

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 1490

97TH GENERAL ASSEMBLY

Reported from the Committee on Education, April 23, 2014, with recommendation that the Senate Committee Substitute do pass.

TERRY L. SPIELER, Secretary.

4476S.03C

AN ACT

To repeal sections 160.514 and 161.022, RSMo, and to enact in lieu thereof three new sections relating to elementary and secondary education.

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

Section A. Sections 160.514 and 161.022, RSMo, are repealed and three
2 new sections enacted in lieu thereof, to be known as sections 160.514, 161.022,
3 and 161.855, to read as follows:

160.514. 1. By rule and regulation, and consistent with the provisions
2 contained in section 160.526, the state board of education shall adopt no more
3 than seventy-five academic performance standards which establish the
4 knowledge, skills and competencies necessary for students to successfully advance
5 through the public elementary and secondary education system of this state; lead
6 to or qualify a student for high school graduation; prepare students for
7 postsecondary education or the workplace or both; and are necessary in this era
8 to preserve the rights and liberties of the people.

9 2. [The state board of education shall convene work groups composed of
10 education professionals to develop and recommend academic performance
11 standards.] **Whenever the state board of education develops, evaluates,**
12 **modifies, or revises academic performance standards or learning**
13 **standards, it shall convene work groups composed of education**
14 **professionals to develop and recommend such academic performance**
15 **standards or learning standards.** Separate work groups composed of
16 **education** professionals with appropriate expertise shall be convened for [each
17 subject area listed in section 160.518. Active classroom teachers shall constitute
18 the majority of each work group. Teachers] **the following subject areas:**
19 **English language arts; mathematics; science; and history and**

20 governments. The subject area of history and governments shall
21 incorporate geography and the history and governments of the United
22 States and the world. For each subject area in which the state board
23 of education develops, evaluates, modifies, or revises academic
24 performance standards or learning standards, the state board shall
25 convene two separate work groups, one work group for standards for
26 grades kindergarten through five and a second work group for
27 standards for grades six through twelve. Each work group shall consist
28 of fourteen members. An education professional serving on a work
29 group shall be a Missouri resident for at least three years and have
30 taught in the work group's subject area for at least ten years or have
31 ten years of experience in that subject area. Education professionals
32 serving on [such] work groups shall be selected by the following entities and
33 persons: professional teachers' organizations of the state, a statewide
34 association of Missouri school boards, a statewide association of
35 charter schools, a statewide association of school administrators, the
36 speaker of the house of representatives, the president pro tempore of
37 the senate, the governor, the lieutenant governor, the commissioner of
38 higher education, and the heads of state-approved baccalaureate-level
39 teacher preparation programs located in Missouri. Each entity or
40 person shall select one member for each work group. The professional
41 teachers' organizations shall collectively select one person for each
42 work group. The heads of the state-approved baccalaureate-level
43 teacher preparation programs shall collectively select one person for
44 each work group. A person may be selected to serve on more than one
45 work group if he or she is qualified. Four members of the work group
46 shall be parents of currently enrolled students in grades kindergarten
47 through twelve with two selected by the president pro tempore of the
48 senate and two selected by the speaker of the house of
49 representatives. [Additional teachers who are not members of such
50 organizations may serve by appointment of the state board of education.] No
51 work group member shall be required to be a member of a professional
52 teacher association. The state board of education shall hold at least
53 three public hearings whenever it develops, evaluates, modifies, or
54 revises academic performance standards or learning standards. The
55 hearings shall provide an opportunity to receive public testimony,
56 including but not limited to testimony from educators at all levels in

57 the state, local school boards, parents, representatives from business
58 and industry, labor and community leaders, members of the general
59 assembly, and the general public. The state board of education shall
60 hold the first hearing within thirty days of the work groups being
61 convened. The state board of education shall hold the second hearing
62 approximately six months after it holds the first hearing. The state
63 board of education shall hold the third hearing when the work groups
64 submit the academic performance standards they have developed to the
65 state board. The state board of education shall also solicit comments
66 and feedback on the academic performance standards or learning
67 standards from the joint committee on education and from academic
68 researchers. All comments shall be made publicly available.

69 3. The state board of education shall develop written curriculum
70 frameworks that may be used by school districts. Such curriculum frameworks
71 shall incorporate the academic performance standards adopted by the state board
72 of education pursuant to subsection 1 of this section. The curriculum frameworks
73 shall provide guidance to school districts but shall not be mandates for local
74 school boards in the adoption or development of written curricula as required by
75 subsection 4 of this section.

76 4. Not later than one year after the development of written curriculum
77 frameworks pursuant to subsection 3 of this section, the board of education of
78 each school district in the state shall adopt or develop a written curriculum
79 designed to ensure that students attain the knowledge, skills and competencies
80 established pursuant to subsection 1 of this section. Local school boards are
81 encouraged to adopt or develop curricula that are rigorous and ambitious and
82 may, but are not required to, use the curriculum frameworks developed pursuant
83 to subsection 3 of this section. Nothing in this section or this act shall prohibit
84 school districts, as determined by local boards of education, to develop or adopt
85 curricula that provide for academic standards in addition to those identified by
86 the state board of education pursuant to subsection 1 of this section.

87 5. **Local school districts and charter schools may adopt their own**
88 **education standards, in addition to those already adopted by the state,**
89 **provided the additional standards are in the public domain.**

161.022. 1. The state board of education consists of eight lay members
2 appointed by the governor, by and with the advice and consent of the senate, after
3 an open committee hearing. The term of office of each member is eight years. At

4 the expiration of the term of each member, the governor, by and with the advice
5 and consent of the senate, shall appoint a successor. If the general assembly is
6 not in session at the time for making an appointment, the governor shall make
7 a temporary appointment as in the case of a vacancy.

8 **2. After August 28, 2014, no member shall serve more than two**
9 **terms on the state board of education and any member who has already**
10 **served two or more terms on the board shall be ineligible to serve an**
11 **additional term. In applying this subsection, serving a term for less**
12 **than four years shall not be counted.**

13 **3. No member may be removed by the governor except after written notice**
14 **and hearing on charges of malfeasance, misfeasance, or nonfeasance in office.**

15 **[3.] 4. Each member of the board shall receive as compensation for his**
16 **services twenty-five dollars for each day actually spent in attendance at board**
17 **meetings, and in addition shall be reimbursed for all necessary expenses incurred**
18 **in the performance of his duties as a member of the board.**

161.855. 1. By October 1, 2014, the state board of education shall
2 **convene work groups composed of education professionals to develop**
3 **and recommend new academic performance standards in place of the**
4 **common core state standards. The work groups shall be composed of**
5 **individuals as provided in section 160.514. The state board of**
6 **education and the work groups shall follow the procedures and conduct**
7 **the public hearings required by section 160.514. The state board of**
8 **education shall convene separate work groups for the following subject**
9 **areas: English language arts; mathematics; science; and history and**
10 **governments. For each of these four subject areas, the state board of**
11 **education shall convene two separate work groups, one work group for**
12 **grades kindergarten through five and another work group for grades**
13 **six through twelve.**

14 **2. The department of elementary and secondary education shall**
15 **pilot assessments from the Smarter Balanced Assessment Consortium**
16 **during the 2014-2015 school year for every school district and charter**
17 **school in the state. The results of the statewide pilot shall not be used**
18 **for high stakes accountability or teacher evaluations or to lower any**
19 **school district's accreditation.**

20 **3. The work groups shall develop and recommend new academic**
21 **performance standards that meet the needs of the students of the state**
22 **to the state board of education by October 1, 2015. The work groups**

23 shall report on their progress in developing the academic performance
24 standards to the president pro tempore of the senate and the speaker
25 of the house of representatives on a monthly basis.

26 4. The state board of education shall adopt and implement new
27 academic performance standards beginning in the 2016-2017 school
28 year. The state board of education shall align the statewide assessment
29 system to the new academic performance standards as needed within
30 three years of adopting new academic performance standards.

31 5. Any person performing work for a school district or charter
32 school for which teacher certification or administrator certification is
33 regularly required under the laws relating to the certification of
34 teachers or administrators shall be an employee of the school district
35 or charter school. All evaluations of any such person shall be
36 maintained in the teacher's or administrator's personnel file and shall
37 not be shared with any state or federal agency.

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