

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SEVENTH DAY - THURSDAY, MAY 14, 2026

The Senate met pursuant to adjournment.

Senator Hudson in the Chair.

Senator Hudson offered the following prayer:

Lamentations 3:22-23 "It is of the LORD's mercies that we are not consumed, Because his compassions fail not. They are new every morning: Great is thy faithfulness."

Almighty God,

Thank You for Your constant and faithful presence. As we are nearing the end of this legislative session we are grateful for the way You've kept Your hand upon us these past few months. We are in constant need of Your strength, Your help, Your forgiveness, and You've made that all, and more, available to us this entire time. I pray that we've honored You in the way we've worked together and in the way we've at times disagreed. Your sovereign hand has placed each one of us here at this place and time for a reason. That reason is to bring You glory. I pray that we've done that. As we seek to finish this session strong we need Your continued help. May our hearts be right, our motives pure, and our eyes fixed on You.

In Jesus name we pray, Amen!

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Fitzwater assumed the Chair.

Senator May assumed the Chair.

Senator Burger assumed the Chair.

Senator Hudson assumed the Chair.

Photographers from St. Louis Public Radio, Fox 2/Fox 4 News, KOMU-8, and Spectrum News were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)
Gregory (21)	Henderson	Hough	Hudson	Lewis	Luetkemeyer	May
McCreery	Moon	Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts
Schnelting	Schroer	Trent	Washington	Webber	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Schnelting offered Senate Resolution No. 1061, regarding MSE Racing, Saint Charles, which was adopted.

Senator Carter offered Senate Resolution No. 1062, regarding the One Hundredth Birthday of Virgie Mahurin, Joplin, which was adopted.

REMONSTRANCES

Senator Brattin offered the following remonstrance:

SENATE REMONSTRANCE NO. 1

Whereas, Brianna Lennon is the elected Boone County Clerk and has been since 2018; and

Whereas, as Boone County Clerk, she is responsible for overseeing elections within Boone County, including elections for statewide and federal offices, and has a duty to comply with the laws of the state of Missouri; and

Whereas, during the Second Extraordinary Session of the First Regular Session of the 103rd General Assembly, the General Assembly enacted House Bill No. 1, which modified the composition of the U.S. Congressional districts; and

Whereas, House Bill No. 1 was signed by Governor Kehoe and became law; and

Whereas, the legality of House Bill No. 1 was litigated and ultimately the Missouri Supreme Court upheld the legality of the new maps and denied a request to delay implementation of the new congressional district boundaries as enacted by House Bill No. 1; and

Whereas, Ms. Lennon stated that she will not make changes to her county's voter list to reflect the composition of the congressional districts as enacted by House Bill No. 1; and

Whereas, as the chief election official in Boone County, it is Ms. Lennon's duty to comply with the election laws of this state, including the maintenance of accurate voter rolls for congressional district elections;

Whereas, even if she disagrees with the decision of the Missouri Supreme Court, she must comply with such decisions; and

Whereas, if she continues to not follow the laws of this state and the decisions of the highest court in this state, then proceedings under chapter 106 to remove her from office may be justified:

Now, therefore, be it resolved that the members of the Missouri Senate, One Hundred and Third General Assembly, Second Regular Session, hereby remonstrate against Boone County Clerk Brianna Lennon for her stated intention to not follow the laws of this state and the decisions of the Missouri Supreme Court; and

Be it further resolved that the Secretary of the Senate be instructed to send a copy of this remonstrance to Boone County Clerk Brianna Lennon.

HOUSE BILLS ON THIRD READING

HB 1740, introduced by Representative Griffith, with **SCS**, entitled:

An Act to repeal sections 302.304, 302.440, 302.525, 302.574, and 577.010, RSMo, and to enact in lieu thereof five new sections relating to driving while intoxicated, with penalty provisions.

Was called from the Informal Calendar and taken up by Senator Bernskoetter.

SCS for **HB 1740**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1740**

An Act to repeal sections 302.304, 302.440, 302.525, 302.574, and 577.010, RSMo, and to enact in lieu thereof six new sections relating to driving while intoxicated, with penalty provisions.

Was taken up.

Senator Bernskoetter moved that **SCS** for **HB 1740** be adopted.

Senator Bernskoetter offered **SS** for **SCS** for **HB 1740**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1740

An Act to repeal sections 302.304, 302.440, 302.525, 302.574, and 577.010, RSMo, and to enact in lieu thereof six new sections relating to driving while intoxicated, with penalty provisions.

Senator Bernskoetter moved that **SS** for **SCS** for **HB 1740** be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SS** for **SCS** for **HB 1740** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (26)	Burger
Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Moon
Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting	Schroer
Trent	Washington	Webber	Williams—32			

NAYS—Senators—None

Absent—Senators

Brown (16) Gregory (21)—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Nurrenbern moved that **SB 1544**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 1544**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1544

An Act to amend chapters 10 and 227, RSMo, by adding thereto eighteen new sections relating to state designations.

Was taken up.

Senator Nurrenbern moved that **HCS for SB 1544**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Black	Brown (26)	Burger	Carter	Coleman
Crawford	Fitzwater	Gregory (15)	Henderson	Hough	Hudson	Lewis
Luetkemeyer	May	McCreery	Moon	Mosley	Nicola	Nurrenbern
O'Laughlin	Roberts	Schnelting	Trent	Webber	Williams—27	

NAYS—Senators—None

Absent—Senators

Bernskoetter	Brattin	Brown (16)	Cierpiot	Gregory (21)	Schroer	Washington—7
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Absent with leave—Senators—None

Vacancies—None

On motion of Senator Nurrenbern, **HCS for SB 1544** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Black	Brown (26)	Burger	Carter	Coleman
Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson
Lewis	Luetkemeyer	May	McCreery	Moon	Mosley	Nicola
Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators—None

Absent—Senators

Bernskoetter	Brattin	Brown (16)	Cierpiot	Schroer—5
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Nurrenbern, title to the bill was agreed to.

Senator Nurrenbern moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem O'Laughlin re-appointed the following conference committee to act with a like committee from the House on **HCS for SB 1020**, as amended: Senators Crawford, Bernskoetter, Carter, McCreery, and Webber.

PRIVILEGED MOTIONS

Senator Gregory (15) moved that **SS** for **SCS** for **SB 905**, with **HA 1**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Gregory (15) moved that **HA 1** to **SS** for **SCS** for **SB 905** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Black	Brown (26)	Burger	Carter	Coleman	Crawford
Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson	Luetkemeyer
Moon	Nicola	Nurrenbern	O'Laughlin	Schnelting	Schroer	Trent—21

NAYS—Senators

Beck	Lewis	May	McCreery	Mosley	Roberts	Washington
Webber	Williams—9					

Absent—Senators

Bernskoetter	Brattin	Brown (16)	Cierpiot—4
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Absent with leave—Senators—None

Vacancies—None

On motion of Senator Gregory (15), **SS** for **SCS** for **SB 905**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Black	Brattin	Brown (26)	Burger	Carter	Coleman
Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson
Luetkemeyer	Moon	Nicola	O'Laughlin	Schnelting	Schroer	Trent—21

NAYS—Senators

Beck	Lewis	May	McCreery	Mosley	Nurrenbern	Roberts
Washington	Webber	Williams—10				

Absent—Senators

Bernskoetter	Brown (16)	Cierpiot—3
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Gregory (15), title to the bill was agreed to.

Senator Gregory (15) moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Henderson moved that the Senate refuse to concur in **HCS** for **SB 994**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon and to exceed the differences on Section 143.971 and the severability clause, which motion prevailed.

Senator Burger moved that **SS** for **SB 1083**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS** for **SB 1083**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 1083

An Act to repeal sections 198.022, 324.001, 324.028, 324.400, 324.402, 324.403, 324.406, 324.409, 324.412, 324.415, 324.418, 324.421, 324.424, 324.427, 324.430, 324.433, 324.436, 324.439, 327.011, 327.031, 327.041, 327.081, 327.381, 327.411, 327.442, 327.451, 334.031, 334.870, 334.880, 337.600, 345.050, 537.033, and 621.045, RSMo, and to enact in lieu thereof twenty-nine new sections relating to professional licensing, with penalty provisions, a severability clause, and an effective date for certain sections.

Was taken up.

Senator Burger moved that **HCS** for **SS** for **SB 1083**, as amended, be adopted.

At the request of Senator Burger, the above motion was withdrawn.

HOUSE BILLS ON THIRD READING

HB 2636, introduced by Representative Owen, entitled:

An Act to amend chapter 443, RSMo, by adding thereto six new sections relating to mortgage modifications, with a severability clause.

Was called from the Informal Calendar and taken up by Senator Crawford.

Senator Crawford offered **SS** for **HB 2636**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2636

An Act to amend chapters 379, 442, and 443, RSMo, by adding thereto eight new sections relating to transactions involving real estate, with penalty provisions and a severability clause.

Senator Crawford moved that **SS** for **HB 2636** be adopted.

Senator Trent offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 2636, Page 2, Section 379.135, Line 23, by inserting after all of said line the following:

“407.3600. 1. For purposes of this section, the following terms mean:

(1) **“Residential real property”**, real property that is improved by a building or other structure that has one to four dwelling units;

(2) (a) **“Wholesaler”**, a person or entity that for a fee, commission, or other valuable consideration, or with the intention, expectation, or upon the promise of receiving or collecting a fee, commission, or other valuable consideration, enters into a purchase contract for residential real property either:

a. As the grantee, and assigns or novates the contract to another person or entity; or

b. As the grantor, and, without holding legal title to the real property, assigns or novates the contract to another person or entity.

(b) **“Wholesaler”** shall not include:

a. An individual who assigns or novates the contract to another individual who is a relative within the third degree of consanguinity or affinity; or

b. A person or entity that assigns or novates the contract to a parent, affiliate, subsidiary, or affiliated group under common control with the person or entity.

2. Not less than fourteen calendar days before entering into a contract that transfers an interest in residential real property, a wholesaler acting as a grantee or a wholesaler's representative, if applicable, shall provide to the record owner a written disclosure statement, separate from the purchase contract or agreement, printed in boldface type font size not less than twelve points, that contains the following disclosure:

Missouri law requires a wholesaler acting as a grantee, before entering into a contract or agreement that conveys an interest in residential real property, to provide certain information to the record owner in a conspicuous manner printed in boldface type font size not less than twelve points. Failure by a wholesaler to present or complete this form shall be considered an unlawful and unfair practice under the Missouri Merchandising Practices Act. Any person who enters into an agreement that conveys an interest in residential real property to a wholesaler acting as a grantee without receiving this disclosure has a cause of action against the wholesaler. A wholesaler acting as a grantee is prohibited from entering into a binding contract to acquire an interest in residential real property unless this statement is signed and dated by the record owner of the property.

The owner acknowledges that the person presenting this document is a wholesaler, as defined in section 407.3600 of the Revised Statutes of Missouri, and that the owner is advised to seek legal advice before entering into any agreement or contract with the wholesaler. A wholesaler is acting on the wholesaler's own behalf and does not represent the owner in this transaction. A wholesaler enters assignable contracts with owners and seeks to sell or assign the wholesaler's

interest for a profit. The wholesaler may assign the wholesaler's interest in the purchase contract to a third party without the owner's consent before closing. The wholesaler may charge a fee to the third-party buyer separately for profit. The agreed purchase price between the owner and wholesaler may be below market value and is conveyed voluntarily.

The owner acknowledges disclosure of the information provided in this form by signing and dating below:

_____ (Property owner signature) ____ (date)

_____ (Wholesaler signature) ____ (date).

3. A wholesaler acting as the grantee shall not enter into a binding contract that transfers an interest in residential real property until both the wholesaler and the record owner of the property sign and date the disclosure statement required under subsection 2 of this section.

4. If a wholesaler acting as the grantee fails to make the disclosures pursuant to subsection 2 of this section before entering into a binding contract that transfers an interest in residential real property, the record owner of the residential real property may cancel the contract at any time prior to the close of escrow without penalty and the escrow or closing agent shall disburse any earnest money paid by the wholesaler to the record owner within thirty days after such cancellation.

5. Provisions of this section shall not be modified or waived by any oral or written agreement. Any portion of an agreement that is executed, modified, or extended after the effective date of this section that modifies or waives any provision of this section shall be null and void.

6. Any violation of this section shall be considered an unlawful practice under the Missouri merchandising practices act under this chapter. A party that enters into an agreement without receiving the disclosures required under subsection 2 of this section may bring a private action against a wholesaler.

7. The attorney general shall have the authority to enforce the provisions of this section. If the attorney general finds that a violation occurred, the attorney general may commence a civil action in a court of competent jurisdiction. If the court finds that a violation occurred, the court may grant damages, injunctive relief, attorney fees, and any such other relief the court finds appropriate.”; and

Further amend the title and enacting clause accordingly.

Senator Trent moved that the above amendment be adopted, which motion prevailed.

Senator Gregory (21) assumed the Chair.

Senator Crawford moved that **SS** for **HB 2636**, as amended, be adopted which motion prevailed.

On motion of Senator Crawford, **SS** for **HB 2636**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Black	Burger	Coleman	Crawford	Fitzwater
Gregory (15)	Gregory (21)	Henderson	Hough	Hudson	Lewis	Luetkemeyer
May	McCreery	Mosley	Nurrenbern	O'Laughlin	Roberts	Schnelting
Trent	Washington	Webber	Williams—25			

NAYS—Senators

Brown (26)	Carter	Moon	Nicola	Schroer—5
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Absent—Senators

Bernskoetter	Brattin	Brown (16)	Cierpiot—4
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

HCS for **HBs 2097** and **1905**, entitled:

An Act to repeal section 178.530, RSMo, and to enact in lieu thereof one new section relating to agricultural education.

Was called from the Informal Calendar and taken up by Senator Washington.

Senator Washington offered **SS** for **HCS** for **HBs 2097** and **1905**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 2097 and 1905

An Act to repeal sections 23.295, 135.713, 135.714, 135.715, 135.716, 135.719, 160.575, 161.106, 162.261, 162.720, 166.700, 166.705, 166.710, 166.715, 174.300, 174.332, 174.450, 174.453, 174.610, 175.020, 178.530, 178.550, 178.585, 178.632, 186.019, 288.040, 620.010, 620.484, 620.490, 620.511, 620.512, and 620.513, RSMo, section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house bill no. 1415, ninety-ninth general assembly, second regular session, and section 210.1700 as enacted by conference committee substitute for senate substitute for senate bill no. 1421, one hundred third general assembly, second regular session, and to enact in lieu thereof thirty-six new sections relating to education, with penalty provisions, an effective date for certain sections, and a severability clause.

Senator Washington moved that **SS** for **HCS** for **HBs 2097** and **1905** be adopted.

Senator Washington offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Page 8, Section 135.713, Line 54, by striking the opening “[“ and closing “]” brackets; and

Further amend said bill, pages 26-27, section 166.700, lines 41-50, by striking all of said lines and inserting in lieu thereof the following: **“such professional's lawful scope of practice; or”**.

Senator Washington moved that the above amendment be adopted, which motion prevailed.

Senator Coleman offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Page 80, Section 2, Line 320, by inserting after all of said line the following:

“Section 3. A municipal ordinance shall not prohibit the growth of helianthus annuus, an agricultural product, that is used for educational or home use.”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted, which motion prevailed.

Senator Mosley offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Page 32, Section 166.715, Line 10, by inserting after all of said line the following:

“170.281. 1. As used in this section, “personal finance” means a course consisting of financial literacy and up-to-date tools, resources, and discipline necessary to succeed in a personal and professional capacity in the current economy.

2. Any instruction regarding financial literacy shall include, but is not limited to, the following:

- (1) Earning income and understanding paychecks;**
- (2) Budgeting and managing expenses;**
- (3) Saving and long-term financial planning;**
- (4) Banking and financial services;**
- (5) Understanding credit, loans, and interest;**
- (6) Responsible use of credit cards;**
- (7) Investing, retirement accounts, and compound interest;**
- (8) Fraud prevention and financial safety;**
- (9) Taxes and civic financial responsibilities; and**

(10) Understanding contracts and major purchases, including housing and automobiles.

3. (1) The department of elementary and secondary education shall convene a work group to develop and recommend academic performance standards relating to the one-half unit of credit of personal finance required by the state board of education. The work group shall include, but not be limited to:

- (a) Educators providing instruction in personal finance;**
- (b) A representative from the department of elementary and secondary education; and**
- (c) Up to two representatives from each of the following:**
 - a. The banking industry;**
 - b. Entrepreneurs in the business community;**
 - c. Nonprofit organizations that focus on educating young professionals and entrepreneurs;**
 - d. The investment industry;**
 - e. The student loan industry;**
 - f. The retirement planning industry; and**
 - g. The insurance industry.**

(2) The total number of members of the work group shall be determined by the department. At least twenty-five percent of the total shall be educators providing instruction in personal finance.

4. The state board of education shall adopt and implement academic performance standards relating to personal finance for the 2027-28 school year and all subsequent school years, except that academic performance standards relating to personal finance shall be reviewed every seven years to determine if the performance standards need to be updated to reflect trends and best practices in the current economy.

5. (1) For the 2027-28 school year and all subsequent school years, each school district shall require that after the completion of grade nine each student satisfactorily completes such one-half unit of credit of personal finance before receiving a high school diploma or certificate of graduation.

(2) A school district may elect to waive the requirements of subdivision (1) of this subsection for a student who transfers from outside the state to a Missouri high school if the student can furnish documentation deemed acceptable by the school district of the student's successful completion of a substantially similar course of instruction.

(3) A school district may allow a student in grade nine to complete such one-half unit of credit of personal finance if, on the recommendation of a school counselor, completing such one-half unit of credit of personal finance is beneficial and appropriate for such student's personal plan of study or career academic plan.

6. The requirements of section 160.514 shall not apply to this section.”; and

Further amend the title and enacting clause accordingly.

Senator Mosley moved that the above amendment be adopted, which motion failed.

Senator Hudson assumed the Chair.

Senator Henderson offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Page 32, Section 166.715, Line 10, by inserting after all of said line the following:

“173.831. 1. As used in this section, the following terms mean:

(1) “Academic skill intake assessment”, a criterion-referenced assessment of numeracy and literacy skills with high reliability and validity as determined by third-party research;

(2) “Accredited”, holding an active accreditation from one of the seven United States regional accreditors including, but not limited to, the Middle States Commission on Higher Education, the New England Association of Schools and Colleges, the Higher Learning Commission, the Northwest Commission on Colleges and Universities, the Southern Association of Colleges and Schools, the Western Association of Schools and Colleges, and the Accrediting Commission for Community and Junior Colleges, as well as any successor entities or consolidations of the above including, but not limited to, AdvancEd or Cogna;

(3) “Adult dropout recovery services” includes, but is not limited to, sourcing, recruitment, and engagement of eligible students, learning plan development, active teaching, and proactive coaching and mentoring, resulting in an accredited high school diploma and pathway to post secondary education opportunities;

(4) “Approved program provider”, a public, not-for-profit, or other entity that meets the requirements of subdivision (2) of subsection 3 of this section or any consortium of such entities;

(5) “Average cost per graduate”, the amount of the total program funding reimbursed to an approved program provider for each cohort during the period of time from the beginning of the same cohort through the subsequent twelve months after the close of the same cohort, divided by the total number of students who graduated from the same cohort within twelve months after the close of the same cohort or enrollment in postsecondary education;

(6) “Career pathways coursework”, one or more courses that align with the skill needs of industries in the economy of the state or region that help an individual enter or advance within a specific occupation or occupational cluster;

(7) “Career placement services”, services designed to assist students in obtaining employment, such as career interest self-assessments and job search skills such as resume development and mock interviews;

(8) “Coaching”, proactive communication between the approved program provider and the student related to the student's pace and progress through the student's learning plan;

- (9) “Cohort”, students who enter the program between July first and June thirtieth of each program year;
- (10) “Department”, the department of elementary and secondary education;
- (11) “Employability skills certification”, a certificate earned by demonstrating professional nontechnical skills through assessment, portfolio, or observation;
- (12) “Graduate”, a student who has successfully completed all of the state and approved program provider requirements in order to obtain a high school diploma;
- (13) “Graduation rate”, the total number of graduates from a cohort who graduated within twelve months after the close of the cohort divided by the total number of students included in the same cohort;
- (14) “Graduation requirements”, course and credit requirements for the approved program provider's accredited high school diploma;
- (15) “High school diploma”, a diploma issued by an accredited institution;
- (16) “Industry-recognized credential”, an education-related credential or work-related credential that verifies an individual's qualification or competence issued by a third party with the relevant authority to issue such credential;
- (17) “Learning plan”, a documented plan for courses or credits needed for each individual in order to complete program and approved program provider graduation requirements;
- (18) “Mentoring”, a direct relationship between a coach and a student to facilitate the completion of the student's learning plan designed to prepare the student to succeed in the program and the student's future endeavors;
- (19) “Milestones”, objective measures of progress for which payment is made to an approved program provider under this section such as earned units of high school credit, attainment of an employability skills certificate, attainment of an industry-recognized credential, attainment of a technical skills assessment, and attainment of an accredited high school diploma;
- (20) “Program”, the workforce diploma program established in this section;
- (21) “Request for qualifications”, a request for interested potential program providers to submit evidence that they meet the qualifications established in subsection 3 of this section;
- (22) “Stackable credential”, a third-party credential that is part of a sequence of credentials that can be accumulated over time to build up an individual's qualifications to advance along a career pathway;
- (23) “Student”, a participant in the program established in this section who is twenty-one years of age or older, who is a resident of Missouri, and who has not yet earned a high school diploma;
- (24) “Technical skills assessment”, a criterion-referenced assessment of an individual's skills required for an entry-level career, or additional training in a technical field, or other postsecondary opportunities;

(25) “Transcript evaluation”, a documented summary of credits earned in previous public or private accredited high schools compared with the program and approved program provider graduation requirements;

(26) “Unit of high school credit”, credit awarded based on a student's demonstration that the student has successfully met the content expectations for the credit area as defined by subject area standards, expectations, or guidelines.

2. There is hereby established the “Workforce Diploma Program” within the department of elementary and secondary education to assist students with obtaining a high school diploma and developing employability and career technical skills. The program may be delivered in campus-based, blended, or online modalities.

3. (1) Before September 1, 2022, and annually thereafter, the department shall issue a request for qualifications for interested program providers to become approved program providers and participate in the program.

(2) Each approved program provider shall meet all of the following qualifications:

(a) Be an accredited high school diploma-granting entity;

(b) Have a minimum of two years of experience providing adult dropout recovery services;

(c) Provide academic skill intake assessments and transcript evaluations to each student. Such academic skill intake assessments may be administered in person or online;

(d) Develop a learning plan for each student that integrates graduation requirements and career goals;

(e) Provide a course catalog that includes all courses necessary to meet graduation requirements;

(f) Offer remediation opportunities in literacy and numeracy, as applicable;

(g) Offer employability skills certification, as applicable;

(h) Offer career pathways coursework, as applicable;

(i) Ability to provide preparation for industry-recognized credentials or stackable credentials, a technical skills assessment, or a combination thereof; and

(j) Offer career placement services, as applicable.

(3) Upon confirmation by the department that an interested program provider meets all of the qualifications listed in subdivision (2) of this subsection, an interested program provider shall become an approved program provider.

4. (1) The department shall announce the approved program providers before October sixteenth annually, with authorization for the approved program providers to begin enrolling students before November fifteenth annually.

(2) Approved program providers shall maintain approval without reapplying annually if the approved program provider has not been removed from the approved program provider list under this section.

5. All approved program providers shall comply with requirements as provided by the department to ensure:

- (1) An accurate accounting of a student's accumulated credits toward a high school diploma;
- (2) An accurate accounting of credits necessary to complete a high school diploma; and
- (3) The provision of coursework aligned to the academic performance standards of the state.

6. (1) Except as provided in subdivision (2) of this subsection, the department shall pay an amount as set by the department to approved program providers for the following milestones provided by the approved program provider:

- (a) Completion of each half unit of high school credit;
- (b) Attainment of an employability skills certification;
- (c) Attainment of an industry-recognized credential, technical skills assessment, or stackable credential requiring no more than fifty hours of training;
- (d) Attainment of an industry-recognized credential or stackable credential requiring at least fifty-one but no more than one hundred hours of training;
- (e) Attainment of an industry-recognized credential or stackable credential requiring more than one hundred hours of training; and
- (f) Attainment of an accredited high school diploma.

(2) No approved program provider shall receive funding for a student under this section if the approved program provider receives federal or state funding or private tuition for that student. No approved program provider shall charge student fees of any kind including, but not limited to, textbook fees, tuition fees, lab fees, or participation fees unless the student chooses to obtain additional education offered by the approved program provider that is not included in the state-funded program.

(3) Payments made under this subsection shall be subject to an appropriation made to the department for such purposes.

7. (1) Approved program providers shall submit monthly invoices to the department before the eleventh calendar day of each month for milestones met in the previous calendar month.

(2) The department shall pay approved program providers in the order in which invoices are submitted until all available funds are exhausted.

(3) The department shall provide a written update to approved program providers by the last calendar day of each month. The update shall include the aggregate total dollars that have been paid to approved program providers to date and the estimated number of enrollments still available for the program year.

8. Before July sixteenth of each year, each provider shall report the following metrics to the department for each individual cohort, on a cohort-by-cohort basis:

- (1) The total number of students who have been funded through the program;

- (2) The total number of credits earned;
- (3) The total number of employability skills certifications issued;
- (4) The total number of industry-recognized credentials, stackable credentials, and technical skills assessments earned for each tier of funding;
- (5) The total number of graduates;
- (6) The average cost per graduate once the stipulated time to make such a calculation has passed; and
- (7) The graduation rate once the stipulated time to make such a calculation has passed.

9. (1) Before September sixteenth of each year, each approved program provider shall conduct and submit to the department the aggregate results of a survey of each individual cohort, on a cohort-by-cohort basis, who graduated from the program of the approved program provider under this section. The survey shall be conducted in the year after the year in which the individuals graduate and the next four consecutive years.

(2) The survey shall include at least the following data collection elements for each year the survey is conducted:

- (a) The individual's employment status, including whether the individual is employed full time or part time;
- (b) The individual's hourly wages;
- (c) The individual's access to employer-sponsored health care; and
- (d) The individual's postsecondary enrollment status, including whether the individual has completed a postsecondary certificate or degree program.

10. (1) Beginning at the end of the second fiscal year of the program, the department shall review data from each approved program provider to ensure that each is achieving minimum program performance standards including, but not limited to:

- (a) A minimum fifty percent average graduation rate per cohort; and
- (b) An average cost per graduate per cohort of seven thousand dollars or less.

(2) Any approved program provider that fails to meet the minimum program performance standards described in subdivision (1) of this subsection shall be placed on probationary status for the remainder of the fiscal year by the department.

(3) Any approved program provider that fails to meet the minimum program performance standards described in subdivision (1) of this subsection for two consecutive years shall be removed from the approved program provider list by the department.

11. (1) No approved program provider shall discriminate against a student on the basis of race, color, religion, national origin, ancestry, sex, sexuality, gender, or age.

(2) If an approved program provider determines that a student would be better served by participating in a different program, the approved program provider may refer the student to the state's adult basic education services.

12. (1) There is hereby created in the state treasury the "Workforce Diploma Program Fund", which shall consist of any grants, gifts, donations, bequests, or moneys appropriated under this section. 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 this section.

(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.

13. The director of the department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

14. [Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after August 28, 2022, unless reauthorized by an act of the general assembly; and

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

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

15.] If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of the remainder of this act which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable."; and

Further amend the title and enacting clause accordingly.

Senator Henderson moved that the above amendment be adopted, which motion prevailed.

Senator Gregory (21) offered SA 5:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Page 32, Section 166.715, Line 10, by inserting after all of said line the following:

“173.365. 1. Four members of the authority shall constitute a quorum for the purpose of conducting business and exercising the powers of the authority. Action may be taken by the authority upon the affirmative vote of at least four of its members. Members may participate in a meeting by means of conference telephone or similar communications equipment whereby all persons participating in or attending the meeting can communicate with each other, and participation in a meeting in this manner shall constitute presence in person at the meeting for all purposes. Each meeting of the authority for any purpose whatsoever shall be open to the public. Notice of meetings shall be given as provided in the bylaws of the authority. The proceedings and actions of the authority shall comply with all statutory requirements respecting the conduct of public business by a public agency. Members of the authority shall receive no compensation for services but shall be entitled to reimbursement for necessary expenses, including traveling and lodging expenses, incurred in the discharge of their duties. Any payment for expenses shall be paid from funds of the authority.

2. The authority shall observe the privacy and confidentiality provisions of federal and state law in its operations including the protection of financial information and trade secrets. Notwithstanding any other provision of law to the contrary, including chapters 109, 173, or 610:

(1) Public records may be closed by the authority to the extent they relate in any way to student loan servicing by the authority, including, but not limited to, records pertaining to the performance of a student loan servicing contract, payments made or received pursuant to such contract, or business relationships or communications related to operations or performance pursuant to such contract, provided this closure shall not be applicable to records requests by other Missouri governmental entities; and

(2) Nothing in subdivision (3) of subsection 1 of section 173.385 shall be deemed to be a waiver of any legal defense of the authority, including, but not limited to, sovereign immunity in any of its forms.”; and

Further amend the title and enacting clause accordingly.

Senator Gregory (21) moved that the above amendment be adopted, which motion prevailed.

Senator May offered SA 6:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Pages 2-5, Section 67.5420, by striking all of said section and inserting in lieu thereof the following:

“67.547. 1. In addition to the tax authorized by section 67.505, any county as defined in section 67.750 may, by a majority vote of its governing body, impose an additional county sales tax on all sales which are subject to taxation under the provisions of sections 144.010 to 144.525. The tax authorized by this section shall be in addition to any and all other sales tax allowed by law; except that no ordinance or order imposing a sales tax under the provisions of this section shall be effective unless the governing body of

the county submits to the voters of the county, at a county or state general, primary or special election, a proposal to authorize the governing body of the county to impose such tax.

2. The ballot of submission shall contain, but need not be limited to the following language:

Shall the county of _____ (county's name) impose a countywide sales tax of _____ (insert rate) percent for the purpose of _____ (insert purpose)?

YES

NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the county shall have no power to impose the sales tax as herein authorized unless and until the governing body of the county submits another proposal to authorize the governing body of the county to impose the sales tax under the provisions of this section and such proposal is approved by a majority of the qualified voters voting thereon. A county shall not submit to the voters a proposed sales tax under this section for a period of two years from the date of an election in which the county previously submitted to the voters a proposed sales tax under this section, regardless of whether the initial proposed sales tax was approved or disapproved by the voters. The revenue collected from the sales tax authorized under this section shall only be used for the purpose approved by voters of the county.

3. (1) The sales tax may be imposed at a rate of one-eighth of one percent, one-fourth of one percent, three-eighths of one percent, or one-half of one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within any county adopting such tax if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525. In any city not within a county or any county described in subsection 5 of this section, no sales tax for the purpose of funding zoological activities and zoological facilities as those terms are defined in section 184.500 shall exceed a rate of one-eighth of one percent unless the sales tax was levied and collected before August 28, 2017. Beginning August 28, 2017, no county shall submit to the voters any proposal that results in a combined rate of sales taxes adopted under this section in excess of one percent.

(2) Notwithstanding the provisions of subdivision (1) of this subsection to the contrary, beginning August 28, 2025, a county with more than eight thousand but fewer than eight thousand nine hundred inhabitants and with a county seat with more than seven hundred thirty but fewer than eight hundred inhabitants may impose a sales tax that results in a combined rate of sales tax adopted pursuant to this section in excess of one percent, but not in excess of one and one-half percent, provided that any such sales tax shall be for the purpose of providing law enforcement services. All sales tax elections conducted during the November 8, 2022, general election shall be deemed in compliance with this subdivision, provided that the total combined sales tax rate adopted pursuant to this section does not exceed one and one-half percent.

4. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

5. In any first class county having a charter form of government and having a population of nine hundred thousand or more, the proceeds of the sales tax authorized by this section shall be distributed so that an amount equal to three-eighths of the proceeds of the tax shall be distributed to the county and the remaining five-eighths shall be distributed to the cities, towns and villages and the unincorporated area of the county on the ratio that the population of each bears to the total population of the county. Three-eighths of the tax rate adopted by such a county shall be included in the calculation of the county's one percent combined tax rate ceiling provided in subsection 3 of this section. The population of each city, town or village and the unincorporated area of the county and the total population of the county shall be determined on the basis of the most recent federal decennial census. The provisions of this subsection shall not apply if the revenue collected is used to support zoological activities of the zoological subdistrict as defined under section 184.352. **The provisions of this subsection shall not apply if the revenue collected is used for the purpose of early childhood education or child care services, and such revenues shall be deposited in the early childhood education and child care fund and administered pursuant to section 67.5420.**

6. Except as prohibited under section 184.353, residents of any county that does not adopt a sales tax under this section for the purpose of supporting zoological activities may be charged an admission fee for zoological facilities, programs, or events that are not part of the zoological subdistrict defined under subdivision (15) of section 184.352 as of August 28, 2017.

7. In any county of the second classification with more than nineteen thousand seven hundred but fewer than nineteen thousand eight hundred inhabitants, the proceeds of the sales tax authorized by this section shall be distributed so that an amount equal to three-fourths of the proceeds of the tax shall be distributed to the county and the remaining one-fourth shall be distributed equally among the incorporated cities, towns, and villages of the county. Upon request from any city, town, or village within the county, the county shall make available for inspection the distribution report provided to the county by the department of revenue. Any expenses incurred by the county in supplying such report to a city, town, or village shall be paid by such city, town, or village.

8. In any first class county having a charter form of government and having a population of nine hundred thousand or more, no tax shall be imposed pursuant to this section for the purpose of funding in whole or in part the construction, operation or maintenance of a sports stadium, field house, indoor or outdoor recreational facility, center, playing field, parking facility or anything incidental or necessary to a complex suitable for any type of professional sport or recreation, either upon, above or below the ground.

9. No county in this state, other than a county with a charter form of government and with more than nine hundred fifty thousand inhabitants and a city not within a county, shall impose a tax under this section for the purpose of funding in whole or in part the construction, operation, or maintenance of any zoological activities, zoological facilities, zoological organizations, the metropolitan zoological park and museum district as created under section 184.350, or any zoological boards.

10. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties. If any county abolishes the tax, the

county shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county, the director of revenue shall remit the balance in the account to the county and close the account of that county. The director of revenue shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

11. No revenue received from a tax for the purpose of funding zoological activities in any county shall be used for the benefit of any entity that has ever been named Grant's Farm or is located at ten thousand five hundred one Gravois Road, Saint Louis, Missouri, or successor address, or to supplant any funding received from the metropolitan zoological park and museum district established under section 184.350.

67.5420. 1. As used in this section, the following terms shall mean:

- (1) "Board", the board of directors appointed pursuant to section 210.861;**
- (2) "Child care provider", any entity that is licensed under section 210.221 and that provides early childhood education services;**
- (3) "County", any county with more than one million inhabitants and any city not within a county;**
- (4) "Early childhood education services", the same as defined in section 161.244, which may include transportation related to such services;**
- (5) "Early childhood education service provider", any public school or charter school that is contracted with the department of elementary and secondary education to provide early childhood education services that adhere to the quality standards as provided in section 161.213.**

2. Notwithstanding any provision of law to the contrary, all revenues generated by any tax imposed by a county and approved by the voters for the purposes of establishing an early childhood education and child care services fund to improve the quality of, affordability of, and access to early childhood development programs and child care for children aged five years and younger shall be deposited in the county treasury to the credit of a special "Early Childhood Education and Child Care Fund" to accomplish the purposes set out in this section and shall be used for no other purpose.

3. The administrative control and management of the funds in the early childhood education and child care fund and all programs to be funded therefrom shall rest solely with the board and shall be expended for early childhood education services and child care services. The board shall not be mandated to expend funds by an act of the general assembly without a majority vote of the voters of the county. The board shall use or disburse the funds in the early childhood education and child care fund to provide and administer programs improving the quality, affordability, and access to early childhood development and child care programs for children aged five years and younger. The funds may be used for early childhood education services provided by early childhood education service providers and child care providers.

4. (1) The board may contract with any provider to provide early childhood education services and child care services and may place conditions on the use of such funds. The board shall reserve the right to audit the expenditure of any and all funds. The board may establish eligibility standards for the receipt and use of such funds. No member of the board shall serve on the governing body, have any financial interest in, or be employed by any entity that is a recipient of funds from the early childhood education and child care fund.

(2) Funds expended by the board pursuant to this section shall be expended in the following order of priority:

- (a) For children in financial or familial need, as determined by the board;**
- (b) For all other services provided pursuant to this section.**

(3) In addition to the priorities provided in subdivision (2) of this subsection, a child care provider shall prioritize the placement of children from families who can document that they are on a waitlist for the department of elementary and secondary education's child care subsidy program.

5. The board shall only provide funding for early childhood education services or child care services to providers who serve children residing in the county.

6. The board may accept any gift of property or moneys for the use and benefit of the persons to be served through the programs established and funded under this section and may sell or exchange any such property so long as such sale or exchange is in the best interests of the programs provided under this section and the proceeds from such sale or exchange are used exclusively to fund such programs. The board may solicit, accept, and expend grants from private or public entities and enter into agreements to effectuate such grants so long as the transaction is in the best interest of the programs provided by the board and the proceeds are used exclusively to fund such programs.

7. The provisions of subsections 3 to 6 of section 210.861 shall not apply to revenues deposited into the early childhood education and child care fund and administered pursuant to this subsection.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Carter offered SA 7:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2097 and 1905, Page 19, Section 135.719, Line 20, by inserting after all of said line the following:

“160.400. 1. A charter school is an independent public school.

2. [Except as further provided in subsection 4 of this section,] Charter schools may be operated [only:

[(1) In a metropolitan school district;

(2) In an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants;

(3) In a school district that has been classified as unaccredited by the state board of education;

(4) In a school district that has been classified as provisionally accredited by the state board of education and has received scores on its annual performance report consistent with a classification of provisionally accredited or unaccredited for three consecutive school years beginning with the 2012-13 accreditation year under the following conditions:

(a) The eligibility for charter schools of any school district whose provisional accreditation is based in whole or in part on financial stress as defined in sections 161.520 to 161.529, or on financial hardship as defined by rule of the state board of education, shall be decided by a vote of the state board of education during the third consecutive school year after the designation of provisional accreditation; and]

(b) The sponsor is limited to the local school board or a sponsor who has met the standards of accountability and performance as determined by the department based on sections 160.400 to 160.425 and section 167.349 and properly promulgated rules of the department;

(5) In a school district located within a county with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants, provided that the provisions of subsections 15 to 18 of section 160.415 shall not apply to any charter school operated in such county; or

(6) In a school district that has been accredited without provisions, sponsored only by the local school board; provided that no board with a current year enrollment of one thousand five hundred fifty students or greater shall permit more than thirty-five percent of its student enrollment to enroll in charter schools sponsored by the local board under the authority of this subdivision, except that this restriction shall not apply to any school district that subsequently becomes eligible under subdivision (3) or (4) of this subsection or to any district accredited without provisions that sponsors charter schools prior to having a current year student enrollment of one thousand five hundred fifty students or greater] **in any school district in the state, notwithstanding any provision of law to the contrary.**

3. Except as further provided in subsection 4 of this section, the following entities are eligible to sponsor charter schools:

(1) The school board of the district in any district which is sponsoring a charter school as of August 27, 2012, as permitted under subdivision (1) or (2) of subsection 2 of this section, the special administrative board of a metropolitan school district during any time in which powers granted to the district's board of education are vested in a special administrative board, or if the state board of education appoints a special administrative board to retain the authority granted to the board of education of an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants, the special administrative board of such school district;

(2) A public four-year college or university with an approved teacher education program that meets regional or national standards of accreditation;

(3) A community college, the service area of which encompasses some portion of the district;

(4) Any private four-year college or university with an enrollment of at least one thousand students, with its primary campus in Missouri, and with an approved teacher preparation program;

(5) Any two-year private vocational or technical school designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended, and accredited by the Higher Learning Commission, with its primary campus in Missouri;

(6) The Missouri charter public school commission created in section 160.425.

4. [Changes in a school district's accreditation status that affect charter schools shall be addressed as follows, except for the districts described in subdivisions (1) and (2) of subsection 2 of this section:

(1) As a district transitions from unaccredited to provisionally accredited, the district shall continue to fall under the requirements for an unaccredited district until it achieves three consecutive full school years of provisional accreditation;

(2) As a district transitions from provisionally accredited to full accreditation, the district shall continue to fall under the requirements for a provisionally accredited district until it achieves three consecutive full school years of full accreditation;

(3) In any school district classified as unaccredited or provisionally accredited where a charter school is operating and is sponsored by an entity other than the local school board, when the school district becomes classified as accredited without provisions, a charter school may continue to be sponsored by the entity sponsoring it prior to the classification of accredited without provisions and shall not be limited to the local school board as a sponsor.]

A charter school [operating in a school district identified in subdivision (1), (2), or (5) of subsection 2 of this section] may be sponsored by any of the entities identified in subsection 3 of this section, irrespective of the accreditation classification of the district in which it is located. A charter school in a district described in this subsection whose charter provides for the addition of grade levels in subsequent years may continue to add levels until the planned expansion is complete to the extent of grade levels in comparable schools of the district in which the charter school is operated.

5. The mayor of a city not within a county may request a sponsor under subdivision (2), (3), (4), (5), or (6) of subsection 3 of this section to consider sponsoring a “workplace charter school”, which is defined for purposes of sections 160.400 to 160.425 as a charter school with the ability to target prospective students whose parent or parents are employed in a business district, as defined in the charter, which is located in the city.

6. No sponsor shall receive from an applicant for a charter school any fee of any type for the consideration of a charter, nor may a sponsor condition its consideration of a charter on the promise of future payment of any kind.

7. The charter school shall be organized as a Missouri nonprofit corporation incorporated pursuant to chapter 355. The charter provided for herein shall constitute a contract between the sponsor and the charter school.

8. As a nonprofit corporation incorporated pursuant to chapter 355, the charter school shall select the method for election of officers pursuant to section 355.326 based on the class of corporation selected.

Meetings of the governing board of the charter school shall be subject to the provisions of sections 610.010 to 610.030.

9. A sponsor of a charter school, its agents and employees are not liable for any acts or omissions of a charter school that it sponsors, including acts or omissions relating to the charter submitted by the charter school, the operation of the charter school and the performance of the charter school.

10. A charter school may affiliate with a four-year college or university, including a private college or university, or a community college as otherwise specified in subsection 3 of this section when its charter is granted by a sponsor other than such college, university or community college. Affiliation status recognizes a relationship between the charter school and the college or university for purposes of teacher training and staff development, curriculum and assessment development, use of physical facilities owned by or rented on behalf of the college or university, and other similar purposes. A university, college or community college may not charge or accept a fee for affiliation status.

11. The expenses associated with sponsorship of charter schools shall be defrayed by the department of elementary and secondary education retaining one and five-tenths percent of the amount of state and local funding allocated to the charter school under section 160.415, not to exceed one hundred twenty-five thousand dollars, adjusted for inflation. The department of elementary and secondary education shall remit the retained funds for each charter school to the school's sponsor, provided the sponsor remains in good standing by fulfilling its sponsorship obligations under sections 160.400 to 160.425 and 167.349 with regard to each charter school it sponsors, including appropriate demonstration of the following:

(1) Expends no less than ninety percent of its charter school sponsorship funds in support of its charter school sponsorship program, or as a direct investment in the sponsored schools;

(2) Maintains a comprehensive application process that follows fair procedures and rigorous criteria and grants charters only to those developers who demonstrate strong capacity for establishing and operating a quality charter school;

(3) Negotiates contracts with charter schools that clearly articulate the rights and responsibilities of each party regarding school autonomy, expected outcomes, measures for evaluating success or failure, performance consequences based on the annual performance report, and other material terms;

(4) Conducts contract oversight that evaluates performance, monitors compliance, informs intervention and renewal decisions, and ensures autonomy provided under applicable law; and

(5) Designs and implements a transparent and rigorous process that uses comprehensive data to make merit-based renewal decisions.

12. Sponsors receiving funds under subsection 11 of this section shall be required to submit annual reports to the joint committee on education demonstrating they are in compliance with subsection 17 of this section.

13. No university, college or community college shall grant a charter to a nonprofit corporation if an employee of the university, college or community college is a member of the corporation's board of directors.

14. No sponsor shall grant a charter under sections 160.400 to 160.425 and 167.349 without ensuring that a criminal background check and family care safety registry check are conducted for all members of the governing board of the charter schools or the incorporators of the charter school if initial directors are not named in the articles of incorporation, nor shall a sponsor renew a charter without ensuring a criminal background check and family care safety registry check are conducted for each member of the governing board of the charter school.

15. No member of the governing board of a charter school shall hold any office or employment from the board or the charter school while serving as a member, nor shall the member have any substantial interest, as defined in section 105.450, in any entity employed by or contracting with the board. No board member shall be an employee of a company that provides substantial services to the charter school. All members of the governing board of the charter school shall be considered decision-making public servants as defined in section 105.450 for the purposes of the financial disclosure requirements contained in sections 105.483, 105.485, 105.487, and 105.489.

16. A sponsor shall develop the policies and procedures for:

(1) The review of a charter school proposal including an application that provides sufficient information for rigorous evaluation of the proposed charter and provides clear documentation that the education program and academic program are aligned with the state standards and grade-level expectations, and provides clear documentation of effective governance and management structures, and a sustainable operational plan;

(2) The granting of a charter;

(3) The performance contract that the sponsor will use to evaluate the performance of charter schools. Charter schools shall meet current state academic performance standards as well as other standards agreed upon by the sponsor and the charter school in the performance contract;

(4) The sponsor's intervention, renewal, and revocation policies, including the conditions under which the charter sponsor may intervene in the operation of the charter school, along with actions and consequences that may ensue, and the conditions for renewal of the charter at the end of the term, consistent with subsections 8 and 9 of section 160.405;

(5) Additional criteria that the sponsor will use for ongoing oversight of the charter; and

(6) Procedures to be implemented if a charter school should close, consistent with the provisions of subdivision (15) of subsection 1 of section 160.405.

The department shall provide guidance to sponsors in developing such policies and procedures.

17. (1) A sponsor shall provide timely submission to the state board of education of all data necessary to demonstrate that the sponsor is in material compliance with all requirements of sections 160.400 to 160.425 and section 167.349. The state board of education shall ensure each sponsor is in compliance with all requirements under sections 160.400 to 160.425 and 167.349 for each charter school sponsored by any sponsor. The state board shall notify each sponsor of the standards for sponsorship of charter schools, delineating both what is mandated by statute and what best practices dictate. The state board shall evaluate sponsors to determine compliance with these standards every three years. The evaluation shall include a sponsor's policies and procedures in the areas of charter application approval; required

charter agreement terms and content; sponsor performance evaluation and compliance monitoring; and charter renewal, intervention, and revocation decisions. Nothing shall preclude the department from undertaking an evaluation at any time for cause.

(2) If the department determines that a sponsor is in material noncompliance with its sponsorship duties, the sponsor shall be notified and given reasonable time for remediation. If remediation does not address the compliance issues identified by the department, the commissioner of education shall conduct a public hearing and thereafter provide notice to the charter sponsor of corrective action that will be recommended to the state board of education. Corrective action by the department may include withholding the sponsor's funding and suspending the sponsor's authority to sponsor a school that it currently sponsors or to sponsor any additional school until the sponsor is reauthorized by the state board of education under section 160.403.

(3) The charter sponsor may, within thirty days of receipt of the notice of the commissioner's recommendation, provide a written statement and other documentation to show cause as to why that action should not be taken. Final determination of corrective action shall be determined by the state board of education based upon a review of the documentation submitted to the department and the charter sponsor.

(4) If the state board removes the authority to sponsor a currently operating charter school under any provision of law, the Missouri charter public school commission shall become the sponsor of the school.

18. If a sponsor notifies a charter school of closure under subsection 8 of section 160.405, the department of elementary and secondary education shall exercise its financial withholding authority under subsection 12 of section 160.415 to assure all obligations of the charter school shall be met. The state, charter sponsor, or resident district shall not be liable for any outstanding liability or obligations of the charter school.

160.518. 1. [(1)] Sections 160.518, 160.522, and 161.092 shall be known and may be cited as the “Education Freedom Act”.

2. Consistent with the provisions contained in section 160.526, the state board of education shall develop, modify, and revise, as necessary, a statewide **summative** assessment system that [provides maximum flexibility for local school districts to determine the degree to which students in the public schools of the state are proficient in the knowledge, skills, and competencies adopted by such board pursuant to section 160.514.

(2) (a) The statewide assessment system shall assess problem solving, analytical ability, evaluation, creativity, and application ability in the different content areas and shall be performance-based to identify what students know, as well as what they are able to do, and shall enable teachers to evaluate actual academic performance.

(b) The statewide assessment system shall neither promote nor prohibit rote memorization and shall not include existing versions of tests approved for use pursuant to the provisions of section 160.257, nor enhanced versions of such tests.

(3) After the state board of education adopts and implements academic performance standards as required under section 161.855, the state board of education shall develop and adopt a standardized

assessment instrument under this section based on the academic performance standards adopted under section 161.855.

(4) The statewide assessment system shall measure, where appropriate by grade level, a student's knowledge of academic subjects including, but not limited to, reading skills, writing skills, mathematics skills, world and American history, forms of government, geography and science.

2. The statewide assessment system shall only permit the academic performance of students in each school in the state to be tracked against prior academic performance in the same school.

3. (1) The state board of education shall suggest, but not mandate, criteria for a school to demonstrate that its students learn the knowledge, skills and competencies at exemplary levels worthy of imitation by students in other schools in the state and nation.

(2) Exemplary levels shall be measured by the statewide assessment system developed pursuant to subsection 1 of this section, or until said statewide assessment system is available, by indicators approved for such use by the state board of education.

(3) The provisions of other law to the contrary notwithstanding, the commissioner of education may, upon request of the school district, present a plan for the waiver of rules and regulations to any such school, to be known as "Outstanding Schools Waivers", consistent with the provisions of subsection 4 of this section.

4. (1) For any school that meets the criteria established by the state board of education for three successive school years pursuant to the provisions of subsection 3 of this section, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services.

(2) The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257, in the school.

(3) Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, excepting such waivers shall be confined to the school and not other schools in the district unless such other schools meet the criteria established by the state board of education consistent with subsection 3 of this section and the waivers shall not include the requirements contained in this section and section 160.514.

(4) Any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the criteria established by the state board of education consistent with subsection 3 of this section.

5. The score on any assessment test developed pursuant to this section or this chapter of any student for whom English is a second language shall not be counted until such time as such student has been educated for three full school years in a school in this state, or in any other state, in which English is the

primary language] satisfies the pupil testing mandates in effect under the federal Every Student Succeeds Act (P.L. 114-95), as amended, for each school year. Results from the assessment created under this subsection shall be used only for the purpose of compliance with the requirements of such federal law and for no other purpose except for determining performance districts under sections 163.011 and 163.031. Results from such assessments shall not be used to classify school districts and charter schools.

3. School districts and charter schools shall create, purchase, or adopt a local assessment system.

4. The local assessment system shall be:

(1) Authentic to student discipline-specific learning, experience, and the demonstration of performance-based learning;

(2) Related to curriculum taught in the school;

(3) Evaluated and graded in a manner that provides students and teachers with meaningful feedback that can be used for academic improvement;

(4) Developed in consultation with building level administrators, teachers, students, parents, and the community; and

(5) Available for demonstration and community inspection.

[6.] **5. (1) (a)** The state board of education shall identify or, if necessary, establish one or more developmentally appropriate alternate assessments for students who receive special educational services, as that term is defined pursuant to section 162.675.

(b) In the development of such alternate assessments, the state board shall establish an advisory panel consisting of a majority of active special education teachers residing in Missouri and other education professionals as appropriate to research available assessment options.

(c) The advisory panel shall attempt to identify preexisting developmentally appropriate alternate assessments but shall, if necessary, develop alternate assessments and recommend one or more alternate assessments for adoption by the state board.

(d) The state board shall consider the recommendations of the advisory council in establishing such alternate assessment or assessments.

(2) Any student who receives special educational services, as that term is defined pursuant to section 162.675, shall be assessed by an alternate assessment established pursuant to this subsection upon a determination by the student's individualized education program team that such alternate assessment is more appropriate to assess the student's knowledge, skills and competencies than the assessment developed pursuant to subsection 1 of this section.

(3) The alternate assessment shall evaluate the student's independent living skills, which include how effectively the student addresses common life demands and how well the student meets standards for personal independence expected for someone in the student's age group, sociocultural background, and community setting.

[7.] 6. The state board of education shall also develop recommendations regarding alternate assessments for any military dependent who relocates to Missouri after the commencement of a school term, in order to accommodate such student while ensuring that he or she is proficient in the knowledge, skills, and competencies adopted under section 160.514.

[8.] 7. (1) As used in this subsection, the following terms mean:

(a) “Department”, the department of elementary and secondary education;

(b) “Grade-level equivalence”, a metric developed for grades three to eight and used by the department to show a student's proximity to doing grade-level work;

(c) “Parent”, a parent, guardian, custodian, or other person with authority to act on behalf of a student.

(2) Grade-level equivalence, as developed and used under this subsection, shall consist of a student's knowledge of academic subjects by grade level and performance-level descriptors indicating whether such student is ready for the next grade or level of education. Such performance-level descriptors shall consist of the following:

(a) Advanced, which shall indicate that such student:

a. Demonstrates superior performance on challenging grade-level subject matter;

b. Is above such student's current grade or level of education; and

c. Is ready for, at a minimum, the next grade or level of education;

(b) Proficient, which shall indicate that such student:

a. Demonstrates mastery over all appropriate grade-level standards and has introductory-level knowledge for the next grade or level of education;

b. May be above such student's current grade or level of education in some areas; and

c. Is ready for the next grade or level of education;

(c) Grade level, which shall indicate that such student:

a. Demonstrates mastery over appropriate grade-level subject matter;

b. Is at such student's current grade or level of education; and

c. May be ready, with appropriate reinforcement, for the next grade or level of education;

(d) Basic, which shall indicate that such student:

a. Demonstrates partial mastery of the essential knowledge and skills appropriate to such student's grade or level of education;

b. May not be at such student's current grade or level of education; and

c. May not be ready, without appropriate remediation, for the next grade or level of education; and

(e) Below basic, which shall indicate that such student:

a. Has failed to perform, at a minimum, at the limited knowledge level necessary for such student's grade or level of education;

b. Is not at such student's current grade or level of education; and

c. Has been determined to be at the specific lower grade or level of education measured by and listed in such student's statewide assessment score.

(3) (a) Such grade-level equivalence shall be determined at the same time each student's academic performance is measured by the statewide assessment system developed under this section.

(b) Such grade-level equivalence shall be provided at the same time such student's statewide assessment score is reported to such student or such student's parent.

(4) (a) Data related to grade-level equivalence shall be searchable on a building-by-building, school-by-school, district-by-district, and statewide basis on the department's school accountability report card developed under section 160.522.

(b) Data related to grade-level equivalence shall display the percentage of students whose performance-level descriptor is grade level or above on a building-by-building, school-by-school, district-by-district, and statewide basis.

(c) No data related to grade-level equivalence shall be disclosed in any form that allows the personal identification of any student to any individual or entity except such student or such student's parent.

(5) The provisions of subsection 2 of section 160.514 shall not apply to the development of the grade-level equivalence metric.

(6) The department may choose a third-party nonprofit entity to develop the grade-level equivalence metric.

160.522. 1. [The department of elementary and secondary education shall produce or cause to be produced, at least annually, a school accountability report card for each public school district, each public school building in a school district, and each charter school in the state. The report card shall be designed to satisfy state and federal requirements for the disclosure of statistics about students, staff, finances, academic achievement, and other indicators. The purpose of the report card shall be to provide educational statistics and accountability information for parents, taxpayers, school personnel, legislators, and the print and broadcast news media in a standardized, easily accessible form] **School districts and charter schools shall provide public reporting of information on an annual basis as provided in this section. The school district and charter school reports shall be made publicly available on a data dashboard on the website of the school district or charter school and separately shared with the department of elementary and secondary education.**

2. [(1) The department of elementary and secondary education shall develop a standard form for the school accountability report card.

(2)] The information reported shall include, but not be limited to, the following information reported by each school district or charter school:

[(a)] (1) The [most recent] accreditation [rating] **status**;

[(b)] (2) Enrollment;

[(c)] (3) Rates of pupil attendance;

[(d)] (4) High school dropout rate and graduation rate;

[(e)] (5) The number and rate of suspensions of ten days or longer and expulsions of pupils;

[(f)] (6) The district or charter school ratio of students to administrators and students to classroom teachers;

[(g)] (7) The average years of experience of professional staff and advanced degrees earned;

[(h)] (8) Student achievement and **growth and** grade-level equivalence data as measured through the statewide **and local** assessment [system] **systems** developed pursuant to section 160.518;

[(i)] (9) Student scores on the ACT, along with the percentage of graduates taking the test;

[(j)] (10) Average teachers' and administrators' salaries compared to the state averages;

[(k)] (11) Average per-pupil current expenditures for the district or charter school as a whole and by attendance center as reported to the department of elementary and secondary education;

[(l)] (12) The adjusted tax rate of the district or charter school;

[(m)] (13) The assessed valuation of the district;

[(n)] (14) The percentage of the district or charter school operating budget received from state, federal, and local sources;

[(o)] (15) The percentage of students eligible for free or reduced-price lunch;

[(p)] (16) Data on the percentage of students continuing their education in postsecondary programs;

[(q)] (17) Information about the job placement rate for students who complete district or charter school vocational education programs;

[(r)] (18) Whether the school district or charter school currently has a state-approved gifted education program; and

[(s)] (19) The percentage and number of students who are currently being served in the district's or charter school's state-approved gifted education program.

3. The report card shall permit the disclosure of data on a school-by-school basis, but the reporting shall not be personally identifiable to any student or education professional in the state.

4. [The report card shall identify each school or attendance center that has been identified as a priority school under sections 160.720 and 161.092. The report also shall identify attendance centers that have been categorized under federal law as needing improvement or requiring specific school improvement strategies.

5.] The report card shall not limit or discourage other methods of public reporting and accountability by local school districts **and charter schools**. Districts **and charter schools** shall provide information

included in the report card to parents, community members, **and** the print and broadcast news media[, and legislators] by December first annually or as soon thereafter as the information is available to the district **or charter school**, giving preference to methods that incorporate the reporting into substantive official communications such as student report cards. The school district **or charter school** shall provide a printed copy of the district-level or school-level report card to any patron upon request and shall make reasonable efforts to supply businesses such as, but not limited to, real estate and employment firms with copies or other information about the reports so that parents and businesses from outside the district who may be contemplating relocation have access.

[6.] **5.** For purposes of completing and distributing the annual report card as prescribed in this section, a school district may include the data from a charter school located within such school district, provided the local board of education or special administrative board for such district and the charter school reach mutual agreement for the inclusion of the data from the charter school [and the terms of such agreement are approved by the state board of education]. The charter school shall not be required to be a part of the local educational agency of such school district and may maintain a separate local educational agency status.”; and

Further amend said bill, page 20, section 160.575, line 23, by inserting after all of said line the following:

“161.092. The state board of education shall:

(1) Adopt rules governing its own proceedings and formulate policies for the guidance of the commissioner of education and the department of elementary and secondary education;

(2) Carry out the educational policies of the state relating to public schools that are provided by law and supervise instruction in the public schools;

(3) Direct the investment of all moneys received by the state to be applied to the capital of any permanent fund established for the support of public education within the jurisdiction of the department of elementary and secondary education and see that the funds are applied to the branches of educational interest of the state that by grant, gift, devise or law they were originally intended, and if necessary institute suit for and collect the funds and return them to their legitimate channels;

(4) Cause to be assembled information which will reflect continuously the condition and management of the public schools of the state;

(5) Require of county clerks or treasurers, boards of education or other school officers, recorders and treasurers of cities, towns and villages, copies of all records required to be made by them and all other information in relation to the funds and condition of schools and the management thereof that is deemed necessary;

(6) Provide blanks suitable for use by officials in reporting the information required by the board;

(7) When conditions demand, cause the laws relating to schools to be published in a separate volume, with pertinent notes and comments, for the guidance of those charged with the execution of the laws;

(8) Grant, without fee except as provided in section 168.021, certificates of qualification and licenses to teach in any of the public schools of the state, establish requirements therefor, formulate regulations

governing the issuance thereof, and cause the certificates to be revoked for the reasons and in the manner provided in section 168.071;

(9) Classify the public schools of the state, subject to limitations provided by law and subdivision [(14)] **(15)** of this section, establish requirements for the schools of each class, and formulate rules governing the inspection and accreditation of schools preparatory to classification, with such requirements taking effect not less than two years from the date of adoption of the proposed rule by the state board of education, provided that this condition shall not apply to any requirement for which a time line for adoption is mandated in either federal or state law. Such rules shall include a process to allow any district that is accredited without provision that does not meet the state board's promulgated criteria for a classification designation of accredited with distinction to propose alternative criteria to the state board to be classified as accredited with distinction. **The provisions of this subdivision shall expire on August 28, 2026, and shall subsequently be effective beginning on August 28, 2031;**

(10) Classify the public schools of the state and formulate rules governing the inspection and accreditation of schools preparatory to classification, with such requirements taking effect not less than two years from the date of adoption of the proposed rule by the state board of education, provided that this condition shall not apply to any requirement for which a time line for adoption is mandated in either federal or state law nor shall this condition apply to accreditation by an approved accrediting agency identified under this subdivision. Such rules shall identify and recognize a minimum of two national school accreditation agencies from which any district may seek to obtain accreditation. Nothing in this subdivision shall prohibit the state board of education from adopting a system of accreditation that school districts may choose to utilize for the purposes of accreditation. Notwithstanding any provision of law to the contrary, regardless of which approved accreditation agency or system a school district chooses to utilize, the state board of education shall accept any accreditation obtained by the school district from an approved national school accreditation agency, provided that the accreditation status obtained from the recognized national school accreditation agency is in accordance with the guidelines of such national school accreditation agency as documented by such agency; and further provided that the state board of education shall determine whether a school district accredited by a national school accreditation agency shall be considered accredited, provisionally accredited, or unaccredited solely for the purposes of section 160.400. The provisions of this subdivision shall expire on August 28, 2031;

(11) Make an annual report on or before the first Wednesday after the first day of January to the general assembly or, when it is not in session, to the governor for publication and transmission to the general assembly. The report shall be for the last preceding school year, and shall include:

(a) A statement of the number of public schools in the state, the number of pupils attending the schools, their sex, and the branches taught;

(b) A statement of the number of teachers employed, their sex, their professional training, and their average salary;

(c) A statement of the receipts and disbursements of public school funds of every description, their sources, and the purposes for which they were disbursed;

(d) Suggestions for the improvement of public schools; and

(e) Any other information relative to the educational interests of the state that the law requires or the board deems important;

[(11)] (12) Make an annual report to the general assembly and the governor concerning coordination with other agencies and departments of government that support family literacy programs and other services which influence educational attainment of children of all ages;

[(12)] (13) Require from the chief officer of each division of the department of elementary and secondary education, on or before the thirty-first day of August of each year, reports containing information the board deems important and desires for publication;

[(13)] (14) Cause fifty copies of its annual report to be reserved for the use of each division of the state department of elementary and secondary education, and ten copies for preservation in the state library;

[(14)] (15) Promulgate rules under which the board shall classify the public schools of the state; provided that the appropriate scoring guides, instruments, and procedures used in determining the accreditation status of a district shall be subject to a public meeting upon notice in a newspaper of general circulation in each of the three most populous cities in the state and also a newspaper that is a certified minority business enterprise or woman-owned business enterprise in each of the two most populous cities in the state, and notice to each district board of education, each superintendent of a school district, and to the speaker of the house of representatives, the president pro tem of the senate, and the members of the joint committee on education, at least fourteen days in advance of the meeting, which shall be conducted by the department of elementary and secondary education not less than ninety days prior to their application in accreditation, with all comments received to be reported to the state board of education. **The provisions of this subdivision shall expire on August 28, 2026, and shall subsequently be effective beginning on August 28, 2031;**

[(15)] (16) Have other powers and duties prescribed by law.”; and

Further amend the title and enacting clause accordingly.

Senator Carter moved that the above amendment be adopted.

Senator Beck moved that SA 7 lay on the table, which motion prevailed on a standing division vote.

Senator Washington moved that SS for HCS for HBs 2097 and 1905, as amended, be adopted, which motion prevailed.

On motion of Senator Washington, SS for HCS for HBs 2097 and 1905, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Black	Brattin	Burger	Crawford	Gregory (21)
Henderson	Hough	Lewis	Luetkemeyer	McCreery	Mosley	Nurrenbern
O’Laughlin	Roberts	Washington	Webber	Williams—19		

NAYS—Senators

Brown (26)	Carter	Cierpiot	Coleman	Gregory (15)	Hudson	May
Moon	Nicola	Schnelting	Schroer	Trent—12		

Absent—Senators

Bernskoetter Brown (16) Fitzwater—3

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Washington, title to the bill was agreed to.

Senator Washington moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House grants the Senate further conference on **HCS** for **SB 1020**, as amended.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 1196**, entitled:

An Act to repeal sections 173.831, 173.2553, 620.511, 620.512, and 620.513, RSMo, and to enact in lieu thereof seven new sections relating to higher education, with an emergency clause for certain sections.

With House Amendment No. 1 and House Amendment No. 2.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1196, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"23.295. If an employee is displaced because a program is sunset, reorganized, or continued, the state agency and the [division] **office** of workforce development in the department of [economic] **higher education and workforce** development shall make a reasonable effort to relocate the displaced employee.

160.575. 1. The department of elementary and secondary education shall develop a "ready to work" endorsement program that enables high schools to endorse a certificate for students who meet certain standards that demonstrate that such students are deemed ready to work. The program shall be available no later than June 30, 2007.

2. The program shall include, but not be limited to, the following:

- (1) Voluntary participation by high school seniors who choose to participate;
- (2) Academic components;
- (3) Work readiness components;

(4) Assessment tools and techniques for a third-party, independent, and objective assessment and endorsement of individual student achievement through an existing workforce investment service delivery system; and

(5) An easily identifiable guarantee to potential employers that the entry-level employee is ready to work.

3. In developing such standards, the department shall involve representatives of the [division] **office** of workforce development, employers, students, career center providers, local workforce investment boards, and school district personnel."; and

Further amend said bill, Page 13, Section 173.2553, Line 160, by inserting after all of the said section and line the following:

"[620.484.] **173.2565.** The provisions of the Wagner-Peyser Act (29 U.S.C.A. Sec. 49 et seq.), as amended, are hereby accepted by this state and the [division] **office** of workforce development of the department of [economic] **higher education and workforce** development is hereby designated and constituted the agency of this state for the purposes of said act. The [division] **office** shall establish and maintain free public employment offices in such number and in such places as may be necessary for the proper administration of this chapter and for the purposes of performing such functions as are within the purview of the Wagner-Peyser Act."; and

Further amend said bill, Page 15, Section 173.2573, Line 11, by inserting after all of the said section and line the following:

"178.550. 1. This section shall be known and may be cited as the "Career and Technical Education Student Protection Act". There is hereby established the "Career and Technical Education Advisory Council" within the department of elementary and secondary education.

2. The advisory council shall be composed of sixteen members who shall be Missouri residents. The director of the department of economic development, or his or her designee, shall be a member. The commissioner of education shall appoint the following members:

- (1) A director or administrator of a career and technical education center;
- (2) An individual from the business community with a background in commerce;
- (3) A representative from State Technical College of Missouri;
- (4) Three current or retired career and technical education teachers who also serve or served as an advisor to any of the nationally recognized career and technical education student organizations of:
 - (a) DECA;
 - (b) Future Business Leaders of America (FBLA);
 - (c) FFA;
 - (d) Family, Career and Community Leaders of America (FCCLA);
 - (e) Health Occupations Students of America (HOSA);

- (f) SkillsUSA; or
- (g) Technology Student Association (TSA);
- (5) A representative from a business organization, association of businesses, or a business coalition;
- (6) A representative from a Missouri community college;
- (7) A representative from Southeast Missouri State University or the University of Central Missouri;
- (8) An individual participating in an apprenticeship recognized by the department of labor and industrial relations or approved by the United States Department of Labor's Office of Apprenticeship;
- (9) A school administrator or school superintendent of a school that offers career and technical education.

3. Members appointed by the commissioner of education shall serve a term of five years except for the initial appointments, which shall be for the following lengths:

- (1) One member shall be appointed for a term of one year;
- (2) Two members shall be appointed for a term of two years;
- (3) Two members shall be appointed for a term of three years;
- (4) Three members shall be appointed for a term of four years;
- (5) Three members shall be appointed for a term of five years.

4. Four members shall be from the general assembly. The president pro tempore of the senate shall appoint two members of the senate of whom not more than one shall be of the same party. The speaker of the house of representatives shall appoint two members of the house of representatives of whom not more than one shall be of the same party. The legislative members shall serve on the advisory council until such time as they resign, are no longer members of the general assembly, or are replaced by new appointments.

5. The advisory council shall have three nonvoting ex officio members:

- (1) A director of guidance and counseling services at the department of elementary and secondary education, or a similar position if such position ceases to exist;
- (2) The director of the [division] **office** of workforce development; and
- (3) A member of the coordinating board for higher education, as selected by the coordinating board.

6. The assistant commissioner for the office of college and career readiness of the department of elementary and secondary education shall provide staff assistance to the advisory council.

7. The advisory council shall meet at least four times annually. The advisory council may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The advisory council shall elect from among its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the advisory council shall

serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the advisory council.

8. Any business to come before the advisory council shall be available on the advisory council's internet website at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available on the advisory council's internet website within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available on the advisory council's internet website at least five business days in advance of the meeting.

9. The advisory council shall make an annual written report to the state board of education and the commissioner of education regarding the development, implementation, and administration of the state budget for career and technical education.

10. The advisory council shall annually submit written recommendations to the state board of education and the commissioner of education regarding the oversight and procedures for the handling of funds for student career and technical education organizations.

11. The advisory council shall:

(1) Develop a comprehensive statewide short- and long-range strategic plan for career and technical education;

(2) Identify service gaps and provide advice on methods to close such gaps as they relate to youth and adult employees, workforce development, and employers on training needs;

(3) Confer with public and private entities for the purpose of promoting and improving career and technical education;

(4) Identify legislative recommendations to improve career and technical education;

(5) Promote coordination of existing career and technical education programs;

(6) Adopt, alter, or repeal by its own bylaws, rules and regulations governing the manner in which its business may be transacted.

12. For purposes of this section, the department of elementary and secondary education shall provide such documentation and information as to allow the advisory council to be effective.

13. For purposes of this section, "advisory council" shall mean the career and technical education advisory council.

178.585. 1. Under rules and regulations of the state board of education, the commissioner of education, in cooperation with the [director of the division] **office** of workforce development of the department of [economic] **higher education and workforce** development, shall establish procedures to provide grants to public high schools, vocational-technical schools, State Technical College of Missouri, and community colleges solely for the purpose of new programs, curriculum enhancement, equipment and facilities so as to upgrade vocational and technical education in the state.

2. Each vocational-technical school, community college, State Technical College of Missouri, and school district of any public high school receiving a grant authorized by this section shall have an advisory committee composed of local business persons, labor leaders, parents, senior citizens, community leaders and teachers to establish a plan to ensure that students who graduate from the vocational-technical school, community college, State Technical College of Missouri, or public high school proceed to a four-year college or high-wage job with workplace-skill development opportunities.

3. The [director of the] department of [economic] **higher education and workforce** development shall provide annually to the commissioner of education a listing of demand occupations in the state including substate projections. The listing shall include those occupations for which, in the judgment of the [director of the] department of [economic] **higher education and workforce** development, there is a critical shortage to meet present or future employment needs necessary to the economic growth and competitiveness of the state.

4. In any fiscal year, at least seventy-five percent of all moneys for the grant awards authorized by this section shall be to public high schools, vocational-technical schools, State Technical College of Missouri, or community colleges for new programs, curriculum enhancement or equipment necessary to address demand occupations identified pursuant to subsection 3 of this section.

186.019. 1. Prior to April first of each year, starting in 1992, the information described in subdivisions (1), (2), (3) and (4) of this subsection shall be delivered in report form to the Missouri women's council, the governor's office, the secretary of the senate, and the chief clerk of the house of representatives. The information shall apply only to activities which occurred during the previous calendar year. Reports shall be required from the following:

(1) The department of labor and industrial relations, and the [division] **office** of workforce development of the department of [economic] **higher education and workforce** development, who shall assemble all available data and report on all business start-ups and business failures which are fifty-one percent or more owned by women. The reports shall distinguish, as best as possible, those businesses which are sole proprietorships, partnerships, or corporations;

(2) The department of economic development, who shall assemble all available data and report on financial assistance or other incentives given to all businesses which are fifty-one percent or more owned by women. The report shall contain information relating to assistance or incentives awarded for the retention of existing businesses, the expansion of existing businesses, or the start-up of new businesses;

(3) The department of revenue, who shall assemble all available data and report on the number, gross receipts and net income of all businesses which are fifty-one percent or more owned by women. The reports shall distinguish those businesses which are sole proprietorships, partnerships or corporations;

(4) The division of purchasing of the office of administration, who shall assemble all available data and report on businesses which are fifty-one percent or more owned by women which are recipients of contracts awarded by the state of Missouri.

2. Prior to December first of each year, starting in 1990, the information described in subdivisions (1) and (2) of this subsection shall be delivered in report form to the Missouri women's council, the governor's office, the secretary of the senate, and the chief clerk of the house of representatives. The information

shall apply only to activities which occurred during the previous school year. Reports shall be required from the following:

(1) The department of elementary and secondary education shall assemble all available data from the Vocational and Education Data System (VEDS) on class enrollments by Instruction Program Codes (CIP); by secondary and postsecondary schools; and, secondary, postsecondary, and adult level classes; and by gender. This data shall also be reported by classes of traditional and nontraditional occupational areas;

(2) The coordinating board for higher education shall assemble all available data and report on higher education degrees awarded by academic discipline; type of degree; type of school; and gender. All available data shall also be reported on salaries received upon completion of degree program and subsequent hire, as well as any data available on follow-up salaries.

288.040. 1. A claimant who is unemployed and has been determined to be an insured worker shall be eligible for benefits for any week only if the deputy finds that:

(1) The claimant has registered for work at and thereafter has continued to report at an employment office in accordance with such regulations as the division may prescribe;

(2) The claimant is able to work and is available for work. No person shall be deemed available for work unless such person has been and is actively and earnestly seeking work. Upon the filing of an initial or renewed claim, and prior to the filing of each weekly claim thereafter, the deputy shall notify each claimant of the number of work search contacts required to constitute an active search for work. Unless the deputy directs otherwise, a claimant shall make a minimum of three work search contacts during any week for which he or she claims benefits. No person shall be considered not available for work, pursuant to this subdivision, solely because he or she is a substitute teacher or is on jury duty. A claimant shall not be determined to be ineligible pursuant to this subdivision because of not actively and earnestly seeking work if:

(a) The claimant is participating in training approved pursuant to Section 236 of the Trade Act of 1974, as amended, (19 U.S.C.A. Sec. 2296, as amended);

(b) The claimant is temporarily unemployed through no fault of his or her own and has a definite recall date within eight weeks of his or her first day of unemployment; however, upon application of the employer responsible for the claimant's unemployment, such eight-week period may be extended not to exceed a total of sixteen weeks at the discretion of the director;

(3) The claimant has reported to an office of the division as directed by the deputy, but at least once every four weeks, except that a claimant shall be exempted from the reporting requirement of this subdivision if:

(a) The claimant is claiming benefits in accordance with division regulations dealing with partial or temporary total unemployment; or

(b) The claimant is temporarily unemployed through no fault of his or her own and has a definite recall date within eight weeks of his or her first day of unemployment; or

(c) The director of the division of employment security has determined that the claimant belongs to a group or class of workers whose opportunities for reemployment will not be enhanced by reporting, or is

prevented from reporting due to emergency conditions that limit access by the general public to an office that serves the area where the claimant resides, but only during the time such circumstances exist.

Ineligibility pursuant to this subdivision shall begin on the first day of the week which the claimant was scheduled to claim and shall end on the last day of the week preceding the week during which the claimant does report to the division's office;

(4) Prior to the first week of a period of total or partial unemployment for which the claimant claims benefits he or she has been totally or partially unemployed for a waiting period of one week. No more than one waiting week will be required in any benefit year. During calendar year 2008 and each calendar year thereafter, the one-week waiting period shall become compensable once his or her remaining balance on the claim is equal to or less than the compensable amount for the waiting period. No week shall be counted as a week of total or partial unemployment for the purposes of this subsection unless it occurs within the benefit year which includes the week with respect to which the claimant claims benefits;

(5) The claimant has made a claim for benefits within fourteen days from the last day of the week being claimed. The fourteen-day period may, for good cause, be extended to twenty-eight days;

(6) The claimant has reported to an employment office to participate in a reemployment assessment and reemployment services as directed by the deputy or designated staff of an employment office, unless the deputy determines that good cause exists for the claimant's failure to participate in such reemployment assessment and reemployment services. For purposes of this section, "reemployment services" may include, but not be limited to, the following:

- (a) Providing an orientation to employment office services;
- (b) Providing job search assistance; and
- (c) Providing labor market statistics or analysis;

Ineligibility under this subdivision shall begin on the first day of the week which the claimant was scheduled to report for the reemployment assessment or reemployment services and shall end on the last day of the week preceding the week during which the claimant does report in person to the employment office for such reemployment assessment or reemployment services;

(7) The claimant is participating in reemployment services, such as job search assistance services, as directed by the deputy if the claimant has been determined to be likely to exhaust regular benefits and to need reemployment services pursuant to a profiling system established by the division, unless the deputy determines that:

- (a) The individual has completed such reemployment services; or
- (b) There is justifiable cause for the claimant's failure to participate in such reemployment services.

2. A claimant shall be ineligible for waiting week credit or benefits for any week for which the deputy finds he or she is or has been suspended by his or her most recent employer for misconduct connected with his or her work. Suspensions of four weeks or more shall be treated as discharges.

3. (1) Benefits based on "service in employment", described in subsections 7 and 8 of section 288.034, shall be payable in the same amount, on the same terms and subject to the same conditions as compensation payable on the basis of other service subject to this law; except that:

(a) With respect to service performed in an instructional, research, or principal administrative capacity for an educational institution, benefits shall not be paid based on such services for any week of unemployment commencing during the period between two successive academic years or terms, or during a similar period between two regular but not successive terms, or during a period of paid sabbatical leave provided for in the individual's contract, to any individual if such individual performs such services in the first of such academic years (or terms) and if there is a contract or a reasonable assurance that such individual will perform services in any such capacity for any educational institution in the second of such academic years or terms;

(b) With respect to services performed in any capacity (other than instructional, research, or principal administrative capacity) for an educational institution, benefits shall not be paid on the basis of such services to any individual for any week which commences during a period between two successive academic years or terms if such individual performs such services in the first of such academic years or terms and there is a contract or a reasonable assurance that such individual will perform such services in the second of such academic years or terms;

(c) With respect to services described in paragraphs (a) and (b) of this subdivision, benefits shall not be paid on the basis of such services to any individual for any week which commences during an established and customary vacation period or holiday recess if such individual performed such services in the period immediately before such vacation period or holiday recess, and there is reasonable assurance that such individual will perform such services immediately following such vacation period or holiday recess;

(d) With respect to services described in paragraphs (a) and (b) of this subdivision, benefits payable on the basis of services in any such capacity shall be denied as specified in paragraphs (a), (b), and (c) of this subdivision to any individual who performed such services at an educational institution while in the employ of an educational service agency, and for this purpose the term "educational service agency" means a governmental agency or governmental entity which is established and operated exclusively for the purpose of providing such services to one or more educational institutions.

(2) If compensation is denied for any week pursuant to paragraph (b) or (d) of subdivision (1) of this subsection to any individual performing services at an educational institution in any capacity (other than instructional, research or principal administrative capacity), and such individual was not offered an opportunity to perform such services for the second of such academic years or terms, such individual shall be entitled to a retroactive payment of the compensation for each week for which the individual filed a timely claim for compensation and for which compensation was denied solely by reason of paragraph (b) or (d) of subdivision (1) of this subsection.

4. (1) A claimant shall be ineligible for waiting week credit, benefits or shared work benefits for any week for which he or she is receiving or has received remuneration exceeding his or her weekly benefit amount or shared work benefit amount in the form of:

(a) Compensation for temporary partial disability pursuant to the workers' compensation law of any state or pursuant to a similar law of the United States;

(b) A governmental or other pension, retirement or retired pay, annuity, or other similar periodic payment which is based on the previous work of such claimant to the extent that such payment is provided from funds provided by a base period or chargeable employer pursuant to a plan maintained or contributed to by such employer; but, except for such payments made pursuant to the Social Security Act or the Railroad Retirement Act of 1974 (or the corresponding provisions of prior law), the provisions of this paragraph shall not apply if the services performed for such employer by the claimant after the beginning of the base period (or remuneration for such services) do not affect eligibility for or increase the amount of such pension, retirement or retired pay, annuity or similar payment.

(2) If the remuneration referred to in this subsection is less than the benefits which would otherwise be due, the claimant shall be entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration, and, if such benefit is not a multiple of one dollar, such amount shall be lowered to the next multiple of one dollar.

(3) Notwithstanding the provisions of subdivisions (1) and (2) of this subsection, if a claimant has contributed in any way to the Social Security Act or the Railroad Retirement Act of 1974, or the corresponding provisions of prior law, no part of the payments received pursuant to such federal law shall be deductible from the amount of benefits received pursuant to this chapter.

5. A claimant shall be ineligible for waiting week credit or benefits for any week for which or a part of which he or she has received or is seeking unemployment benefits pursuant to an unemployment insurance law of another state or the United States; provided, that if it be finally determined that the claimant is not entitled to such unemployment benefits, such ineligibility shall not apply.

6. (1) A claimant shall be ineligible for waiting week credit or benefits for any week for which the deputy finds that such claimant's total or partial unemployment is due to a stoppage of work which exists because of a labor dispute in the factory, establishment or other premises in which such claimant is or was last employed. In the event the claimant secures other employment from which he or she is separated during the existence of the labor dispute, the claimant must have obtained bona fide employment as a permanent employee for at least the major part of each of two weeks in such subsequent employment to terminate his or her ineligibility. If, in any case, separate branches of work which are commonly conducted as separate businesses at separate premises are conducted in separate departments of the same premises, each such department shall for the purposes of this subsection be deemed to be a separate factory, establishment or other premises. This subsection shall not apply if it is shown to the satisfaction of the deputy that:

(a) The claimant is not participating in or financing or directly interested in the labor dispute which caused the stoppage of work; and

(b) The claimant does not belong to a grade or class of workers of which, immediately preceding the commencement of the stoppage, there were members employed at the premises at which the stoppage occurs, any of whom are participating in or financing or directly interested in the dispute.

(2) "Stoppage of work" as used in this subsection means a substantial diminution of the activities, production or services at the establishment, plant, factory or premises of the employing unit. This

definition shall not apply to a strike where the employees in the bargaining unit who initiated the strike are participating in the strike. Such employees shall not be eligible for waiting week credit or benefits during the period when the strike is in effect, regardless of diminution, unless the employer has been found guilty of an unfair labor practice by the National Labor Relations Board or a federal court of law for an act or actions preceding or during the strike.

7. On or after January 1, 1978, benefits shall not be paid to any individual on the basis of any services, substantially all of which consist of participating in sports or athletic events or training or preparing to so participate, for any week which commences during the period between two successive sport seasons (or similar periods) if such individual performed such services in the first of such seasons (or similar periods) and there is a reasonable assurance that such individual will perform such services in the later of such seasons (or similar periods).

8. Benefits shall not be payable on the basis of services performed by an alien, unless such alien is an individual who was lawfully admitted for permanent residence at the time such services were performed, was lawfully present for purposes of performing such services, or was permanently residing in the United States under color of law at the time such services were performed (including an alien who was lawfully present in the United States as a result of the application of the provisions of Section 212(d)(5) of the Immigration and Nationality Act).

(1) Any data or information required of individuals applying for benefits to determine whether benefits are not payable to them because of their alien status shall be uniformly required from all applicants for benefits.

(2) In the case of an individual whose application for benefits would otherwise be approved, no determination that benefits to such individual are not payable because of such individual's alien status shall be made except upon a preponderance of the evidence.

9. A claimant shall be ineligible for waiting week credit or benefits for any week such claimant has an outstanding penalty which was assessed based upon an overpayment of benefits, as provided for in subsection 9 of section 288.380.

10. The directors of the division of employment security and the [division] **office** of workforce development shall submit to the governor, the speaker of the house of representatives, and the president pro tem of the senate no later than October 15, 2006, a report outlining their recommendations for how to improve work search verification and claimant reemployment activities. The recommendations shall include, but not limited to how to best utilize "greathires.org", and how to reduce the average duration of unemployment insurance claims. Each calendar year thereafter, the directors shall submit a report containing their recommendations on these issues by December thirty-first of each year.

11. For purposes of this section, a claimant may satisfy reporting requirements provided under this section by reporting by internet communication or any other means deemed acceptable by the division of employment security.

620.010. 1. There is hereby created a "Department of Economic Development" to be headed by a director appointed by the governor, by and with the advice and consent of the senate. All of the general provisions, definitions and powers enumerated in section 1 of the Omnibus State Reorganization Act of 1974 shall continue to apply to this department and its divisions, agencies and personnel.

2. The powers, duties and functions vested in the public service commission, chapters 386, 387, 388, 389, 390, 392, 393, and others, and the administrative hearing commission, sections 621.015 to 621.198 and others, are transferred by type III transfers to the department of economic development. The director of the department is directed to provide and coordinate staff and equipment services to these agencies in the interest of facilitating the work of the bodies and achieving optimum efficiency in staff services common to all the bodies. Nothing in the Reorganization Act of 1974 shall prevent the chairman of the public service commission from presenting additional budget requests or from explaining or clarifying its budget requests to the governor or general assembly.

3. The powers, duties and functions vested in the office of the public counsel are transferred by type III transfer to the department of economic development. Funding for the general counsel's office shall be by general revenue.

4. The public service commission is authorized to employ such staff as it deems necessary for the functions performed by the general counsel other than those powers, duties and functions relating to representation of the public before the public service commission.

5. All the powers, duties and functions vested in the tourism commission, chapter 258 and others, are transferred to the "Division of Tourism", which is hereby created, by type III transfer.

6. All the powers, duties and functions of the department of community affairs, chapter 251 and others, not otherwise assigned, are transferred by type I transfer to the department of economic development, and the department of community affairs is abolished. The director of the department of economic development may assume all the duties of the director of community affairs or may establish within the department such subunits and advisory committees as may be required to administer the programs so transferred. The director of the department shall appoint all members of such committees and heads of subunits.

7. The Missouri housing development commission, chapter 215, is assigned to the department of economic development, but shall remain a governmental instrumentality of the state of Missouri and shall constitute a body corporate and politic.

8. [All the authority, powers, duties, functions, records, personnel, property, matters pending and other pertinent vestiges of the division of manpower planning of the department of social services are transferred by a type I transfer to the "Division of Workforce Development", which is hereby created, within the department of economic development. The division of manpower planning within the department of social services is abolished. The provisions of section 1 of the Omnibus State Reorganization Act of 1974, Appendix B, relating to the manner and procedures for transfers of state agencies shall apply to the transfers provided in this section.

9. All the authority, powers, functions, records, personnel, property, contracts, matters pending and other pertinent vestiges of the division of employment security within the department of labor and industrial relations related to job training and labor exchange that are funded with or based upon Wagner-Peyser funds, and other federal and state workforce development programs administered by the division of employment security are transferred by a type I transfer to the division of workforce development within the department of economic development.

10.] Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

[167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:

- (1) A parent of a student attending elementary school, appointed by the joint committee on education;
- (2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by the joint committee on education;
- (3) A parent of a student attending high school, appointed by the joint committee on education;
- (4) An elementary education professional from an accredited school district, appointed by the joint committee on education from names submitted by statewide education employee organizations;
- (5) Two education professionals giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in accredited school districts, appointed by the joint committee on education from names submitted by statewide education employee organizations;
- (6) Two secondary education professionals from accredited school districts, appointed by the joint committee on education from names submitted by statewide education employee organizations;
- (7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;
- (8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;
- (9) A public school board member, appointed by a statewide association of school boards;
- (10) A secondary school principal, appointed by a statewide association of secondary school principals;
- (11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;
- (12) An elementary school counselor, appointed by a statewide association of school counselors;
- (13) Two school counselors from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;

(14) A secondary school counselor, appointed by a statewide association of school counselors;

(15) A secondary school career and college counselor, appointed by a statewide association of school counselors;

(16) An apprenticeship professional, appointed by the division of workforce development of economic development;

(17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;

(18) A representative of the state technical college, appointed by the state technical college;

(19) A representative of a public community college, appointed by a statewide organization of community colleges; and

(20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

(1) Gives students an opportunity to explore various career and educational opportunities by:

(a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;

(b) Explaining the differences between types of colleges, including two-year and four-year colleges and noting the availability of registered apprenticeship programs as alternatives to college for students;

(c) Describing technical degrees offered by colleges;

(d) Explaining the courses and educational experiences offered at community colleges;

(e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;

- (f) Advising students of any advanced placement courses that they may take at the school;
 - (g) Describing any opportunities at the school for dual enrollment;
 - (h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;
 - (i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;
 - (j) Describing the availability of virtual courses;
 - (k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;
 - (l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;
 - (m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;
 - (n) Advising students of the resources offered by workforce or job centers;
 - (o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;
 - (p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;
 - (q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;
 - (r) Administering a basic math test to students so that they can assess their math skills;
 - (s) Administering a basic writing test to students so that they can assess their writing skills;
 - (t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and
 - (u) Explaining how to complete college applications and the Free Application for Federal Student Aid;
- (2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;
- (3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall consider how instructors for the course may be able to rely on assistance from Missouri's career pathways within the department of elementary and secondary education;
- (4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve.]

[167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:

(1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;

(3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;

(4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

(8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;

(9) A public school board member, appointed by a statewide association of school boards;

(10) A secondary school principal, appointed by a statewide association of secondary school principals;

(11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;

- (12) An elementary school counselor, appointed by a statewide association of school counselors;
- (13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;
- (14) A secondary school counselor, appointed by a statewide association of school counselors;
- (15) A secondary school career and college counselor, appointed by a statewide association of school counselors;
- (16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;
- (17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;
- (18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;
- (19) A representative of a public community college, appointed by a statewide organization of community colleges; and
- (20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

- (1) Gives students an opportunity to explore various career and educational opportunities by:
 - (a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;
 - (b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;
 - (c) Describing technical degrees offered by colleges;

- (d) Explaining the courses and educational experiences offered at community colleges;
 - (e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;
 - (f) Advising students of any advanced placement courses that they may take at the school;
 - (g) Describing any opportunities at the school for dual enrollment;
 - (h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;
 - (i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;
 - (j) Describing the availability of virtual courses;
 - (k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;
 - (l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;
 - (m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;
 - (n) Advising students of the resources offered by workforce or job centers;
 - (o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;
 - (p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;
 - (q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;
 - (r) Administering a basic math test to students so that they can assess their math skills;
 - (s) Administering a basic writing test to students so that they can assess their writing skills;
 - (t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and
 - (u) Explaining how to complete college applications and the Free Application for Federal Student Aid;
- (2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;
- (3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who

represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

- (4) Provides student loan counseling; and
- (5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve.]

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

- (1) "Board", the coordinating board for higher education;
- (2) "Grant", the Vietnam veteran's survivors grant as established in this section;
- (3) "Institution of postsecondary education", any approved public or private institution as defined in section 173.205;
- (4) "Survivor", a child or spouse of a Vietnam veteran as defined in this section;
- (5) "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at the institution by a student as a resident of this state;
- (6) "Vietnam veteran", a person who served in the military in Vietnam or the war zone in Southeast Asia and to whom the following criteria shall apply:
 - (a) The veteran was a Missouri resident when first entering the military service and at the time of death;
 - (b) The veteran's death was attributable to illness that could possibly be a result of exposure to toxic chemicals during the Vietnam Conflict; and
 - (c) The veteran served in the Vietnam theater between 1961 and 1972.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall award annually up to twelve grants to survivors of Vietnam veterans to attend institutions of postsecondary education in this state. If the waiting list of eligible survivors exceeds fifty, the coordinating board may petition the general assembly to expand the quota. If the quota is not expanded the eligibility of survivors on the waiting list shall be extended.

3. A survivor may receive a grant pursuant to this section only so long as the survivor is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age. No survivor shall receive more than one hundred percent of tuition when combined with similar funds made available to such survivor.

4. The coordinating board for higher education shall:

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

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

(3) Make available on behalf of a survivor an amount toward the survivor's tuition which is equal to the grant to which the survivor is entitled under the provisions of this section;

(4) Provide the forms and determine the procedures necessary for a survivor to apply for and receive a grant under this program.

5. In order to be eligible to receive a grant pursuant to this section, a survivor shall be certified as eligible by a Missouri state veterans service officer. Such certification shall be made upon qualified medical certification by a Veterans Administration medical authority that exposure to toxic chemicals contributed to or was the cause of death of the veteran, as defined in subsection 1 of this section.

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

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

(2) The average amount of tuition charged a Missouri resident at the institutions identified in section 174.020 for attendance as a full-time student, as defined in section 173.205.

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

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

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

10. The benefits conferred by this section shall be available to any academically qualified surviving children and spouses of Vietnam veterans as defined in subsection 1 of this section, regardless of the survivor's age, until December 31, 1995. After December 31, 1995, the benefits conferred by this section shall not be available to such persons who are twenty-five years of age or older, except spouses will remain eligible until the fifth anniversary after the death of the veteran.

11. This section shall expire on December 31, 2015.]" and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1196, Page 15, Section 173.2573, Line 11, by inserting after all of the said line the following:

"4. For the purposes of this section, the term "eligible workforce training programs" shall mean programs that meet applicable requirements in Section 83002 of Pub. L. 119-121.

174.300. 1. Prior to October 17, 1978, the governor shall, with the advice and consent of the senate, appoint a six-member board of regents to assume the general control and management of Harris-Stowe College. The members of the board shall serve for terms of six years each, except for the members first appointed, two of whom shall serve two-year terms, two of whom shall serve four-year terms, and two of whom shall serve six-year terms. Not more than three of the regents shall be affiliated with any one political party **or reside in the city in which the institution's principal administrative office is located.**

2. On and after August 28, 2005, Harris-Stowe State College shall be known as Harris-Stowe State University, and the provisions contained in subsection 1 of this section shall continue to apply to the institution.

174.332. 1. Notwithstanding the provisions of section 174.050 to the contrary, the board of regents of Northwest Missouri State University shall be composed of nine members, eight of whom shall be voting members and one who shall be a nonvoting member. Not more than four voting members shall belong to any one political party[. Not more than two voting members shall be residents of the same county. The appointed members of the board serving on August 28, 2008, shall continue to serve until the expiration of the terms for which the appointed members were appointed and until such time a successor is duly appointed.

2. The board of regents shall be appointed as follows:

(1) Six voting members shall be residents of the university's historic statutory service region, provided at least one member shall be a resident of Nodaway County. For the sole purpose of determining the composition of the board of regents, the university's historic statutory service region shall consist of the counties of Atchison, Andrew, Caldwell, Carroll, Clay, Clinton, Daviess, DeKalb, Gentry, Grundy, Harrison, Holt, Livingston, Mercer, Nodaway, Ray, and Worth;

(2) Two voting members shall be residents of a county in the state that is outside the university's historic statutory service region, as described in subdivision (1) of this subsection, provided these two members shall not be appointed from the same congressional district; and

(3) **or reside in the county in which the institution's principal administrative office is located.** One nonvoting member shall be a full-time student of the university, a United States citizen, and a resident of Missouri.

[3.] 2. A majority of the voting members of the board shall constitute a quorum for the transaction of business; however, no appropriation of money nor any contract that shall require any appropriation or disbursement of money shall be made, nor teacher employed or dismissed, unless a majority of the voting members of the board vote for the same.

[4.] **3.** Except as specifically provided in this section, the appointments and terms of office for the voting and nonvoting members of the board, and all other duties and responsibilities of the board, shall comply with the provisions of state law regarding boards of regents.

174.450. 1. Except as provided in subsections 2, [6] **3**, and [7] **4** of this section, the governing board of the University of Central Missouri, Missouri State University, Missouri Southern State University, Missouri Western State University, and of each other public institution of higher education which, through the procedures established in subdivision (8) or (9) of section 173.030, is charged with a statewide mission shall be a board of governors consisting of eight members, composed of seven voting members and one nonvoting member as provided in sections 174.453 and 174.455, who shall be appointed by the governor of Missouri, by and with the advice and consent of the senate. No person shall be appointed a voting member who is not a citizen of the United States and who has not been a resident of the state of Missouri for at least two years immediately prior to such appointment. Not more than four voting members shall belong to any one political party. The appointed members of the board of regents serving on the date of the statutory mission change shall become members of the board of governors on the effective date of the statutory mission change and serve until the expiration of the terms for which such members were appointed. The board of regents of any such institution shall be abolished on the effective date of the statutory mission change, as prescribed in subdivision (8) or (9) of section 173.030.

2. The governing board of Missouri State University, a public institution of higher education charged with a statewide mission in public affairs, shall be a board of governors of ten members, composed of nine voting members and one nonvoting member, who shall be appointed by the governor, by and with the advice and consent of the senate. The nonvoting member shall be a student selected in the same manner as prescribed in section 174.055. [At least one but no more than two voting members shall be appointed to the board from each congressional district, and] **Of the nine voting members appointed to the board, no fewer than seven members shall each be residents of different congressional districts of this state; provided that no more than one member shall be appointed from any one congressional district. In addition to the seven members appointed to represent different congressional districts, two members shall be appointed at-large and shall not be required to reside in a congressional district not otherwise represented on the board.** Every member of the board shall be a citizen of the United States, and a resident of this state for at least two years prior to the member's appointment. No more than five voting members shall belong to any one political party. The term of office of the governors shall be six years, except as provided in this subsection. The term of office for those appointed hereafter shall end January first in years ending in an odd number.

3. [If a voting member of the board of governors of Missouri State University is found by unanimous vote of the other governors to have moved such governor's residence from the district from which such governor was appointed, then the office of such governor shall be forfeited and considered vacant.

4. Should the total number of Missouri congressional districts be altered, all members of the board of governors of Missouri State University shall be allowed to serve the remainder of the term for which such members were appointed.

5. Should the boundaries of any congressional districts be altered in a manner that displaces a member of the board of governors of Missouri State University from the congressional district from which the

member was appointed, the member shall be allowed to serve the remainder of the term for which the member was appointed.

6.] The governing board of Missouri Southern State University shall be a board of governors consisting of nine members, composed of eight voting members and one nonvoting member as provided in sections 174.453 and 174.455, who shall be appointed by the governor of Missouri, by and with the advice and consent of the senate. No person shall be appointed a voting member who is not a citizen of the United States and who has not been a resident of the state of Missouri for at least two years immediately prior to such appointment. Not more than four voting members shall belong to any one political party **or reside in the county in which the institution's principal administrative office is located.**

[7.] **4.** The governing board of Northwest Missouri State University shall be a board of regents as provided in section 174.332.

5. Not more than three voting members of the governing board of the University of Central Missouri shall reside in the county in which the institution's principal administrative office is located.

174.453. 1. Except as provided in section 174.450 and in [subsection] **subsections 4, 5, and 6** of this section, the board of governors shall be appointed as follows:

(1) Five voting members shall be selected from the counties comprising the institution's historic statutory service region as described in section 174.010, except that no more than two members shall be appointed from any one county with a population of less than two hundred thousand inhabitants;

(2) Two voting members shall be selected from any of the counties in the state which are outside of the institution's historic service region; and

(3) One nonvoting member who is a student shall be selected in the same manner as prescribed in section 174.055.

2. The term of service of the governors shall be as follows:

(1) The voting members shall be appointed for terms of six years; and

(2) The nonvoting student member shall serve a two-year term.

3. Members of any board of governors selected pursuant to this section and in office on May 13, 1999, shall serve the remainder of their unexpired terms.

4. Notwithstanding the provisions of subsection 1 of this section, the board of governors of Missouri Southern State University shall be appointed as follows:

(1) [Six voting members shall be selected from any of the following counties: Barton, Jasper, Newton, McDonald, Dade, Lawrence, and Barry provided that no more than three of these six members shall be appointed from any one county;

(2) Two voting members shall be selected from any of the counties in the state which are outside of the counties articulated in subdivision (1) of this subsection;

(3)] Not more than four voting members shall be selected who reside in the county in which the institution's principal administrative office is located; and

(2) One nonvoting member who is a student shall be selected in the same manner as prescribed in section 174.055]; and

(4) The provisions of subdivisions (1) and (2) of this subsection shall only apply to board members first appointed after August 28, 2004].

5. Notwithstanding the provisions of subsection 1 of this section, the board of governors of Missouri Western State University shall be composed of eight members appointed as follows:

(1) Five voting members shall be selected from any of the following counties: Buchanan, Platte, Clinton, Andrew, and DeKalb;

(2) One nonvoting member who is a student shall be selected in the same manner as prescribed in section 174.055; and

(3) The provisions of subdivisions (1) and (2) of this subsection shall only apply to board members first appointed after August 28, 2005.

6. [(1)] Notwithstanding the provisions of subsection 1 of this section to the contrary, the board of governors of Southeast Missouri State University shall be appointed as follows:

[(a) Two voting members shall be selected from any of the following counties: Butler, Dunklin, Mississippi, New Madrid, Pemiscot, Scott, or Stoddard;

(b) Two voting members shall be selected from any of the following counties: Bollinger, Cape Girardeau, Madison, Perry, Ste. Genevieve, or St. Francois;

(c) Two voting members shall be selected from any of the following counties or areas: Franklin, Jefferson, Lincoln, St. Charles, St. Louis, St. Louis City, or Warren;

(d) One voting member shall be selected from one of the counties in the state; and

(e)] (1) Seven voting members shall be selected, not more than three of whom shall reside in the county in which the institution's principal administrative office is located; and

(2) One nonvoting member who is a student shall be selected in the same manner as provided in section 174.055.

[(2)]The provisions of paragraphs (a) to (c) of subdivision (1) of this subsection shall only apply to board members first appointed after August 28, 2021.]

174.610. The governing board of the Truman State University shall be a board of governors consisting of ten members, composed of seven voting members and three nonvoting members as provided in section 174.620, who shall be appointed by the governor of Missouri, by and with the advice and consent of the senate. No person shall be appointed a voting governor who is not a citizen of the United States and who has not been a resident of the state of Missouri for at least two years immediately prior to such person's appointment. Not more than four voting governors shall belong to any one political party. **Not more than three voting governors shall reside in the county in which the institution's principal**

administrative office is located. The appointed members of the board of regents serving on January 1, 1986, shall become members of the board of governors on January 1, 1986, and serve until the expiration of the terms for which they were appointed.

175.020. The board of curators of Lincoln University of Missouri shall hereafter consist of nine members who shall be appointed by the governor, by and with the advice and consent of the senate. No person shall be appointed a curator who shall not be a citizen of the United States and who shall not have been a resident of the state of Missouri two years next prior to his or her appointment. Not more than five curators shall belong to any one political party, **and not more than four curators shall reside in the county in which the institution's principal administrative office is located.**

178.632. The governing board of State Technical College of Missouri shall be a board of regents composed of seven voting members and one nonvoting student member. Such members shall be appointed by the governor with the advice and consent of the senate after August 28, 1995, and after the conditions of section 178.631 are satisfied. No person shall be appointed to the board who is not a citizen of the United States and who has not been a resident of the state of Missouri for at least two years immediately prior to his appointment. Not less than three voting members shall belong to one of the two major political parties and not less than three shall belong to the other major political party. Not more than [two voting members shall reside in Osage County or other immediately contiguous counties] **three voting members shall reside in the county in which the institution's principal administrative office is located.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for SB 1572**, entitled:

An Act to repeal sections 86.213, 104.200, 104.490, 104.1060, 104.1091, 104.1092, and 169.450, RSMo, and to enact in lieu thereof eight new sections relating to public employee retirement systems.

With House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 1572, Page 6, Section 104.1091, Lines 79-86, by deleting all of the said lines and inserting in lieu thereof the following:

"federal law.

a. The system and the treasurer are authorized to share information consistent with section 447.560 for purposes of the system's refunding such former member's contributions and credited interest directly to the former member or the former member's survivor or beneficiary.

b. The availability of the shared information for the public inspection shall be consistent with

section 447.560.

c. The system's procedures in effect from time to time to locate such former member, survivor, or beneficiary shall be considered reasonable and necessary diligence consistent with good business practice and in compliance with federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 1572, Page 2, Section 104.200, Line 7, by deleting the words "**until the overpayment is recovered in full**"; and

Further amend said bill, Page 3, Section 104.490, Lines 6-7, by deleting the words "**until the overpayment is recovered in full**"; and

Further amend said bill and page, Section 104.1060, Line 6, by deleting the words "**until the overpayment is recovered in full**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 1572, Page 1, Section A, Line 4, by inserting after said section and line the following:

"84.570. 1. No person shall be appointed policeman or officer of police who shall have been convicted of any offense, the punishment of which may be confinement in the state penitentiary; nor shall any person be appointed who is not proven to be of good character, or who is not proven to be a bona fide citizen of the United States, or who cannot read and write the English language and who does not possess ordinary physical strength and courage, nor shall any person be originally appointed to said police force who is less than twenty-one years of age. Notwithstanding any other provision of law, the board shall have the sole authority to determine conditions of employment for police officers pursuant to section 84.460.

2. In the interest of efficiency and public safety, law enforcement officers, as such term is defined in 29 U.S.C. Section 630 or any successor statute, shall be separated from service on the last day of the month in which the employee becomes sixty-five years of age or reaches thirty-five years of creditable service, as such term is defined in subdivision (8) of section 86.900, whichever occurs [later] **first**.

3. The board shall from time to time require open competitive examinations or tests for determining the qualifications and fitness of all applicants for appointment to positions on the police force. Such examinations and tests shall be practical and shall relate to matters which fairly measure the relative fitness of the candidates to discharge the duties of the positions to which they seek to be appointed. Notice of such examinations and tests shall be given not less than ten days in advance thereof by public advertisement in at least one newspaper of general circulation in such city, and by posting notice in the police headquarters building. A list of those qualifying in such examinations shall be established, listing

those qualified in order of rank. When an appointment is to be made, the appointment shall be made from such eligible list.

4. The board shall also establish rules for:

- (1) Temporary employment for not exceeding sixty days in the absence of any eligible list;
- (2) Hours of work of police employees and officers subject to the provisions of section 84.510; and
- (3) Attendance regulations and leaves of absence."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2508** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2508**.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2372**, as amended, and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2372**, as amended.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2** for **SCS** for **HCS** for **HB 1840** and has taken up and passed **SS No. 2** for **SCS** for **HCS** for **HB 1840**.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2** for **SCS** for **HCS** for **HBs 3231** and **2531** and has taken up and passed **SS No. 2** for **SCS** for **HCS** for **HBs 3231** and **2531**.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 994**, as amended, and grants the Senate a conference thereon.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 994**, as amended. Representatives: Laubinger, Amato, Schmidt, Steinhoff, Boykin.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 1019**, entitled:

An Act to repeal sections 96.192, 96.196, 191.1146, 206.110, 324.009, 334.108, 345.050, 376.1000, 376.1012, 376.1017, 632.305, 632.489, 632.492, 632.495, 632.504, and 632.520, RSMo, and to enact in lieu thereof thirty-one new sections relating to health care, with penalty provisions.

With House Substitute Amendment No. 1 for House Amendment No. 1.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 1019, Pages 1-2, Section 96.192, Lines 1-22, by deleting said lines and inserting in lieu thereof the following:

"96.192. 1. The board of trustees of any hospital authorized under subsection 2 of this section, and established and organized under the provisions of sections 96.150 to 96.229[,]:

(1) May invest up to [twenty-five] fifty percent of the hospital's "available funds", defined in this section as funds not required for immediate disbursement in obligations or for the operation of the hospital [in any United States investment grade fixed income funds or any diversified stock funds, or both.], into:

(a) Any mutual funds that invest in stocks, bonds, or real estate, or any combination thereof;

(b) Bonds that have:

a. One of the five highest long-term ratings or the highest short-term rating issued by a nationally recognized rating agency; and

b. A final maturity of ten years or less;

(c) Money market investments; or

(d) Any combination of investments described in paragraphs (a) to (c) of this subdivision; and

(2) Shall invest the remaining percentage of any available funds not invested as allowed under subdivision (1) of this subsection into any investment in which the state treasurer is allowed to invest.

2. The provisions of this section shall only apply if the hospital:

(1) Receives less than [one] **three** percent of its annual revenues from municipal, county, or state taxes; and

(2) Receives less than [one] **three** percent of its annual revenue from appropriated funds from the municipality in which such hospital is located."; and

Further amend said bill, Pages 2-3, Section 191.1146, Lines 1-36, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 3, Section 192.021, Lines 1-12, by deleting all of said section and lines and inserting in lieu thereof the following:

"192.026. 1. Sections 103.190 and 192.026 to 192.029 shall be known and may be cited as the "Missouri Lyme Disease Eradication Act".

2. As used in sections 103.190 and 192.026 to 192.029, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Lyme disease", a condition caused by an infection of the bacterium *Borrelia burgdorferi*, *Borrelia mayonii*, *Borrelia afzelii*, *Borrelia garinii*, *Borrelia valaisiana*, or *Borrelia lusitaniae*, transmitted to humans through the bite of infected blacklegged ticks (*Ixodes scapularis*) or other ticks, as defined by the national reporting case definition and posted by the Centers for Disease Control and Prevention National Notifiable Diseases Surveillance System;

(3) "Medically necessary", health care services or products that a treating health care provider exercising prudent clinical judgment would provide to a patient for the purpose of preventing, evaluating, diagnosing, or treating an illness, injury, disease, or symptoms of such, and that are:

(a) Clinically appropriate in terms of type, frequency, extent, site, and duration for the specific circumstances; and

(b) Not primarily for the mere convenience of the patient, health care provider, or as determined by the provider based on the patient's specific circumstances;

(4) "Posttreatment Lyme disease syndrome", a condition characterized by persistent symptoms, including, but not limited to, fatigue, pain, respiratory impairment, neurological impairment, or other cognitive impairment following standard antibiotic or other treatment for Lyme disease.

3. Health care providers, laboratories, and local health departments shall report to the department all confirmed or suspected cases of Lyme disease within three days of diagnosis using standardized surveillance case definitions developed by the CDC. Any patient who receives a positive or suspected diagnosis of Lyme disease shall be given the option to opt in to having their identifiable information shared with the department, local public health officials, or the CDC.

4. The department shall compile an annual report on the incidence and prevalence of Lyme disease in Missouri, including, but not limited to, demographic data, geographic distribution, treatment outcomes, and barriers to care. The department shall submit the report to the CDC and the general assembly and make such report available to the public on the department's website by no later than December thirty-first of each year.

5. The department shall collaborate with the University of Missouri or any public four-year institution of higher education to integrate Lyme disease surveillance data into existing tick-borne disease monitoring programs.

6. Any information collected or reported under this section shall be done in a manner that protects individually identifiable or potentially identifiable information and that is consistent with state and federal privacy laws.

7. The department may promulgate any rules and regulations necessary to implement the provisions of sections 192.026 to 192.028. Any rule or portion of a rule, as that term is defined in

section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2026, shall be invalid and void.

[192.026. 1. Sections 103.190 and 192.026 to 192.029 shall be known and may be cited as the "Missouri Lyme Disease Eradication Act".

2. As used in sections 103.190 and 192.026 to 192.029, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Lyme disease", a condition caused by an infection of the bacterium *Borrelia burgdorferi*, *Borrelia mayonii*, *Borrelia afzelii*, *Borrelia garinii*, *Borrelia valaisiana*, *Borrelia lusitaniae*, *Bartonella*, *Babesia*, *Ehrlichia*, or related species, transmitted to humans through the bite of infected blacklegged ticks (*Ixodes scapularis*) or other ticks, as diagnosed by the two-tier serologic testing recommended by the federal Centers for Disease Control and Prevention (CDC) or by a similar blood test ordered by a treating health care provider or by clinical evaluation;

(3) "Medically necessary", health care services or products that a treating health care provider exercising prudent clinical judgment would provide to a patient for the purpose of preventing, evaluating, diagnosing, or treating an illness, injury, disease, or symptoms of such, and that are:

(a) Clinically appropriate in terms of type, frequency, extent, site, and duration for the specific circumstances; and

(b) Not primarily for the mere convenience of the patient, health care provider, or as determined by the provider based on the patient's specific circumstances;

(4) "Posttreatment Lyme disease syndrome", a condition characterized by persistent symptoms, including, but not limited to, fatigue, pain, respiratory impairment, neurological impairment, or other cognitive impairment following standard antibiotic or other treatment for Lyme disease.

3. Health care providers, laboratories, and local health departments shall report to the department all confirmed or suspected cases of Lyme disease within seven days of diagnosis using standardized surveillance case definitions developed by the CDC. Any patient who receives a positive or suspected diagnosis of Lyme disease shall be given the option to opt in to having their identifiable information shared with the department, local public health officials, or the CDC.

4. The department shall compile an annual report on the incidence and prevalence of Lyme disease in Missouri, including, but not limited to, demographic data, geographic distribution, treatment outcomes, and barriers to care. The department shall submit the report to the CDC and the general assembly and make such report available to the public on the department's website by no later than December thirty-first of each year.

5. The department shall collaborate with the University of Missouri or any public four-year institution of higher education to integrate Lyme disease surveillance data into existing tick-borne disease monitoring programs.

6. Any information collected or reported under this section shall be done in a manner that protects individually identifiable or potentially identifiable information and that is consistent with state and federal privacy laws.

7. The department may promulgate any rules and regulations necessary to implement the provisions of sections 192.026 to 192.028. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2026, shall be invalid and void.]"; and

Further amend said bill, Pages 3-4, Section 197.708, Lines 1-7, by deleting all of said section and lines; and

Further amend said bill, Pages 5-6, Section 206.158, Lines 1-18, by deleting all of said lines and inserting in lieu thereof the following:

"206.158. 1. The board of directors of any hospital district authorized under subsection 2 of this section, and established and organized under the provisions of this chapter:

(1) May invest up to fifty percent of its "available funds", defined in this section as funds not required for immediate disbursement in obligations or for the operation of the hospital district, into:

(a) Any mutual funds that invest in stocks, bonds, or real estate, or any combination thereof;

(b) Bonds that have:

a. One of the five highest long-term ratings or the highest short-term rating issued by a nationally recognized rating agency; and

b. A final maturity of ten years or less;

(c) Money market investments; or

(d) Any combination of investments described in paragraphs (a) to (c) of this subdivision; and

(2) Shall invest the remaining percentage of any available funds not invested as allowed under subdivision (1) of this subsection into any investment in which the state treasurer is allowed to invest.

2. The provisions of this section shall apply only if the hospital district receives less than three percent of its annual revenues from hospital district or state taxes."; and

Further amend said bill, Pages 6-7, Section 208.149, Lines 1-41, by deleting all of said section and lines; and

Further amend said bill, Pages 7-9, Section 324.009, Lines 1-96, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 10-11, Section 334.108, Lines 1-48, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 11, Section 345.050, Lines 1-20, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 11-13, Section 376.417, Lines 1-58, by deleting all of said section and lines; and

Further amend said bill, Page 13, Section 376.1000, Lines 1-10, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 13-14, Section 376.1012, Lines 1-30, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 14, Section 376.1017, Lines 1-10, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 14-15, Section 376.1280, Lines 1-26, by deleting all of said section and lines; and

Further amend said bill, Page 15-16, Section 407.3007, Lines 1-33, by deleting all of said section and lines; and

Further amend said bill, Pages 16-17, Section 632.305, Lines 1-53, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 17-19, Section 632.489, Lines 1-49, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 19, Section 632.492, Lines 1-16, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 19-21, Section 632.495, Lines 1-88, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 22, Section 632.504, Lines 1-11, by deleting all of said section and lines from the bill; and

Further amend said bill and page, Section 632.520, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 22-23, Section 632.580, Lines 1-31, by deleting all of said section and lines; and

Further amend said bill, Pages 23-24, Section 632.585, Lines 1-30, by deleting all of said section and lines; and

Further amend said bill, Pages 24-25, Section 632.590, Lines 1-27, by deleting all of said section and lines; and

Further amend said bill, Pages 25-27, Section 632.593, Lines 1-89, by deleting all of said section and lines; and

Further amend said bill, Page 27, Section 632.595, Lines 1-8, by deleting all of said section and lines; and

Further amend said bill, Pages 27-28, Section 632.600, Lines 1-10, by deleting all of said section and lines; and

Further amend said bill, Pages 28-29, Section 632.605, Lines 1-33, by deleting all of said section and lines; and

Further amend said bill, Page 29, Section 632.610, Lines 1-8, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1740** and has taken up and passed **SS** for **SCS** for **HB 1740**.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 1033**.

Bill ordered enrolled.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 916**.

Bill ordered enrolled.

Also,

Madam President: The Speaker of the House of Representatives has re-appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 1020**, as amended. Representatives: Hinman, Hurlbert, Kelley, Kimble, Fuchs.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SCR 21**.

Concurrent resolution ordered enrolled.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 994**, as amended: Senators Henderson, Black, Burger, Beck, and Nurrenbern.

HOUSE BILLS ON THIRD READING

HB 2397, introduced by Representative Bromley, entitled:

An Act to repeal section 247.220, RSMo, and to enact in lieu thereof one new section relating to public water supply districts.

Was called from the Informal Calendar and taken up by Senator Beck.

Senator Beck offered **SS** for **HB 2397**, entitled:

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2397**

An Act to repeal sections 67.319, 247.220, 640.144, 640.220, 643.350, 644.021, and 644.057, RSMo, and to enact in lieu thereof nine new sections relating to programs overseen by the department of natural resources.

Senator Beck moved that **SS** for **HB 2397** be adopted.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 2397, Page 1, In the Title, Lines 4-5, by striking the words “programs overseen by the department of natural resources” and inserting in lieu thereof the following: “public water supply districts”; and

Further amend said bill, pages 1-3, section 67.319, by striking all of said section from the bill; and

Further amend said bill, pages 8-9, section 640.144, by striking all of said section from the bill; and

Further amend said bill, pages 9-11, section 640.220, by striking all of said section from the bill; and

Further amend said bill, pages 11-12, section 643.350, by striking all of said section from the bill; and

Further amend said bill, pages 12-14, section 644.021, by striking all of said section from the bill; and

Further amend said bill, pages 15-16, section 644.057, by striking all of said section from the bill; and

Further amend said bill, page 16, section 644.083, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Beck moved that **SS** for **HB 2397**, as amended, be adopted, which motion prevailed.

On motion of Senator Beck, **SS** for **HB 2397**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16)	Brown (26)	Burger
Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)
Henderson	Hough	Hudson	Lewis	Luetkemeyer	May	McCreery
Moon	Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting
Schroer	Trent	Washington	Webber	Williams—33		

NAYS—Senators—None

Absent—Senator Brattin—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Beck, title to the bill was agreed to.

Senator Beck moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SB 975**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SB 975**.

HOUSE BILLS ON THIRD READING

HCS for **HB 2292**, with **SCS**, entitled:

An Act to repeal sections 192.2405, 210.115, and 578.012, RSMo, and to enact in lieu thereof nine new sections relating to reporting of abuse and neglect, with penalty provisions.

Was called from the Informal Calendar and taken up by Senator McCreery.

SCS for **HCS** for **HB 2292**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2292

An Act to repeal sections 192.2405 and 210.115, RSMo, and to enact in lieu thereof six new sections relating to reporting of abuse and neglect by certain professionals, with penalty provisions.

Was taken up.

Senator McCreery moved that **SCS** for **HCS** for **HB 2292** be adopted.

Senator McCreery offered **SS** for **SCS** for **HCS** for **HB 2292**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2292

An Act to repeal sections 192.2405 and 210.115, RSMo, and to enact in lieu thereof six new sections relating to reporting of abuse and neglect by certain professionals, with penalty provisions.

Senator McCreery moved that **SS** for **SCS** for **HCS** for **HB 2292** be adopted.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2292, Page 3, Section 192.2405, Line 49, by inserting after all of said line the following:

“192.2410. 1. A report made under section 192.2405 shall be made orally or in writing. It shall include, if known:

- (1) The name, age, and address of the eligible adult;
- (2) The name and address of any person responsible for care of the eligible adult;
- (3) The nature and extent of the condition of the eligible adult; and
- (4) Other relevant information.

2. Reports regarding persons determined not to be eligible adults as defined in section 192.2400 shall be referred to the appropriate state or local authorities.

3. The department shall maintain a statewide toll-free phone number for receipt of reports **and shall operate the hotline continuously for twenty-four hours a day, seven days a week.**”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion failed.

Senator Burger assumed the Chair.

Senator Bean assumed the Chair.

Senator Burger assumed the Chair.

Senator Coleman moved that **SS** for **SCS** for **HCS** for **HB 2292** lay on the table, which motion failed.

Senator McCreery raised a point of order that Senator Coleman had previously spoken on the adoption motion for **SS** for **SCS** for **HCS** for **HB 2229**.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Fitzwater assumed the Chair.

Senator Coleman offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2292, Page 3, Section 192.2510, Line 4, by striking “shall” and inserting in lieu thereof the following: “**may**”; and further amend line 6, by striking “shall” and inserting in lieu thereof the following: “**may**”; and further amend lines 7-9, by striking all of said lines; and further renumber the remaining subdivisions accordingly; and further amend line 19, by striking “required” and inserting in lieu thereof the following: “**permitted**”; and

Further amend said bill, page 7, section 210.191, line 4, by striking “shall” and inserting in lieu thereof the following: “**may**”; and further amend line 6, by striking “shall” and inserting in lieu thereof the following: “**may**”; and

Further amend said bill and section, page 8, lines 8-10, by striking all of said lines; and further renumber the remaining subdivisions accordingly; and further amend line 19, by striking “required” and inserting in lieu thereof the following: “**permitted**”; and

Further amend said bill and page, section 273.410, line 12, by striking “shall” and inserting in lieu thereof the following: “**may**”; and

Further amend said bill and section, page 9, lines 34-38, by striking all of said lines; and

Further amend said bill and section, page 10, lines 45-66, by striking all of said lines; and further amend said section by renumbering the subsections accordingly; and

Further amend said bill and page, section 273.415, line 3, by striking “shall” and inserting in lieu thereof the following: “**may**”; and further amend line 5, by striking “shall” and inserting in lieu thereof the following: “**may**”; and further amend lines 7-8, by striking all of said lines; and

Further amend said bill and section, page 11, lines 9-10, by striking all of said lines; and further renumber the remaining subdivisions accordingly; and further amend line 22, by striking “required” and inserting in lieu thereof the following: “**permitted**”.

Senator Coleman moved that the above amendment be adopted.

Senator Beck moved that **SA 2** lay on the table, which motion prevailed.

On motion of Senator Luetkemeyer, the Senate recessed until 10:00 p.m., which placed **HCS** for **HB 2292**, with **SCS** and **SS** for **SCS** (pending) on the Informal Calendar.

RECESS

The time of recess having expired, the Senate was called to order by Senator Fitzwater.

INTRODUCTION OF GUESTS

Senator Coleman introduced to the Senate, her son, Gerhardt Coleman; and her father, Peter Curtice, Waco, Texas.

On motion of Senator Luetkemeyer, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-EIGHTH DAY—FRIDAY, MAY 15, 2026

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1758-Gragg
HB 3329-Thompson

HB 3405-Thompson

THIRD READING OF SENATE BILLS

SS for SCS for SB 1534-Nicola
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SJR 97-Nicola

SB 1481-Henderson

HOUSE BILLS ON THIRD READING

HB 2885-Hovis (Henderson)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 838-Cierpiot

SENATE BILLS FOR PERFECTION

SB 836-Crawford, with SCS
SB 841-Bernskoetter, with SCS,
SS for SCS & SA 6 (pending)
SB 849-O'Laughlin
SB 856-Brattin and Coleman
SB 879-Fitzwater, with SS (pending)
SB 887-Schroer
SB 896-Brown (26), with SCS
SB 904-Gregory (15), with SS & SA 2 (pending)

SB 917-Burger, with SS & SA 1 (pending)
SB 918-Burger
SB 919-Nicola, with SCS & SS for SCS (pending)
SB 931-Crawford
SB 942-Brown (16)
SB 948-Brattin, with SS & SA 3 (pending)
SB 970-Fitzwater, with SCS & SS for SCS
(pending)
SBs 971 & 906-Trent, with SCS

SBs 984 & 968-Carter, with SCS &
SS for SCS (pending)
SB 996-Gregory (15), with SS (pending)
SB 998-Hudson, with SCS
SB 1003-Schnelting, with SCS, SS for SCS &
SA 4 (pending)
SB 1029-Brattin, with SCS & SS#2 for SCS
(pending)
SB 1057-Schroer
SB 1064-Brown (26)
SB 1065-Brown (26), with SCS & SS for SCS
(pending)

SB 1085-Nicola, with SCS & SS for SCS (pending)
SB 1094-Crawford, with SCS, SS for SCS &
SA 2 (pending)
SB 1376-Trent, with SS (pending)
SB 1392-Schroer
SB 1393-Schroer
SB 1442-Hudson, with SCS & SS for SCS (pending)
SB 1605-Henderson, with SS (pending)
SBs 1653 & 1194-Trent, with SCS
SJR 111-Hudson, with SCS, SS for SCS &
SA 1 (pending)

HOUSE BILLS ON THIRD READING

HCS for HBs 1664, 1610, 1645 & 2182,
with SS & SA 2 (pending) (Hudson)
HCS for HB 1696, with SCS (Gregory (15))
HB 1707-Coleman (32), with SCS (Schnelting)
HCS for HBs 1717 & 1643, with SCS (McCreery)
HCS for HB 1757 (Trent)
HCS for HBs 1768 & 2060, with SCS
(Brown (26))
HCS for HB 1788, with SCS (Black)
HCS for HB 1797 (Trent)
HCS for HBs 1826, 2560, 2349 & 2194 (Burger)
HCS for HB 1855 (Schroer)
HB 1867-Roberts, with SCS (Carter)
HB 1980-Cook (Brown (16))
HCS for HB 2085 (Brown (26))
HB 2125-Banderman (Brattin)
HB 2146-Kalberloh, with SCS (Crawford)
HCS for HBs 2230 & 2978, with SCS (Carter)
HCS for HB 2292, with SCS & SS for SCS
(pending) (McCreery)
HCS for HB 2355, with SCS (Hudson)
HB 2383-Simmons, with SCS (Henderson)
HCS for HB 2384, with SCS (Trent)
HCS for HBs 2387 & 2480 (Gregory (15))
HCS for HBs 2404 & 2172, with SCS (Trent)
HB 2473-Voss (Burger)

HCS for HB 2474, with SCS, as amended
(Henderson)
HCS for HBs 2505 & 2044, with SCS (Coleman)
HCS for HB 2587, with SCS (Schroer),
with Emergency Clause
HB 2591-Stinnett, with SCS (McCreery)
HCS for HBs 2592, 2787 & 2834, with SCS
(Gregory (21))
HCS for HB 2600 (Black)
HCS for HB 2610 (Schroer)
HCS for HB 2710, with SCS (Trent)
HCS for HB 2711 (Hudson)
HCS for HB 2740 (Gregory (21))
HCS for HB 2742 (Gregory (15))
HCS for HB 2774 (Henderson)
HB 2848-Dolan (Burger)
HCS for HB 2872, with SCS (Hudson)
HB 2896-Brown C. (16), with SCS (Bernskoetter)
HB 2898-Owen (Trent)
HB 2928-Schulte (Carter)
HB 3000-Perkins, with SCS (Henderson)
HCS for HB 3004, with SCS (Burger)
HCS for HB 3080 (Bernskoetter)
HB 3146-Simmons (Brattin)
HB 3205-Casteel (Trent), with SS & SA 3 (pending)
HCS for HJR 169 (Brown (26))

SENATE BILLS WITH HOUSE AMENDMENTS

SB 953-Bean, with HCS, as amended (Dist.)
 SB 1019-Crawford, with HCS, as amended (Dist.)
 SS#3 for SB 1062-Carter, with HCS, as amended
 (Dist.)

SS for SB 1083-Burger, with HCS (Dist.)
 SS for SB 1196-Henderson, with HCS,
 as amended (Dist.)
 SB 1572-Henderson, with HCS, as amended (Dist.)

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 835 & 1111-Crawford,
 with HCS, as amended
 SS for SCS for SB 973-Trent, with HCS,
 as amended (Dist.)
 SB 994-Henderson, with HCS, as amended (Dist.)
 SB 1020-Crawford, with HCS, as amended (Dist.)
 SS for SCS for SBs 1066 & 1088-Brown
 (26), with HCS, as amended
 (Senate conferees allowed to exceed the
 differences)
 SB 1408-Burger, with HCS, as amended (Dist.)
 SS for SB 1421-Schroer, with HA 1, HA 2,
 HA 3, HA 4, HA 5, HA 6, HA 7, HA 9,

HA 10, HA 11, HA 12, HA 13, HA 14,
 HA 15, HA 16, HA 17, HA 1 to HA 18,
 HA 18, as amended, HA 19, HA 1 to HA 20,
 HA 20, as amended, HA 21, HA 22, HA 23,
 HA 1 to HA 24, HA 2 to HA 24, HA 24,
 as amended, HA 25, HA 27, HA 28, HA 29,
 HA 30, HA 31, HA 1 to HA 32, HA 32,
 as amended, HA 33, HA 34, HA 35, HA 36,
 HA 38, HA 39, HA 40, HA 41, HA 42,
 HA 43 & HA 44, with Emergency Clause
 (Senate adopted CCR and passed CCS)
 SS for SJR 87-Carter, with HCS, as amended (Dist.)

RESOLUTIONS

SR 565-Beck
 SR 566-Beck

SR 567-Beck
 SR 984-Moon

MISCELLANEOUS

REMONSTRANCE 1-Brattin

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

SS for SB 1 - Hough

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