

FIRST REGULAR SESSION

HOUSE BILL NO. 282

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WHORTON (Sponsor), GUEST,
AULL AND BEHNEN (Co-sponsors).

Read 1st time January 20, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1113L.011

AN ACT

To repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to inclement weather exceptions for mandatory days of school attendance, with an emergency clause.

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

Section A. Section 171.033, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 171.033, to read as follows:

171.033. 1. Except as provided in subsections 3 and 4 of this section, no school district shall be exempt from any requirement to make up any days of school lost or canceled due to inclement weather, unless that school district schedules at least two-thirds as many make-up days for a school year as were lost in the previous school year, which days shall be in addition to the school calendar days required for a school term by section 171.031.

2. If, after using the make-up days referred to in subsection 1, a district does not meet the requirement for a term of one hundred seventy-four days of actual pupil attendance, it shall be required to make up no more than eight additional days of school lost or canceled due to inclement weather and half the number of days lost or canceled in excess of eight days.

3. In the [2002-03] **2004-05** school year, a school district may be exempt from the requirement to make up days of school lost or canceled due to inclement weather occurring after November 20, [2002] **2004**, in the school district, but such reduction of the minimum number of school days shall not exceed five days when a district has missed more than seven days overall, such reduction to be taken as follows: one day for eight days missed, two days for nine

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 days missed, three days for ten days missed, four days for eleven days missed, and five days for
16 twelve or more days missed. The requirement for scheduling two-thirds of the missed days into
17 the next year's calendar pursuant to subsection 1 of this section shall be waived for the [2003-04]
18 **2005-06** school year.

19 4. The commissioner of education may provide, for any school district in which schools
20 are in session for twelve months of each calendar year that cannot meet the minimum school
21 calendar requirement of at least one hundred seventy-four days and one thousand forty-four hours
22 of actual pupil attendance, upon request, a waiver to be excused from such requirement. This
23 waiver shall be requested from the commissioner of education and may be granted if the school
24 was closed due to circumstances beyond school district control, including inclement weather,
25 flooding or fire.

Section B. Because immediate action is necessary to clarify potential school scheduling
2 and funding problems, section A of this act is deemed necessary for the immediate preservation
3 of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act
4 within the meaning of the constitution, and section A of this act shall be in full force and effect
5 upon its passage and approval.