
20 student who returns to the student's resident LEA shall  
21 reapply for a future transfer under this subdivision until  
22 after the student has been enrolled in and completed a full  
23 school semester in a school in the student's resident LEA.

24 (3) A transferring student with a school attendance  
25 percentage rate below eighty percent for any one quarter  
26 shall be notified of such rate and if such student's  
27 attendance rate in the subsequent quarter does not reach at  
28 least ninety percent, the student's transfer and eligibility  
29 to attend the nonresident LEA may be voided by the LEA.

30 3. (1) Except as otherwise provided in this  
31 subsection, a transferring student attending school in a  
32 nonresident LEA may complete all remaining school years in  
33 the nonresident LEA without reapplying each school year.

34 (2) A sibling of a transferring student who continues  
35 enrollment in a nonresident LEA may enroll in or continue  
36 enrollment in that nonresident LEA if the LEA has the  
37 capacity to accept the sibling without adding teachers,  
38 staff, or classrooms or exceeding the regulations and  
39 standards established by law or the policy of the  
40 nonresident LEA and the sibling has no discipline issues as  
41 described in section 167.1205.

42 4. (1) The transferring student or the student's  
43 parent is responsible for the transportation of the student  
44 to and from the boundaries of the nonresident LEA where the  
45 student is enrolled. The nonresident LEA shall be  
46 responsible for the transportation of nonresident students  
47 participating in the open enrollment program within the  
48 boundaries of the nonresident LEA in which the school is  
49 located.

50       (2) A nonresident LEA shall either establish a bus  
51 stop location or utilize an existing bus stop location to  
52 provide transportation services to students participating in  
53 the open enrollment program. Costs incurred for  
54 transportation services within the boundaries of a  
55 nonresident LEA for students participating in the open  
56 enrollment program shall be included in the nonresident  
57 LEA's calculation for reimbursement for state aid as  
58 provided in section 163.161, provided that nothing in this  
59 subsection shall be considered when calculating the  
60 efficiency of a nonresident LEA pursuant to the provisions  
61 of section 163.161.

62       (3) Notwithstanding any provision of law to the  
63 contrary, a nonresident charter school LEA shall be required  
64 to provide transportation services pursuant to this  
65 subsection only if such charter school LEA provides  
66 transportation services to resident students. Nothing in  
67 this subsection shall be construed to require charter school  
68 LEAs to begin offering transportation services if such  
69 services are not currently provided.

70       5. Notwithstanding the provisions of chapter 160,  
71 chapter 163, or federal calculations of military impact aid  
72 to the contrary, for the purposes of determining state and  
73 federal aid, a transferring student shall be counted as a  
74 resident pupil of the nonresident school district LEA in  
75 which the student is enrolled, and for a student  
76 transferring to a nonresident charter school LEA, the  
77 charter school shall receive a state aid payment in an  
78 amount determined by multiplying the charter school's  
79 weighted average daily attendance of such transferring  
80 student by the state adequacy target and multiplying this  
81 product by the dollar-value modifier for the district in  
82 which the charter school is located, and the provisions of

83 section 160.415 shall not apply to any state aid calculation  
84 for a transferring pupil who enrolls in a nonresident  
85 charter school LEA. For purposes of this subsection, the  
86 terms "dollar-value modifier", "state adequacy target", and  
87 "weighted average daily attendance" shall have the same  
88 meaning as such terms are defined in section 163.011.

89 6. Notwithstanding any provision of law to the  
90 contrary, for the purposes of payment to a special school  
91 district established pursuant to the provisions of sections  
92 162.670 to 162.996, a transferring student receiving  
93 services from a special school district shall be counted as  
94 a resident pupil of the nonresident LEA in which the student  
95 is enrolled. If such student receives fifty percent or more  
96 of such student's instruction from the special school  
97 district, the special school district shall, in lieu of the  
98 nonresident LEA, receive all funding which would otherwise  
99 be paid to the nonresident LEA pursuant to the provisions of  
100 sections 167.1200 to 167.1230 for such student.

101 7. Nothing in sections 167.1200 to 167.1230 shall be  
102 construed to relieve any resident LEA of its responsibility  
103 to pay any costs required under sections 162.705 or 162.740.

167.1211. If a nonresident student receives special  
2 educational services and participates in the public school  
3 open enrollment program, the nonresident LEA shall receive  
4 reimbursement from the parent public school choice fund  
5 established in section 167.1212 for the costs of the special  
6 educational services for the student with an individualized  
7 education program above the state and federal funds received  
8 for educating the student. Such reimbursement shall not  
9 exceed three times the current expenditure per average daily  
10 attendance as calculated on the LEA annual secretary of the  
11 board report for the year in which expenditures are claimed.

167.1212. 1. There is hereby created in the state treasury the "Parent Public School Choice Fund", which shall consist of appropriations made by the general assembly to provide moneys for the public school open enrollment program. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in sections 167.1200 to 167.1230.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Moneys appropriated to and deposited in the fund shall be used to supplement, not supplant, state aid distributed to LEAs under chapter 160 or chapter 163 and shall be used solely to compensate LEAs that participate in the public school open enrollment program established in sections 167.1200 to 167.1230.

5. The department shall annually evaluate the availability and use of moneys from the fund. If the department determines that additional moneys are needed to fulfill the purposes of this section, the department shall, as part of the legislative budget process, annually request such moneys by a specific line item appropriation.

167.1215. 1. Before November first annually, each LEA shall set the number of transfer students the LEA is willing to receive for the following school year under sections

4 167.1200 to 167.1230. The LEA may create criteria for the  
5 acceptance of students including, but not limited to, the  
6 number of students by building, grade, classroom, or program.

7 2. (1) Each LEA shall publish the number set under  
8 this section, notify the department of such number, and  
9 shall not accept any transfer students under this section  
10 who would cause the LEA to exceed the published number.

11 (2) The LEA shall delineate such published number by  
12 building, grade, classroom, or program if such criteria for  
13 acceptance have been set by the LEA.

14 3. Before November first annually, a special school  
15 district established pursuant to the provisions of sections  
16 162.670 to 162.996 shall consult with each partner school  
17 district regarding resources and capabilities for providing  
18 special education services for transferring students in each  
19 partner school district. In addition to the partner school  
20 district's reporting obligations, the special school  
21 district shall notify the department of the number of likely  
22 available spots for special education services at each  
23 partner school district. Such notification shall include  
24 the number of likely available spots at school buildings  
25 operated by the special school district. Such numbers shall  
26 be reported and published by building, grade, classroom, or  
27 program. Notwithstanding the foregoing, all participating  
28 LEAs shall comply with all state and federal laws,  
29 regulations, and other requirements regarding the provision  
30 of special education services.

31 4. (1) The online resource created and maintained by  
32 the department as described in section 167.1205 shall  
33 include a waiting list for applications to nonresident LEAs  
34 if a transfer cannot be accepted because the number of  
35 transfers applied for exceeds the number of transfers  
36 available. The online resource shall notify each applicant

37 that the applicant's transfer application may be subject to  
38 placement on such waiting list if such transfer application  
39 is included in a number of transfer applications that  
40 exceeds the number of transfers available.

41 (2) Applications on the waiting list may be given  
42 priority for acceptance in the following order and may  
43 include other options for priority acceptance:

44 (a) Siblings of students already enrolled in the LEA;

45 (b) Children of an active duty member of the Armed  
46 Forces of the United States;

47 (c) Children of LEA employees;

48 (d) Students who had previously attended school in the  
49 LEA but whose parents have moved out of the LEA; and

50 (e) Students whose parents present an employment  
51 circumstance for which an open enrollment transfer would be  
52 in the student's best interest.

53 (3) A parent of a student on the waiting list shall be  
54 informed by the department of the details of the operation  
55 of the list and whether the parent will be required to  
56 refile a timely application for open enrollment in order to  
57 remain on the waiting list.

167.1220. 1. (1) If a student seeks to attend a  
2 school in a nonresident LEA under sections 167.1200 to  
3 167.1230, the student's parent shall submit an application:

4 (a) To the department, using the online resource  
5 described in section 167.1205, beginning on November  
6 fifteenth in the school year before the school year in which  
7 the student seeks to begin the fall semester at the  
8 nonresident LEA;

9 (b) On a form approved by the department that contains  
10 the student's necessary information for enrollment in  
11 another LEA; and



12 (c) Before January first of the school year before the  
13 school year in which the student seeks to begin the fall  
14 semester at the nonresident LEA.

15 (2) No more than five transfer applications per school  
16 year shall be submitted for any student.

17 2. Upon receiving an application under subsection 1 of  
18 this section, the department shall assign a unique  
19 identifying number to the application.

20 3. On or before January fifteenth, the department  
21 shall:

22 (1) Conduct a lottery of eligible applications to  
23 determine which student transfers will be approved, subject  
24 to the conditions for approval under sections 167.1200 to  
25 167.1230; and

26 (2) Notify the nonresident LEA of such applications  
27 that the department has approved for transfer.

28 4. (1) The governing body of the nonresident LEA  
29 shall request from all schools previously attended by the  
30 student within the last twelve months including the  
31 student's resident LEA, if applicable:

32 (a) Those records required by LEA policy for student  
33 transfer, including any applicable special education records;

34 (b) Those discipline records required by subsection 9  
35 of section 160.261; and

36 (c) Records of any behavioral risk assessment  
37 completed on the student.

38 (2) An LEA that receives a request for such records  
39 from another LEA enrolling a student that had previously  
40 attended a school in such LEA shall respond to such request  
41 within five business days of receiving the request.

42 (3) The officials and authorities to whom such  
43 information is disclosed shall comply with applicable

44 restrictions set forth in 20 U.S.C. Section 1232g(b) (1) (E),  
45 as amended.

46 5. (1) The governing body of the nonresident LEA  
47 shall within ten business days:

48 (a) Review each application as received from the  
49 department;

50 (b) Determine whether such LEA shall accept or reject  
51 such application based on the standards in the LEA's policy  
52 for open enrollment under sections 167.1200 to 167.1230  
53 adopted by the governing body and a review of records  
54 provided under subsection 4 of this section; and

55 (c) Inform the department of such determination.

56 (2) Provided the nonresident LEA has additional seats  
57 available for transfer students pursuant to such LEA's  
58 policy adopted in accordance with the provisions of section  
59 167.1205, if the nonresident LEA rejects an application, the  
60 department shall send the next application on the waiting  
61 list to the nonresident LEA for consideration.

62 6. (1) (a) Before March first of the school year  
63 before the school year in which the student seeks to enroll  
64 in a nonresident LEA under sections 167.1200 to 167.1230,  
65 the nonresident LEA's governing body shall notify the  
66 department as to whether the student's application has been  
67 accepted or rejected through the online resource created  
68 under section 167.1205.

69 (b) Within three business days after sending  
70 notifications to the resident LEA and the nonresident LEA,  
71 the department shall notify the parent whether the student's  
72 application has been accepted or rejected by the nonresident  
73 LEA. The notification shall be sent electronically and by  
74 first-class mail to the address on the application.

75       (2) If the application is rejected, the department's  
76 notification shall state the receiving nonresident LEA's  
77 reason for the rejection.

78       (3) If the application is accepted, the department  
79 shall state in the notification:

80           (a) A reasonable deadline before which the student  
81 shall enroll in the nonresident LEA and after which the  
82 acceptance notification is void; and

83           (b) Instructions for the procedures established for  
84 enrollment of students with special needs as provided in  
85 section 167.1224 in the nonresident LEA.

86       (4) If the application is accepted, the department  
87 shall notify:

88           (a) The resident LEA of the student's participation;  
89 and

90           (b) The student and the student's parent of the  
91 opportunity to participate in an anonymous survey provided  
92 by the department regarding all reasons for the student's  
93 and parent's interest in participating in the public school  
94 open enrollment program.

95       7. The department shall publish an annual report based  
96 on the anonymous survey conducted under subdivision (4) of  
97 subsection 6 of this section that provides aggregate data of  
98 sufficient detail to allow analysis of trends regarding the  
99 reasons for participation in the public school open  
100 enrollment program at the statewide, regional, local  
101 levels. In such annual report, the department shall also  
102 include aggregate data of sufficient detail to allow  
103 detection and analysis of the impact of the public school  
104 open enrollment program on racial, ethnic, and socioeconomic  
105 balance among schools and LEAs at the statewide, regional,  
106 and local levels. No such survey results published under  
107 this subsection shall be published in a manner that would

allow for the identification of data attributable to a specific LEA or that reveals information regarding a group of five or fewer students. The department shall privately share data specific to each LEA with each LEA prior to publishing the annual report.

8. (1) If a student declines enrolling in the nonresident LEA, the department shall send the LEA the next application on the LEA's waiting list for consideration.

(2) Upon receiving such next application, the nonresident LEA shall follow the procedures in subsection 5 of this section.

9. No additional open enrollment transfer applications shall be sent by the department or approved by a nonresident LEA after April fifteenth of the school year immediately preceding the school year of enrollment.

167.1224. 1. Before enrollment in a nonresident LEA, a student with any of the following who is notified by the department that such student is accepted for a transfer to a nonresident LEA shall be provided the same process that exists for a resident student moving into the nonresident LEA:

(1) An individualized education program, or IEP, as such term is defined in 20 U.S.C. Section 1401, as amended;

(2) An individualized family service plan, or IFSP, as such term is defined in 20 U.S.C. Section 1401, as amended;

(3) A 504 plan created under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, as amended;

(4) A placement in an English as a second language (ESL) program;

(5) An identification as a gifted child eligible for a program or service under section 162.720; or

18       (6) A diagnosis of dyslexia, as such term is defined  
19 in section 633.420.

20       2. The nonresident LEA, parent, or both shall have the  
21 opportunity to reevaluate such student to determine what  
22 comparable services may be required under section 162.700 or  
23 the special education programs or services for which such  
24 student may be eligible.

25       3. The nonresident LEA is responsible for providing a  
26 free appropriate public education to the student.

27       4. The nonresident LEA shall provide the same or  
28 substantially similar services as a resident student would  
29 receive, as applicable.

30       5. Before choosing to enroll in the nonresident LEA,  
31 if necessary, the student and parent shall be provided the  
32 opportunity to develop a new or amended IEP, IFSP, or 504  
33 plan or to evaluate the ESL, gifted, or dyslexia programs  
34 and services provided by the nonresident LEA.

35       6. The nonresident LEA shall provide the student and  
36 parent with prior written notice documenting the services  
37 and supports that the nonresident LEA determines appropriate  
38 to meet the student's needs. The nonresident LEA shall  
39 offer the transferring student ten business days to accept  
40 or decline the acceptance of the nonresident LEA.

41       7. Any LEA participating in the public school open  
42 enrollment program that is served by a special school  
43 district established under sections 162.670 to 162.996 shall  
44 execute a form agreement prepared by the department with  
45 such special school district regarding finance, staffing,  
46 and other relevant items relating to any students requiring  
47 special education services prior to participating in open  
48 enrollment. An LEA and a special school district may choose  
49 to modify such form agreement, but no such modifications

50 shall inhibit or delay the LEA's participating in the public  
51 school open enrollment program.

52 8. In compliance with the requirements of federal and  
53 state laws, the nonresident LEA shall make reasonable  
54 accommodations and modifications to address the needs of  
55 incoming transferring students and to provide such  
56 transferring students with equal access to a free  
57 appropriate public education.

58 9. This section shall not be construed to preclude a  
59 nonresident LEA from adding additional staff, services, or  
60 programs not already being offered by the nonresident LEA  
61 unless the nonresident LEA elects to or from performing  
62 subsequent evaluations, when appropriate, to ensure proper  
63 placement of a transferring student after enrollment.

167.1225. 1. If sections 167.1200 to 167.1230  
2 conflict with a provision of an enforceable desegregation  
3 court order or an LEA's court-approved desegregation plan  
4 regarding the effects of past racial segregation in student  
5 assignment, the provisions of the order or plan shall govern.

6 2. (1) An LEA may annually declare an exemption from  
7 sections 167.1200 to 167.1230 if the LEA is subject to a  
8 desegregation order or mandate of a federal court or agency  
9 remedying the effects of past racial segregation or a  
10 settlement agreement remedying the effects of past racial  
11 segregation.

12 (2) An exemption declared by the governing body of an  
13 LEA under subdivision (1) of this subsection is irrevocable  
14 for one year from the date the LEA notifies the department  
15 of the declaration of exemption.

16 (3) After each year of exemption, the governing body  
17 of an LEA may elect to participate in the public school open  
18 enrollment program under sections 167.1200 to 167.1230 if  
19 the LEA's participation does not conflict with the LEA's

federal court-ordered desegregation program or settlement agreement remedying the effects of past racial segregation.

(4) An LEA shall notify the department before November first if in the next school year the LEA intends to:

(a) Declare an exemption under subdivision (1) of this subsection; or

(b) Resume participation after a period of exemption.

(5) If a student is unable to transfer because of the limits under this subsection, the resident LEA shall give the student priority for a transfer in the following school year in the order that the resident LEA receives notices of application under section 167.1220, as evidenced by a notation made by the LEA on the applications indicating the date and time of receipt.

3. (1) Any student who transfers to a nonresident LEA under section 167.131, sections 162.1040 to 162.1061, or any section other than sections 167.1200 to 167.1230 shall not be subject to any requirements under sections 167.1200 to 167.1230.

(2) LEAs receiving transfer students or sending transfer students to nonresident LEAs under section 167.131, sections 162.1040 to 162.1061, or any section other than sections 167.1200 to 167.1230 shall not be subject to any requirements under sections 167.1200 to 167.1230 for those transfer students.

4. (1) A student transferring to a nonresident LEA under sections 167.1200 to 167.1230 shall not be considered a transfer student under any law relating to another transfer program or procedure that allows students to transfer out of their resident LEAs.

(2) This subdivision shall apply only to students who attend a school in an LEA that is not a charter school and

52 does not offer education in a grade higher than grade eight  
53 as follows:

54 (a) If such student enrolls in a nonresident LEA that  
55 is not a charter school under sections 167.1200 to 167.1230  
56 before the end of such student's fifth-grade year, the  
57 provisions of 167.1200 to 167.1230 shall apply for such  
58 student; and

59 (b) If such student does not enroll in such  
60 nonresident LEA that is not a charter school before the end  
61 of such student's fifth-grade year, such student may  
62 transfer to such nonresident LEA during a year in which such  
63 student is in grade six, seven, or eight under sections  
64 167.1200 to 167.1230. When such student enters grade nine,  
65 such student's resident LEA shall:

66 a. Compute the difference by subtracting the state  
67 adequacy target from the nonresident student tuition as  
68 calculated under section 167.131;

69 b. Pay the amount of such difference above zero to  
70 such nonresident LEA; and

71 c. Follow all other procedures as if such student  
72 transferred under section 167.131.

73 (3) If a student transfers under sections 167.1200 to  
74 167.1230 to a nonresident LEA that is not a charter school  
75 and does not offer education in a grade higher than grade  
76 eight, such nonresident LEA shall not be considered such  
77 student's resident LEA for any purpose after such student  
78 completes grade eight or upon such student's transfer out of  
79 such nonresident LEA before such student completes grade  
80 eight.

167.1229. 1. (1) The department shall collect data  
2 from LEAs on the number of applications for student  
3 transfers under sections 167.1200 to 167.1230 and study the  
4 effects of public school open enrollment program transfers



5 under sections 167.1200 to 167.1230. The department shall  
6 consider, as part of its study, the maximum number of  
7 transfers and exemptions for both resident and nonresident  
8 LEAs for up to two years to determine if a significant  
9 racially segregative impact has occurred to any LEA.

10 (2) Annually before December first, the department  
11 shall report the department's findings from the study of the  
12 data under subdivision (1) of this subsection to:

13 (a) The joint committee on education or any successor  
14 committee;

15 (b) The house committee on elementary and secondary  
16 education or any other education committee designated by the  
17 speaker of the house of representatives; and

18 (c) The senate committee on education or any other  
19 education committee designated by the president pro tempore  
20 of the senate.

21 2. The department shall annually make a random  
22 selection of ten percent of the LEAs participating in the  
23 public school open enrollment program under sections  
24 167.1200 to 167.1230. The department shall audit each  
25 selected LEA's transfers approved or denied under policies  
26 adopted by the governing body under sections 167.1200 to  
27 167.1230. If the department determines that a selected LEA  
28 is improperly implementing and administering the transfer  
29 process established under sections 167.1200 to 167.1230, the  
30 department may withhold any state aid provided to the LEA  
31 under chapter 160 or chapter 163 until the LEA corrects the  
32 transfer process improprieties identified by the  
33 department's audit.

167.1230. No student shall be enrolled under sections  
2 167.1200 to 167.1230 before July 1, 2027.

168.021. 1. Certificates of license to teach in the  
2 public schools of the state shall be granted as follows:

3           (1) By the state board, under rules and regulations  
4 prescribed by it:

5           (a) Upon the basis of college credit;

6           (b) Upon the basis of examination;

7           (2) By the state board, under rules and regulations  
8 prescribed by the state board with advice from the advisory  
9 council established by section 168.015 to any individual who  
10 presents to the state board a valid doctoral degree from an  
11 accredited institution of higher education accredited by a  
12 regional accrediting association such as North Central  
13 Association. Such certificate shall be limited to the major  
14 area of postgraduate study of the holder, shall be issued  
15 only after successful completion of the examination required  
16 for graduation pursuant to rules adopted by the state board  
17 of education, and shall be restricted to those certificates  
18 established pursuant to subdivision (2) of subsection 3 of  
19 this section;

20           (3) By the state board, which shall issue the  
21 professional certificate classification in both the general  
22 and specialized areas most closely aligned with the current  
23 areas of certification approved by the state board,  
24 commensurate with the years of teaching experience of the  
25 applicant, and based upon the following criteria:

26           (a) a. Recommendation of a state-approved  
27 baccalaureate-level teacher preparation program;

28           b. The department of elementary and secondary  
29 education shall develop and maintain an eighteen-hour (one  
30 thousand eighty minutes) online teacher preparation program  
31 related to subjects appropriate for elementary and secondary  
32 education settings. Any charitable organization registered  
33 in Missouri that is exempt from federal taxation under the  
34 Internal Revenue Code of 1986, as amended, may submit a  
35 teacher preparation program to the department of elementary

and secondary education for approval. Once approved, the charitable organization shall be certified to develop and maintain a teacher preparedness program. Approved teacher preparedness programs created by a charitable organization shall be made available by the department of elementary and secondary education. An individual with a bachelor's degree may complete an eighteen-hour online training program, either created by the department or by a charitable organization, and receive a teacher certificate. Such certificate shall not be accepted by Missouri public schools, and nonpublic schools shall not be required to accept the certificate, but shall be accepted by private schools and private school accrediting agencies;

(b) a. Successful attainment of the Missouri qualifying score on the exit assessment for teachers or administrators designated by the state board of education;

b. (i) Applicants who have not successfully achieved a qualifying score on the designated examinations will be issued a two-year nonrenewable provisional certificate;

(ii) During the two-year nonrenewable provisional certification, an individual teacher may gain full professional certification by:

i. Achieving a qualifying score on the designated exam; or

ii. Successfully achieving an acceptable score on the state-approved teacher evaluation system from seven walk-through evaluations, two formative evaluations, and one summative evaluation for each of the two probationary years and being offered a third contract by the employing district. For any applicant who has a change in job status because of a reduction in the workforce or a change in life circumstances, the scores required under this item may be

scores achieved in any school district during the two-year nonrenewable provisional certification period; and

(iii) The employing school district shall recommend to the department of elementary and secondary education that the individual teacher be awarded a full professional certification by the state board under rules prescribed by the state board; and

(c) Upon completion of a background check as prescribed in section 168.133 and possession of a valid teaching certificate in the state from which the applicant's teacher preparation program was completed;

(4) By the state board, under rules prescribed by it, on the basis of a relevant bachelor's degree, or higher degree, and a passing score for the designated exit examination, for individuals whose academic degree and professional experience are suitable to provide a basis for instruction solely in the subject matter of banking or financial responsibility, at the discretion of the state board. Such certificate shall be limited to the major area of study of the holder and shall be restricted to those certificates established under subdivision (2) of subsection 3 of this section. Holders of certificates granted under this subdivision shall be exempt from the teacher tenure act under sections 168.102 to 168.130 and each school district shall have the decision-making authority on whether to hire the holders of such certificates;

(5) By the state board, under rules and regulations prescribed by it, on the basis of certification by the American Board for Certification of Teacher Excellence (ABCTE) or Teachers of Tomorrow and verification of ability to work with children as demonstrated by sixty contact hours in any one of the following areas as validated by the school principal: sixty contact hours in the classroom, of which

at least forty-five must be teaching; sixty contact hours as a substitute teacher, with at least thirty consecutive hours in the same classroom; sixty contact hours of teaching in a private school; or sixty contact hours of teaching as a paraprofessional, for an initial four-year ABCTE or Teachers of Tomorrow certificate of license to teach, except that such certificate shall not be granted for the areas of early childhood education, gifted education, or special education. For certification in the area of elementary education, ninety contact hours in the classroom shall be required, of which at least thirty shall be in an elementary classroom. Upon the completion of the following requirements, an applicant shall be eligible to apply for a career continuous professional certificate under subdivision (3) of subsection 3 of this section:

(a) Completion of thirty contact hours of professional development within four years, which may include hours spent in class in an appropriate college curriculum;

(b) Validated completion of two years of the mentoring program of the American Board for Certification of Teacher Excellence, Teachers of Tomorrow, or a district mentoring program approved by the state board of education;

(c) Attainment of a successful performance-based teacher evaluation; and

(d) Participation in a beginning teacher assistance program;

(6) (a) By the state board, under rules and regulations prescribed by the board, which shall issue an initial visiting scholars certificate at the discretion of the board, based on the following criteria:

a. Verification from the hiring school district that the applicant will be employed as part of a business-education partnership initiative designed to build career

134 pathways systems or employed as part of an initiative  
135 designed to fill vacant positions in hard-to-staff public  
136 schools or hard-to-fill subject areas for students in a  
137 grade or grades not lower than the ninth grade for which the  
138 applicant's academic degree or professional experience  
139 qualifies the applicant;

140       b. Appropriate and relevant bachelor's degree or  
141 higher, occupational license, or industry-recognized  
142 credential;

143       c. Completion of the application for a one-year  
144 visiting scholars certificate; and

145       d. Completion of a background check as prescribed  
146 under section 168.133.

147       (b) The initial visiting scholars certificate shall  
148 certify the holder of such certificate to teach for one  
149 year. An applicant shall be eligible to renew an initial  
150 visiting scholars certificate a maximum of two times, based  
151 upon the completion of the requirements listed under  
152 subparagraphs a., b., and d. of paragraph (a) of this  
153 subdivision; completion of professional development required  
154 by the school district and school; and attainment of a  
155 satisfactory performance-based teacher evaluation; or

156       (7) By the state board, which shall issue an  
157 additional professional subject-area certification for  
158 specific content knowledge or for a specialty area to a  
159 certificate holder who:

160       (a) Applies for an additional professional subject-  
161 area certification;

162       (b) Successfully achieves an acceptable score on the  
163 state-approved teacher evaluation system from seven walk-  
164 through evaluations, two formative evaluations, and one  
165 summative evaluation of the applicant teaching specific

content knowledge or the specialty area for which the additional professional subject-area certification is sought;

(c) Receives a recommendation from the applicant's employing school district that the applicant be awarded an additional professional subject-area certification by the state board under rules prescribed by the state board; and

(d) Completes a background check as prescribed in section 168.133.

2. All valid teaching certificates issued pursuant to law or state board policies and regulations prior to September 1, 1988, shall be exempt from the professional development requirements of this section and shall continue in effect until they expire, are revoked or suspended, as provided by law. When such certificates are required to be renewed, the state board or its designee shall grant to each holder of such a certificate the certificate most nearly equivalent to the one so held. Anyone who holds, as of August 28, 2003, a valid PC-I, PC-II, or continuous professional certificate shall, upon expiration of such person's current certificate, be issued the appropriate level of certificate based upon the classification system established pursuant to subsection 3 of this section.

3. (1) Certificates of license to teach in the public schools of the state shall be based upon minimum requirements prescribed by the state board of education which shall include completion of a background check as prescribed in section 168.133. The state board shall provide for the following levels of professional certification: an initial professional certificate and a career continuous professional certificate.

(2) The initial professional certificate shall be issued upon completion of requirements established by the state board of education and shall be valid based upon

199 verification of actual teaching within a specified time  
200 period established by the state board of education. The  
201 state board shall require holders of the four-year initial  
202 professional certificate to:

203 (a) Participate in a mentoring program approved and  
204 provided by the district for a minimum of two years;

205 (b) Complete thirty contact hours of professional  
206 development, which may include hours spent in class in an  
207 appropriate college curriculum, or for holders of a  
208 certificate under subdivision (4) of subsection 1 of this  
209 section, an amount of professional development in proportion  
210 to the certificate holder's hours in the classroom, if the  
211 certificate holder is employed less than full time; and

212 (c) Participate in a beginning teacher assistance  
213 program.

214 (3) (a) The career continuous professional  
215 certificate shall be issued upon verification of completion  
216 of four years of teaching under the initial professional  
217 certificate and upon verification of the completion of the  
218 requirements articulated in paragraphs (a) to (c) of  
219 subdivision (2) of this subsection or paragraphs (a) to (d)  
220 of subdivision (5) of subsection 1 of this section.

221 (b) The career continuous professional certificate  
222 shall be continuous based upon verification of actual  
223 employment in an educational position as provided for in  
224 state board guidelines and completion of fifteen contact  
225 hours of professional development per year which may include  
226 hours spent in class in an appropriate college curriculum.  
227 Should the possessor of a valid career continuous  
228 professional certificate fail, in any given year, to meet  
229 the fifteen-hour professional development requirement, the  
230 possessor may, within two years, make up the missing hours.  
231 In order to make up for missing hours, the possessor shall



first complete the fifteen-hour requirement for the current year and then may count hours in excess of the current year requirement as make-up hours. Should the possessor fail to make up the missing hours within two years, the certificate shall become inactive. In order to reactivate the certificate, the possessor shall complete twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating the possessor's certificate. The requirements of this paragraph shall be monitored and verified by the local school district which employs the holder of the career continuous professional certificate.

(c) A holder of a career continuous professional certificate shall be exempt from the professional development contact hour requirements of paragraph (b) of this subdivision if such teacher has a local professional development plan in place within such teacher's school district and meets two of the three following criteria:

- a. Has ten years of teaching experience as defined by the state board of education;
- b. Possesses a master's degree; or
- c. Obtains a rigorous national certification as approved by the state board of education.

4. Policies and procedures shall be established by which a teacher who was not retained due to a reduction in force may retain the current level of certification. There shall also be established policies and procedures allowing a teacher who has not been employed in an educational position for three years or more to reactivate the teacher's last level of certification by completing twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum

265 within the six months prior to or after reactivating the  
266 teacher's certificate.

267         5. The state board shall, upon completion of a  
268 background check as prescribed in section 168.133, issue a  
269 professional certificate classification in the areas most  
270 closely aligned with an applicant's current areas of  
271 certification, commensurate with the years of teaching  
272 experience of the applicant, to any person who is hired to  
273 teach in a public school in this state and who possesses a  
274 valid teaching certificate from another state or  
275 certification under subdivision (4) of subsection 1 of this  
276 section, provided that the certificate holder shall annually  
277 complete the state board's requirements for such level of  
278 certification, and shall establish policies by which  
279 residents of states other than the state of Missouri may be  
280 assessed a fee for a certificate of license to teach in the  
281 public schools of Missouri. Such fee shall be in an amount  
282 sufficient to recover any or all costs associated with the  
283 issuing of a certificate of license to teach. The board  
284 shall promulgate rules to authorize the issuance of a  
285 provisional certificate of license, which shall be valid for  
286 three years and shall allow the holder to assume classroom  
287 duties pending the completion of a criminal background check  
288 under section 168.133, for any applicant who:

289         (1) Is the spouse of a member of the Armed Forces  
290 stationed in Missouri;

291         (2) Relocated from another state within one year of  
292 the date of application;

293         (3) Underwent a criminal background check in order to  
294 be issued a teaching certificate of license from another  
295 state; and

296         (4) Otherwise qualifies under this section.

297           6. The state board may assess to holders of an initial  
298 professional certificate a fee, to be deposited into the  
299 excellence in education fund established pursuant to section  
300 160.268, for the issuance of the career continuous  
301 professional certificate. However, such fee shall not  
302 exceed the combined costs of issuance and any criminal  
303 background check required as a condition of issuance.  
304 Applicants for the initial ABCTE certificate shall be  
305 responsible for any fees associated with the program leading  
306 to the issuance of the certificate, but nothing in this  
307 section shall prohibit a district from developing a policy  
308 that permits fee reimbursement.

309           7. Any member of the public school retirement system  
310 of Missouri who entered covered employment with ten or more  
311 years of educational experience in another state or states  
312 and held a certificate issued by another state and  
313 subsequently worked in a school district covered by the  
314 public school retirement system of Missouri for ten or more  
315 years who later became certificated in Missouri shall have  
316 that certificate dated back to the member's original date of  
317 employment in a Missouri public school.

318           8. Within thirty days of receiving an application from  
319 a spouse of an active duty member of the Armed Forces of the  
320 United States who has been transferred or is scheduled to be  
321 transferred to the state of Missouri, or who has been  
322 transferred or is scheduled to be transferred to an adjacent  
323 state and is or will be domiciled in the state of Missouri,  
324 or has moved to the state of Missouri on a permanent change-  
325 of-station basis and has successfully completed the  
326 background check described under subsection 5 of this  
327 section and section 168.133, the state board shall issue to  
328 such applicant a full certificate of license to teach,  
329 provided that the applicant has paid all necessary fees and

330 has otherwise met all requirements to be issued such a  
331 certificate.

168.025. 1. For purposes of this section, "teacher  
2 externship" means an experience in which a teacher,  
3 supervised by his or her school or school district, gains  
4 practical experience at a business located in Missouri  
5 through observation and interaction with employers and  
6 employees.

7 2. The department of economic development and the  
8 department of elementary and secondary education shall  
9 develop and recommend:

10 (1) Requirements for teacher externships that can be  
11 considered the equivalent of the completion of credit hours  
12 in graduate-level courses for purposes of salary schedules;  
13 and

14 (2) An equivalency schedule that sets forth the number  
15 of credit hours in graduate-level courses that shall be  
16 considered equivalent to and awarded for each type of  
17 teacher externship. To classify teacher externships and  
18 determine the number of credit hours that would be  
19 appropriate for each type, the length of the teacher  
20 externship, the practical experience gained, or any other  
21 factor deemed relevant may be considered.

22 3. The department of economic development and the  
23 department of elementary and secondary education shall adopt  
24 and publish on their websites, before July 1, 2020,  
25 requirements for teacher externships that can be considered  
26 the equivalent of the completion of credit hours in graduate-  
27 level courses for purposes of salary schedules and an  
28 equivalency schedule as described in subsection 2 of this  
29 section. Any teacher externship that meets the published  
30 requirements shall be known as and considered a certified  
31 teacher externship for purposes of this section.

32           4. If a school district or charter school uses a  
33 salary schedule in which a teacher receives a higher salary  
34 if he or she has earned credit hours in graduate-level  
35 courses, the school district or charter school shall  
36 consider any teacher who has completed a certified teacher  
37 externship to have completed credit hours in graduate-level  
38 courses on its salary schedule in the manner prescribed by  
39 the equivalency schedule developed under this section and  
40 compensate the teacher accordingly.

41           5. The department of elementary and secondary  
42 education and the department of economic development may  
43 promulgate rules to implement the provisions of this  
44 section. Any rule or portion of a rule, as that term is  
45 defined in section 536.010, that is created under the  
46 authority delegated in this section shall become effective  
47 only if it complies with and is subject to all of the  
48 provisions of chapter 536 and, if applicable, section  
49 536.028. This section and chapter 536 are nonseverable, and  
50 if any of the powers vested with the general assembly  
51 pursuant to chapter 536 to review, to delay the effective  
52 date, or to disapprove and annul a rule are subsequently  
53 held unconstitutional, then the grant of rulemaking  
54 authority and any rule proposed or adopted after August 28,  
55 2019, shall be invalid and void.

56           [6. Under section 23.253 of the Missouri sunset act:

57           (1) The provisions of the new program authorized under  
58 this section shall automatically sunset five years after  
59 August 28, 2019, unless reauthorized by an act of the  
60 general assembly;

61           (2) If such program is reauthorized, the program  
62 authorized under this section shall automatically sunset ten  
63 years after the effective date of the reauthorization of  
64 this section; and

65 (3) This section shall terminate on September first of  
66 the calendar year immediately following the calendar year in  
67 which the program authorized under this section is sunset.】

168.036. 1. In addition to granting certificates of  
2 license to teach in public schools of the state under  
3 section 168.021, the state board of education shall grant  
4 substitute teacher certificates as provided in this section  
5 to any individual seeking to substitute teach in any public  
6 school in this state.

7 2. (1) The state board shall not grant a certificate  
8 of license to teach under this section to any individual who  
9 has not completed a background check as required under  
10 section 168.021.

11 (2) The state board may refuse to issue or renew,  
12 suspend, or revoke any certificate sought or issued under  
13 this section in the same manner and for the same reasons as  
14 under section 168.071.

15 3. The state board may grant a certificate under this  
16 section to any individual who has completed:

17 (1) At least thirty-six semester hours at an  
18 accredited institution of higher education; or

19 (2) The twenty-hour online training program required  
20 in this section and who possesses a high school diploma or  
21 the equivalent thereof.

22 4. The department of elementary and secondary  
23 education shall develop and maintain an online training  
24 program for individuals, which shall consist of twenty hours  
25 of training related to subjects appropriate for substitute  
26 teachers as determined by the department.

27 5. The state board may grant a certificate under this  
28 section to any highly qualified individual with expertise in  
29 a technical or business field or with experience in the  
30 Armed Forces of the United States who has completed the

background check required in this section but does not meet any of the qualifications under subdivision (1) or (2) of subsection 3 of this section if the superintendent of the school district in which the individual seeks to substitute teach sponsors such individual and the school board of the school district in which the individual seeks to substitute teach votes to approve such individual to substitute teach.

6. (1) Notwithstanding any other provisions to contrary, beginning on June 30, 2022, and ending on June 30, ~~2025~~ 2030, any person who is retired and currently receiving a retirement allowance under sections 169.010 to 169.141 or sections 169.600 to 169.715, other than for disability, may be employed to substitute teach on a part-time or temporary substitute basis by an employer included in the retirement system without a discontinuance of the person's retirement allowance. Such a person shall not contribute to the retirement system, or to the public school retirement system established by sections 169.010 to 169.141 or to the public education employee retirement system established by sections 169.600 to 169.715, because of earnings during such period of employment.

(2) In addition to the conditions set forth in subdivision 1 of this subsection, any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor may be employed to substitute teach on a part-time or temporary substitute basis, if such person is performing work for an employer included in the retirement system without a discontinuance of the person's retirement allowance.

(3) If a person is employed pursuant to this subsection on a regular, full-time basis the person shall

not be entitled to receive the person's retirement allowance for any month during which the person is so employed. The retirement system may require the employer, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this subsection.

7. A certificate granted under this section shall be valid for four years. A certificate granted under this section shall expire at the end of any calendar year in which the individual fails to substitute teach for at least five days or forty hours of in-seat instruction.

8. (1) An individual to whom the state board grants a certificate under this section may be a substitute teacher in a public school in the state if the school district agrees to employ the individual as a substitute teacher and such individual has completed a background check as required in subsection 10 of this section.

(2) No individual to whom the state board grants a certificate under this section and who is under twenty years of age shall be a substitute teacher in grades nine to twelve.

9. Each school district may develop an orientation for individuals to whom the state board grants a certificate under this section for such individuals employed by the school district and may require such individuals to complete such orientation. Such orientation shall contain at least two hours of subjects appropriate for substitute teachers and shall contain instruction on the school district's best practices for classroom management.

10. Beginning January 1, 2023, any substitute teacher may, at the time such substitute teacher submits the



fingerprints and information required for the background check required under section 168.021, designate up to five school districts to which such substitute teacher has submitted an application for substitute teaching to receive the results of the substitute teacher's criminal history background check and fingerprint collection. The total amount of any fees for disseminating such results to up to five school districts under this subsection shall not exceed fifty dollars.

11. The state board may exercise the board's authority under chapter 161 to promulgate all necessary rules and regulations necessary for the administration of this section.

168.407. 1. There is hereby created the "Principal-Administrator Academy" under the auspices of the department of elementary and secondary education. The academy is not a single institution, but is an organizational framework for a wide array of educational and training programs for school leaders~~[,]~~ in conjunction with statewide entities specifically established to support the development of principals and superintendents which may be conducted at several sites in the state by the department of elementary and secondary education, individually or through contract.

2. Programming for the academy shall include the development of:

(1) A review of all preparation programs of school administrators in the state of Missouri to ensure that the programs are of proper quality and the content of such programs is updated to reflect and educate students regarding the current academic, legal, financial, and societal realities in which administrators will be serving;

(2) A mentoring program dedicated to supporting individuals serving in their first four years of employment as a principal in the state of Missouri; and

22       (3) An early career coaching program dedicated to  
23 supporting and developing superintendents who are serving  
24 within their first four years as a superintendent in the  
25 state of Missouri.

168.409. 1. The department of elementary and  
2 secondary education may charge a reasonable fee to cover the  
3 expenses and costs related to the services provided at the  
4 assessment center established under section 168.405 [or at  
5 the academy established under section 168.407]. Such fees  
6 shall be deposited in the excellence in education fund.  
7 Participant travel, living and incidental costs shall be at  
8 the expense of the participant, or may be reimbursed by a  
9 local school district.

10       2. (1) Funding for programming within the principal-  
11 administrator academy established pursuant to section  
12 168.407 may include:

13       (a) Any federal funding made available that would  
14 support such programming;

15       (b) Moneys appropriated or deposited into the  
16 excellence in education fund established in section 160.268;  
17 or

18       (c) Up to five percent of any funding appropriated for  
19 payments authorized pursuant to sections 168.500 to 168.515.

20       (2) The department of elementary and secondary  
21 education, where applicable, may require matching funds to  
22 be provided either by individuals participating in the  
23 programming or by the school districts that employ the  
24 individuals participating in the program.

168.500. 1. For the purpose of providing career pay,  
2 which shall be a salary supplement, for public school  
3 teachers, which for the purpose of sections 168.500 to  
4 168.515 shall include classroom teachers, librarians, school  
5 counselors and certificated teachers who hold positions as

6 school psychological examiners, parents as teachers  
7 educators, school psychologists, special education  
8 diagnosticians and speech pathologists, and are on the  
9 district salary schedule, there is hereby created and  
10 established a career advancement program which shall be  
11 known as the "Missouri Career Development and Teacher  
12 Excellence Plan", hereinafter known as the "career plan or  
13 program". Participation by local school districts in the  
14 career advancement program established under this section  
15 shall be voluntary. The career advancement program is a  
16 matching fund program. The general assembly may make an  
17 annual appropriation to the excellence in education fund  
18 established under section 160.268 for the purpose of  
19 providing the state's portion for the career advancement  
20 program. The "Career Ladder Forward Funding Fund" is hereby  
21 established in the state treasury. Beginning with fiscal  
22 year 1998 and until the career ladder forward funding fund  
23 is terminated pursuant to this subsection, the general  
24 assembly may appropriate funds to the career ladder forward  
25 funding fund. Notwithstanding the provisions of section  
26 33.080 to the contrary, moneys in the fund shall not be  
27 transferred to the credit of the general revenue fund at the  
28 end of the biennium. All interest or other gain received  
29 from investment of moneys in the fund shall be credited to  
30 the fund. All funds deposited in the fund shall be  
31 maintained in the fund until such time as the balance in the  
32 fund at the end of the fiscal year is equal to or greater  
33 than the appropriation for the career ladder program for the  
34 following year, at which time all such revenues shall be  
35 used to fund, in advance, the career ladder program for such  
36 following year and the career ladder forward funding fund  
37 shall thereafter be terminated.

2. The department of elementary and secondary education, at the direction of the commissioner of education, shall study and develop model career plans which shall be made available to the local school districts.

These state model career plans shall:

(1) Contain three steps or stages of career advancement;

(2) Contain a detailed procedure for the admission of teachers to the career program;

(3) Contain specific criteria for career step qualifications and attainment. These criteria shall clearly describe the minimum number of professional responsibilities required of the teacher at each stage of the plan and shall include reference to classroom performance evaluations performed pursuant to section 168.128. The criteria may include, but shall not be limited to, teacher externships as provided in section 168.025;

(4) Be consistent with the teacher certification process recommended by the Missouri advisory council of certification for educators and adopted by the department of elementary and secondary education;

(5) Provide that public school teachers in Missouri shall become eligible to apply for admission to the career plans adopted under sections 168.500 to 168.515 after two years of public school teaching in Missouri, except that such two-year requirement shall not apply to any member of the Armed Forces of the United States or such member's spouse who has teaching experience in another state and who has transferred to this state. All teachers seeking admission to any career plan shall, as a minimum, meet the requirements necessary to obtain the first renewable professional certificate as provided in section 168.021;

70           (6) Provide procedures for appealing decisions made  
71 under career plans established under sections 168.500 to  
72 168.515.

73           3. School district career plans shall recognize  
74 additional responsibilities and volunteer efforts by  
75 teachers in formulating criteria for career ladder admission  
76 and stage achievement. Such additional responsibilities and  
77 volunteer efforts outside of the duties that require a  
78 teaching certificate under section 168.021 may include, but  
79 shall not be limited to:

80           (1) Serving as a coach, supervisor, or organizer for  
81 any extracurricular activity for which the teacher does not  
82 already receive additional compensation;

83           (2) Serving as a mentor for students or teachers,  
84 whether in a formal or informal capacity;

85           (3) Receiving additional teacher training or  
86 certification outside of that offered by the school district;

87           (4) Serving as a tutor or providing additional  
88 learning opportunities to students; and

89           (5) Assisting students with postsecondary education  
90 preparation including, but not limited to, teaching an ACT  
91 or SAT preparation course or assisting students with  
92 completing college or career school admission or financial  
93 assistance applications.

94           4. The commissioner of education shall cause the  
95 department of elementary and secondary education to  
96 establish guidelines for all career plans established under  
97 this section, and criteria that must be met by any school  
98 district which seeks funding for its career plan.

99           5. A participating local school district may have the  
100 option of implementing a career plan developed by the  
101 department of elementary and secondary education or a local  
102 plan which has been developed with advice from teachers

employed by the district and which has met with the approval of the department of elementary and secondary education. In approving local career plans, the department of elementary and secondary education may consider provisions in the plan of the local district for recognition of teacher mobility from one district to another within this state.

6. The career plans of local school districts shall not discriminate on the basis of race, sex, religion, national origin, color, creed, or age. Participation in the career plan of a local school district is optional, and any teacher who declines to participate shall not be penalized in any way.

7. In order to receive funds under this section, a school district which is not subject to section 162.920 must have a total levy for operating purposes which is in excess of the amount allowed in Section 11(b) of Article X of the Missouri Constitution; and a school district which is subject to section 162.920 must have a total levy for operating purposes which is equal to or in excess of twenty-five cents on each hundred dollars of assessed valuation.

8. The commissioner of education shall cause the department of elementary and secondary education to regard a speech pathologist who holds both a valid certificate of license to teach and a certificate of clinical competence to have fulfilled the standards required to be placed on stage III of the career program, provided that such speech pathologist has been employed by a public school in Missouri for at least two years and is approved for placement at such stage III by the local school district.

9. Beginning in fiscal year 2012, the state portion of career ladder payments shall only be made available to local school districts if the general assembly makes an appropriation for such program. Payments authorized under

sections 168.500 to 168.515 shall only be made available in a year for which a state appropriation is made. Any state appropriation shall be made prospectively in relation to the year in which work under the program is performed and, pursuant to section 168.409, a portion of the funding appropriated for the purposes of this section may be utilized to fund the principal-administrator academy program for school leaders established in section 168.407.

10. Nothing in this section shall be construed to prohibit a local school district from funding the program for its teachers for work performed in years for which no state appropriation is made available.

170.014. 1. This section shall be known as the "Reading Instruction Act" and is enacted to ensure that all public schools including charter schools establish reading programs in kindergarten through grade five based in scientific research. "Evidence-based reading instruction" includes practices that have been proven effective through evaluation of the outcomes for large numbers of students and are highly likely to be effective in improving reading if implemented with fidelity. Such programs shall include the essential components of phonemic awareness, phonics, fluency, vocabulary, and comprehension, and all new teachers who teach reading in kindergarten through grade three shall receive adequate training in these areas.

2. (1) For purposes of this subsection, "three-cueing system" means any model of teaching students to read based on meaning, structure and syntax, and visual cues, which may also be known as "MSV".

(2) A public school district or charter school shall provide reading instruction in accordance with the following requirements:

21        (a) Phonics instruction for decoding and encoding  
22 shall be the primary instructional strategy for teaching  
23 word reading;

24        (b) Instruction in word reading may not include  
25 strategies based on the three-cueing system model of reading  
26 or visual memory; and

27        (c) Reading instruction may include visual information  
28 and strategies that improve background and experiential  
29 knowledge, add context, and increase oral language and  
30 vocabulary to support comprehension, but such visual  
31 information and strategies shall not be used to teach word  
32 reading.

33        3. Every public school in the state shall offer a  
34 reading program as described in subsection 1 of this section  
35 for kindergarten through grade five.

170.315. 1. (1) There is hereby established the  
2 Active Shooter and Intruder Response Training for Schools  
3 Program (ASIRT).

4        (2) For each school year ending before July 1, 2026,  
5 each school district and charter school may[, by July 1,  
6 2014,] include in its teacher and school employee training a  
7 component on how to properly respond to students who provide  
8 them with information about a threatening situation and how  
9 to address situations in which there is a potentially  
10 dangerous or armed intruder in the school. Training may  
11 also include information and techniques on how to address  
12 situations where an active shooter is present in the school  
13 or on school property.

14        (3) For the 2026-27 school year and all subsequent  
15 school years, each school district and charter school shall  
16 include in its teacher and school employee training  
17 components on:



18        (a) How to properly respond to students who provide a  
19 teacher or school employee with information about a  
20 threatening situation;

21        (b) How to address situations in which there is a  
22 potentially dangerous or armed intruder in the school;

23        (c) Information and techniques on how to address  
24 situations where an active shooter is present in the school  
25 or on school property

26        (d) How to identify potential threats or safety  
27 hazards; and

28        (e) Protocols for emergencies in the school including,  
29 but not limited to:

30            a. Evacuations;

31            b. Severe weather;

32            c. Earthquakes;

33            d. Fire; and

34            e. Medical.

35        2. For the 2026-27 school year and all subsequent  
36 school years, each school district and charter school [may]  
37 that elects to provide such training shall conduct the  
38 training on an annual basis. [If no formal training has  
39 previously occurred, the length of the training may be eight  
40 hours.] The length of [annual continuing] training [may]  
41 shall be [four hours] determined by the school district or  
42 charter school electing to provide such training.

43        3. All school personnel [shall] may participate in a  
44 simulated active shooter and intruder response drill  
45 conducted and led by law enforcement professionals or school  
46 safety professionals. Each drill [may] shall include an  
47 explanation of its purpose and a safety briefing. [The  
48 training shall require each participant to know and  
49 understand how to respond in the event of an actual

50 emergency on school property or at a school event. The  
51 drill may include:

52 (1) Allowing school personnel to respond to the  
53 simulated emergency in whatever way they have been trained  
54 or informed; and

55 (2) Allowing school personnel to attempt and implement  
56 new methods of responding to the simulated emergency based  
57 upon previously used un successful methods of response. ]

58 4. All instructors for the program shall be certified  
59 by the department of public safety's peace officers  
60 standards training commission.

61 5. School districts and charter schools may consult  
62 and collaborate with law enforcement authorities, emergency  
63 response agencies, and other organizations and entities  
64 trained to deal with active shooters or potentially  
65 dangerous or armed intruders.

66 6. Public schools shall actively foster an environment  
67 in which students feel comfortable sharing information they  
68 have regarding a potentially threatening or dangerous  
69 situation with a responsible adult. As part of each public  
70 school's efforts to actively foster such environment, each  
71 public school shall annually provide age-appropriate  
72 information and training on the Missouri state highway  
73 patrol's Courage2ReportMO (C2R) reporting mechanism or its  
74 successor reporting mechanism.

75 7. For the 2026-27 school year and all subsequent  
76 school years, each school district and charter school shall  
77 hold an age-appropriate active shooter exercise in which  
78 students, teachers, and other school employees participate  
79 in and practice the procedures for safety and protection to  
80 be implemented under such conditions.

177.086. 1. Any school district authorizing the  
2 construction of facilities which may exceed an expenditure

3 of fifty thousand dollars shall publicly advertise, once a  
4 week for two consecutive weeks, in a newspaper of general  
5 circulation, qualified pursuant to chapter 493, located  
6 within the city in which the school district is located, or  
7 if there be no such newspaper, in a qualified newspaper of  
8 general circulation in the county, or if there be no such  
9 newspaper, in a qualified newspaper of general circulation  
10 in an adjoining county, and may advertise in business,  
11 trade, or minority newspapers, for bids on said construction.

12 2. No bids shall be entertained by the school district  
13 which are not made in accordance with the specifications  
14 furnished by the district and all contracts shall be let to  
15 the lowest responsible bidder complying with the terms of  
16 the letting, provided that the district shall have the right  
17 to reject any and all bids.

18 3. All bids must be submitted sealed and in writing,  
19 to be opened publicly at time and place of the district's  
20 choosing.

21 4. The requirements of this statute are not applicable  
22 if the district utilizes a cooperative procurement service,  
23 state procurement services as authorized in sections 34.046  
24 and 67.360, services as authorized under section 67.5060, or  
25 other purchasing processes authorized by state or federal  
26 law.