

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND Senate Committee Substitute for Senate Bill No. 650, Page 1, In the Title, Line 3, by  
2 deleting the phrase "higher education financial aid eligibility" and inserting in lieu thereof the  
3 following:

4  
5 "elementary and secondary education"; and  
6

7 Further amend said bill, Page 4, Section 160.545, Line 119, by inserting after all of said section and  
8 line the following:  
9

10 "167.265. 1. A program to provide [guidance] school counselors in grades kindergarten  
11 through nine is established. Any public elementary school, middle school, junior high school, or  
12 combination of such schools, containing such grades which meet the criteria pursuant to this section  
13 shall be eligible for a state financial supplement to employ a [guidance] school counselor.

14 Eligibility criteria are: the school shall have a minimum enrollment of one hundred twenty-five  
15 pupils per school site, shall have a breakfast program, and shall serve at least forty percent of its  
16 lunches to pupils who are eligible for free or reduced price meals according to federal guidelines.

17 2. A school district which contains such eligible schools may apply to the department of  
18 elementary and secondary education for a state financial supplement to employ a [guidance] school  
19 counselor in those schools named in the application and in no other schools of the district. The state  
20 financial supplement shall not exceed ten thousand dollars per [guidance] school counselor. No  
21 more than one [guidance] school counselor per school shall be supplemented by the state pursuant to  
22 this section, except that a district may apply for an additional [guidance] school counselor if the  
23 enrollment at the school equals four hundred or more pupils. [Guidance] School counselors thus  
24 employed pursuant to this section shall at a minimum engage in direct counseling activities with the  
25 pupils of the school during a portion of the school day which represents that portion of the  
26 [guidance] school counselor's salary which is supplemented by the state pursuant to this section.

27 3. The state board of education shall promulgate rules and regulations for the  
28 implementation of this section. Such rules shall include identifying any qualifications for  
29 [guidance] school counselors which may be in addition to those promulgated pursuant to section  
30 168.021, establishing application procedures for school districts, determining a method of awarding  
31 state financial supplements in the event that the number of applications exceeds the amounts  
32 appropriated therefor, and establishing an amount of state financial supplement per [guidance]  
33 school counselor based upon the salary schedule of the district.

34 168.303. The state board of education shall adopt rules to facilitate job-sharing positions for  
35 classroom teachers, as the term "job-sharing" is defined in this section. These rules shall provide  
36 that a classroom teacher in a job-sharing position shall receive paid legal holidays, annual vacation

Standing Action Taken \_\_\_\_\_ Date \_\_\_\_\_

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1 leave, sick leave, and personal leave on a pro rata basis. "Job-sharing position" shall mean any  
2 position:

- 3 (1) Shared with one other employee;
- 4 (2) Requiring employment of at least seventeen hours per week but not more than twenty  
5 hours per week on a regular basis; and
- 6 (3) Requiring at least seventy percent of all time spent in classroom instruction as  
7 determined by the employer;

8  
9 provided that, job-sharing position shall not include instructional support or school services  
10 positions including, but not limited to, [guidance] school counselor, media coordinator,  
11 psychologist, social worker, audiologist, speech and language pathologist, and nursing positions.

12 167.266. 1. Beginning with the 2016-17 school year, the board of education of a school  
13 district or a charter school that is a local educational agency may establish an academic and career  
14 counseling program in cooperation with parents and the local community that is in the best interest  
15 of and meets the needs of students in the community. School districts and local educational  
16 agencies may use the Missouri comprehensive guidance and counseling program as a resource for  
17 the development of a district's or local educational agency's program. The department of  
18 elementary and secondary education shall develop a process for recognition of a school district's  
19 academic and career counseling program established in cooperation with parents and the local  
20 community no later than January 1, 2017.

21 2. The state board of education shall promulgate rules and regulations for the  
22 implementation of this section. Any rule or portion of a rule, as that term is defined in section  
23 536.010, that is created under the authority delegated in this section shall become effective only if it  
24 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
25 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the  
26 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and  
27 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
28 rule proposed or adopted after August 28, 2016, shall be invalid and void.

29 168.500. 1. For the purpose of providing career pay, which shall be a salary supplement,  
30 for public school teachers, which for the purpose of sections 168.500 to 168.515 shall include  
31 classroom teachers, librarians, [guidance] school counselors and certificated teachers who hold  
32 positions as school psychological examiners, parents as teachers educators, school psychologists,  
33 special education diagnosticians and speech pathologists, and are on the district salary schedule,  
34 there is hereby created and established a career advancement program which shall be known as the  
35 "Missouri Career Development and Teacher Excellence Plan", hereinafter known as the "career plan  
36 or program". Participation by local school districts in the career advancement program established  
37 under this section shall be voluntary. The career advancement program is a matching fund program.  
38 The general assembly may make an annual appropriation to the excellence in education fund  
39 established under section 160.268 for the purpose of providing the state's portion for the career  
40 advancement program. The "Career Ladder Forward Funding Fund" is hereby established in the  
41 state treasury. Beginning with fiscal year 1998 and until the career ladder forward funding fund is  
42 terminated pursuant to this subsection, the general assembly may appropriate funds to the career  
43 ladder forward funding fund. Notwithstanding the provisions of section 33.080 to the contrary,  
44 moneys in the fund shall not be transferred to the credit of the general revenue fund at the end of the  
45 biennium. All interest or other gain received from investment of moneys in the fund shall be  
46 credited to the fund. All funds deposited in the fund shall be maintained in the fund until such time  
47 as the balance in the fund at the end of the fiscal year is equal to or greater than the appropriation  
48 for the career ladder program for the following year, at which time all such revenues shall be used to

1 fund, in advance, the career ladder program for such following year and the career ladder  
2 [forwarding] forward funding fund shall thereafter be terminated.

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

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

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

8 (3) Contain specific criteria for career step qualifications and attainment. These criteria  
9 shall clearly describe the minimum number of professional responsibilities required of the teacher at  
10 each stage of the plan and shall include reference to classroom performance evaluations performed  
11 pursuant to section 168.128;

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

15 (5) Provide that public school teachers in Missouri shall become eligible to apply for  
16 admission to the career plans adopted under sections 168.500 to 168.515 after five years of public  
17 school teaching in Missouri. All teachers seeking admission to any career plan shall, as a minimum,  
18 meet the requirements necessary to obtain the first renewable professional certificate as provided in  
19 section 168.021;

20 (6) Provide procedures for appealing decisions made under career plans established under  
21 sections 168.500 to 168.515.

22 3. The commissioner of education shall cause the department of elementary and secondary  
23 education to establish guidelines for all career plans established under this section, and criteria that  
24 must be met by any school district which seeks funding for its career plan.

25 4. A participating local school district may have the option of implementing a career plan  
26 developed by the department of elementary and secondary education or a local plan which has been  
27 developed with advice from teachers employed by the district and which has met with the approval  
28 of the department of elementary and secondary education. In approving local career plans, the  
29 department of elementary and secondary education may consider provisions in the plan of the local  
30 district for recognition of teacher mobility from one district to another within this state.

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

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

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

45 8. Beginning in fiscal year 2012, the state portion of career ladder payments shall only be  
46 made available to local school districts if the general assembly makes an appropriation for such  
47 program. Payments authorized under sections 168.500 to 168.515 shall only be made available in a  
48 year for which a state appropriation is made. Any state appropriation shall be made prospectively in

1 relation to the year in which work under the program is performed.

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

5 168.520. 1. For the purpose of providing career pay, which shall be a salary supplement for  
6 teachers, librarians, [guidance] school counselors and certificated teachers who hold positions as  
7 school psychological examiners, parents-as-teachers educators, school psychologists, special  
8 education diagnosticians or speech pathologists in Missouri schools for the severely disabled, the  
9 Missouri School for the Blind and the Missouri School for the Deaf, there is hereby established a  
10 career advancement program which shall become effective no later than September 1, 1986.  
11 Participation in the career advancement program by teachers shall be voluntary.

12 2. The department of elementary and secondary education with the recommendation of  
13 teachers from the state schools, shall develop a career plan. This state career plan shall include, but  
14 need not be limited to, the provisions of state model career plans as contained in subsection 2 of  
15 section 168.500.

16 3. After a teacher who is duly employed by a state school qualifies and is selected for  
17 participation in the state career plan established under this section, such a teacher shall not be denied  
18 the career pay authorized by such plan except as provided in subdivisions (1), (2), and (3) of section  
19 168.510.

20 4. Each teacher selected to participate in the career plan established under this section who  
21 meets the requirements of such plan shall receive a salary supplement as provided in subdivisions  
22 (1), (2), and (3) of subsection 1 of section 168.515.

23 5. The department of elementary and secondary education shall annually include within its  
24 budget request to the general assembly sufficient funds for the purpose of providing career pay as  
25 established under this section to those eligible teachers employed in Missouri schools for the  
26 severely disabled, the Missouri School for the Deaf, and the Missouri School for the Blind.

27 192.915. 1. To increase awareness of the risks associated with use of over-the-counter  
28 weight loss pills by persons under the age of eighteen, the department of health and senior services  
29 shall implement an education and awareness program. Such program shall provide accurate  
30 information regarding weight loss and the dangers of using over-the-counter weight loss pills by the  
31 teenage population without the consultation of a licensed physician. Such program shall focus on  
32 education and awareness programs for teenagers, parents, siblings and other family members of  
33 teenagers, teachers, [guidance] school counselors, superintendents and principals.

34 2. The department of health and senior services may use the following strategies for raising  
35 public awareness of the risks associated with use of over-the-counter weight loss pills by persons  
36 under the age of eighteen:

37 (1) An outreach campaign utilizing print, radio, and television public service  
38 announcements, advertisements, posters, and other materials;

39 (2) Community forums; and

40 (3) Health information and risk-factor assessment at public events.

41 3. The department of elementary and secondary education, in conjunction with the  
42 department of health and senior services, shall distribute information pursuant to this program.

43 4. The department may promulgate rules and regulations to implement the provisions of this  
44 section. No rule or portion of a rule promulgated pursuant to the authority of this section shall  
45 become effective unless it has been promulgated pursuant to chapter 536."; and

46  
47 Further amend said bill, Pages 4 and 5, Section B, Lines 1-5, by deleting all of said lines and  
48 inserting in lieu thereof the following:

1           "Section B. Because of the importance of providing financial aid for Missouri high school  
2 graduates, section 160.545 of section A of this act is deemed necessary for the immediate  
3 preservation of the public health, welfare, peace, and safety, and is hereby declared to be an  
4 emergency act within the meaning of the constitution, and section 160.545 of section A of this act  
5 shall be in full force and effect upon its passage and approval."; and

6  
7 Further amend said bill by amending the title, enacting clause, and intersectional references  
8 accordingly.