

SECOND REGULAR SESSION

HOUSE BILL NO. 1756

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES FRASER, (Sponsor), MOORE,
OXFORD, SANDERS BROOKS AND BOWMAN (Co-sponsors).

Read 1st time February 14, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5071L.01I

AN ACT

To amend chapter 170, RSMo, by adding thereto one new section relating to foreign language instruction in elementary schools, with an effective date.

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

Section A. Chapter 170, RSMo, is amended by adding thereto one new section, to be
2 known as section 170.027, to read as follows:

**170.027. 1. Every child at a public elementary school in this state shall receive
2 regular classroom instruction in a foreign language on a schedule determined to be
3 developmentally appropriate by rule by the state board of education and subject to the
4 availability of properly certified personnel. The state board of education shall set forth
5 minimum standards for such instruction, which shall be implemented and may be exceeded
6 by the local school boards of this state.**

7 **2. This section shall not apply to students:**

8 **(1) In any special school district who utilize the services of the district in an
9 individualized education plan;**

10 **(2) Who have a learning or reading disability which may require special
11 instruction. Such students may receive such special instruction in lieu of foreign language
12 classes;**

13 **(3) For whom English is a second language. Such students may receive special
14 English instruction, if necessary, in lieu of foreign language classes; or**

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 (4) Who should otherwise be exempt from such instruction, as the state board of
16 education may by rule determine.

17 3. The state board of education shall make such rules as are necessary for the
18 enforcement of this section. Any rule or portion of a rule, as that term is defined in section
19 536.010, RSMo, that is created under the authority delegated in this section shall become
20 effective only if it complies with and is subject to all of the provisions of chapter 536,
21 RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are
22 nonseverable and if any of the powers vested with the general assembly pursuant to
23 chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule
24 are subsequently held unconstitutional, then the grant of rulemaking authority and any
25 rule proposed or adopted after August 28, 2006, shall be invalid and void.

Section B. Section A of this act shall become effective July 1, 2007.

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