

FIRST EXTRAORDINARY SESSION OF THE
SECOND REGULAR SESSION

HOUSE BILL NO. 71

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MORGAN.

5899H.02I

DANA RADEMAN MILLER, ChiefClerk

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to school-based health centers.

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

Section A. Chapter 167, RSMo, is amended by adding thereto one new section, to be
2 known as section 167.551, to read as follows:

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

2 **(1) "Department", the department of elementary and secondary education;**

3 **(2) "School-based health center", a clinic that provides health care services to**
4 **students that is:**

5 **(a) Established and operated within a public school building or charter school**
6 **building or on public school or charter school property; and**

7 **(b) Operated by a school district or charter school in cooperation with a hospital,**
8 **public or private health care organization, licensed medical provider, public health nurse,**
9 **community health center, or community mental health center.**

10 **2. Subject to appropriation, the department shall establish a school-based health**
11 **center grant program to provide incentives to school districts and charter schools to**
12 **establish and operate school-based health centers. The department shall award grants, in**
13 **amounts determined by the department, to eligible school districts and charter schools.**

14 **3. Any school district or charter school that is operating or plans to operate a**
15 **school-based health center may apply for a grant. The department shall establish and post**

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.

16 on its website eligibility criteria, criteria for determining the amount and duration of
17 grants, the contents of the grant application, and the procedures and timelines by which
18 districts and charter schools may apply for grants. The department shall consult the
19 department of health and senior services in determining the criteria, application contents,
20 and procedures and timelines. The department may give preference to school districts or
21 charter schools demonstrating the greatest need for health care services for their students.

22 4. As a condition of awarding a grant, the department shall require that the school
23 district or charter school use the grant moneys to establish or operate a school-based health
24 center.

25 5. The department may establish reporting requirements for school districts and
26 charter schools that receive grants.

27 6. (1) There is hereby created in the state treasury the "School-Based Health
28 Center Grant Program Fund", which shall consist of moneys appropriated to it by the
29 general assembly and any gifts, contributions, grants, or bequests received from federal,
30 private, or other sources. The state treasurer shall be custodian of the fund. In accordance
31 with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund
32 shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely
33 as provided in this section.

34 (2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys
35 remaining in the fund at the end of the biennium shall not revert to the credit of the
36 general revenue fund.

37 (3) The state treasurer shall invest moneys in the fund in the same manner as other
38 funds are invested. Any interest and moneys earned on such investments shall be credited
39 to the fund.

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

✓