

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute
2 for Senate Bill Nos. 4, 42 & 89, Page 1, Section A, Line 4, by inserting after all of said section and
3 line the following:
4

5 "160.261. 1. (1) The local board of education of each school district shall clearly establish
6 a written policy of discipline, including the district's determination on the use of corporal
7 punishment and the procedures in which punishment will be applied. A written copy of the district's
8 discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil
9 and parent or legal guardian of every pupil enrolled in the district at the beginning of each school
10 year and also made available in the office of the superintendent of such district, during normal
11 business hours, for public inspection. No pupil shall be subject to corporal punishment procedures
12 outlined in the discipline and corporal punishment policy without a parent or guardian being notified
13 and providing written permission for the corporal punishment.

14 (2) All employees of the district shall [~~annually~~] receive instruction related to the specific
15 contents of the policy of discipline and any interpretations necessary to implement the provisions of
16 the policy in the course of their duties, including but not limited to approved methods of dealing
17 with acts of school violence, disciplining students with disabilities and instruction in the necessity
18 and requirements for confidentiality. Such instruction shall be provided as established in section
19 168.331.

20 2. The policy shall require school administrators to report acts of school violence to all
21 teachers at the attendance center and, in addition, to other school district employees with a need to
22 know. For the purposes of this chapter or chapter 167, "need to know" is defined as school
23 personnel who are directly responsible for the student's education or who otherwise interact with the
24 student on a professional basis while acting within the scope of their assigned duties. As used in
25 this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical
26 force by a student with the intent to do serious physical injury as defined in section 556.061 to
27 another person while on school property, including a school bus in service on behalf of the district,
28 or while involved in school activities. The policy shall at a minimum require school administrators
29 to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the
30 following crimes, or any act which if committed by an adult would be one of the following crimes:

Action Taken _____ Date _____

- 1 (1) First degree murder under section 565.020;
- 2 (2) Second degree murder under section 565.021;
- 3 (3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping
4 in the first degree under section 565.110;
- 5 (4) First degree assault under section 565.050;
- 6 (5) Rape in the first degree under section 566.030;
- 7 (6) Sodomy in the first degree under section 566.060;
- 8 (7) Burglary in the first degree under section 569.160;
- 9 (8) Burglary in the second degree under section 569.170;
- 10 (9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017,
11 or robbery in the first degree under section 570.023;
- 12 (10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or
13 manufacture of a controlled substance under section 579.055;
- 14 (11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1,
15 2017, or delivery of a controlled substance under section 579.020;
- 16 (12) Arson in the first degree under section 569.040;
- 17 (13) Voluntary manslaughter under section 565.023;
- 18 (14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017,
19 involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in
20 the second degree under section 565.027;
- 21 (15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or
22 second degree assault under section 565.052;
- 23 (16) Rape in the second degree under section 566.031;
- 24 (17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or
25 kidnapping in the second degree under section 565.120;
- 26 (18) Property damage in the first degree under section 569.100;
- 27 (19) The possession of a weapon under chapter 571;
- 28 (20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to
29 January 1, 2017, or child molestation in the first, second, or third degree pursuant to section
30 566.067, 566.068, or 566.069;
- 31 (21) Sodomy in the second degree pursuant to section 566.061;
- 32 (22) Sexual misconduct involving a child pursuant to section 566.083;
- 33 (23) Sexual abuse in the first degree pursuant to section 566.100;
- 34 (24) Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment
35 in the first degree under section 565.090; or
- 36 (25) Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the
37 first degree under section 565.225;
- 38
39 committed on school property, including but not limited to actions on any school bus in service on

1 behalf of the district or while involved in school activities. The policy shall require that any portion
2 of a student's individualized education program that is related to demonstrated or potentially violent
3 behavior shall be provided to any teacher and other school district employees who are directly
4 responsible for the student's education or who otherwise interact with the student on an educational
5 basis while acting within the scope of their assigned duties. The policy shall also contain the
6 consequences of failure to obey standards of conduct set by the local board of education, and the
7 importance of the standards to the maintenance of an atmosphere where orderly learning is possible
8 and encouraged.

9 3. The policy shall provide that any student who is on suspension for any of the offenses
10 listed in subsection 2 of this section or any act of violence or drug-related activity defined by school
11 district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall
12 have as a condition of his or her suspension the requirement that such student is not allowed, while
13 on such suspension, to be within one thousand feet of any school property in the school district
14 where such student attended school or any activity of that district, regardless of whether or not the
15 activity takes place on district property unless:

16 (1) Such student is under the direct supervision of the student's parent, legal guardian, or
17 custodian and the superintendent or the superintendent's designee has authorized the student to be on
18 school property;

19 (2) Such student is under the direct supervision of another adult designated by the student's
20 parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which
21 suspended the student and the superintendent or the superintendent's designee has authorized the
22 student to be on school property;

23 (3) Such student is enrolled in and attending an alternative school that is located within one
24 thousand feet of a public school in the school district where such student attended school; or

25 (4) Such student resides within one thousand feet of any public school in the school district
26 where such student attended school in which case such student may be on the property of his or her
27 residence without direct adult supervision.

28 4. Any student who violates the condition of suspension required pursuant to subsection 3 of
29 this section may be subject to expulsion or further suspension pursuant to the provisions of sections
30 167.161, 167.164, and 167.171. In making this determination consideration shall be given to
31 whether the student poses a threat to the safety of any child or school employee and whether such
32 student's unsupervised presence within one thousand feet of the school is disruptive to the
33 educational process or undermines the effectiveness of the school's disciplinary policy. Removal of
34 any pupil who is a student with a disability is subject to state and federal procedural rights. This
35 section shall not limit a school district's ability to:

36 (1) Prohibit all students who are suspended from being on school property or attending an
37 activity while on suspension;

38 (2) Discipline students for off-campus conduct that negatively affects the educational
39 environment to the extent allowed by law.

1 5. The policy shall provide for a suspension for a period of not less than one year, or
2 expulsion, for a student who is determined to have brought a weapon to school, including but not
3 limited to the school playground or the school parking lot, brought a weapon on a school bus or
4 brought a weapon to a school activity whether on or off of the school property in violation of district
5 policy, except that:

6 (1) The superintendent or, in a school district with no high school, the principal of the
7 school which such child attends may modify such suspension on a case-by-case basis; and

8 (2) This section shall not prevent the school district from providing educational services in
9 an alternative setting to a student suspended under the provisions of this section.

10 6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under
11 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a
12 concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles,
13 a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except
14 that this section shall not be construed to prohibit a school board from adopting a policy to allow a
15 Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so
16 long as the firearm is unloaded. The local board of education shall define weapon in the discipline
17 policy. Such definition shall include the weapons defined in this subsection but may also include
18 other weapons.

19 7. All school district personnel responsible for the care and supervision of students are
20 authorized to hold every pupil strictly accountable for any disorderly conduct in school or on any
21 property of the school, on any school bus going to or returning from school, during school-
22 sponsored activities, or during intermission or recess periods.

23 8. Teachers and other authorized district personnel in public schools responsible for the care,
24 supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by
25 the school district, shall not be civilly liable when acting in conformity with the established policies
26 developed by each board, including but not limited to policies of student discipline or when
27 reporting to his or her supervisor or other person as mandated by state law acts of school violence or
28 threatened acts of school violence, within the course and scope of the duties of the teacher,
29 authorized district personnel or volunteer, when such individual is acting in conformity with the
30 established policies developed by the board. Nothing in this section shall be construed to create a
31 new cause of action against such school district, or to relieve the school district from liability for the
32 negligent acts of such persons.

33 9. Each school board shall define in its discipline policy acts of violence and any other acts
34 that constitute a serious violation of that policy. "Acts of violence" as defined by school boards
35 shall include but not be limited to exertion of physical force by a student with the intent to do
36 serious bodily harm to another person while on school property, including a school bus in service on
37 behalf of the district, or while involved in school activities. School districts shall for each student
38 enrolled in the school district compile and maintain records of any serious violation of the district's
39 discipline policy. Such records shall be made available to teachers and other school district

1 employees with a need to know while acting within the scope of their assigned duties, and shall be
 2 provided as required in section 167.020 to any school district in which the student subsequently
 3 attempts to enroll.

4 10. Spanking, when administered by certificated personnel and in the presence of a witness
 5 who is an employee of the school district, or the use of reasonable force to protect persons or
 6 property, when administered by personnel of a school district in a reasonable manner in accordance
 7 with the local board of education's written policy of discipline, is not abuse within the meaning of
 8 chapter 210.

9 11. Upon receipt of any reports of child abuse by the children's division pursuant to sections
 10 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division
 11 shall notify the superintendent of schools of the district or, if the person named in the alleged
 12 incident is the superintendent of schools, the president of the school board of the school district
 13 where the alleged incident occurred.

14 12. In order to ensure the safety of all students, should a student be expelled for bringing a
 15 weapon to school, violent behavior, or for an act of school violence, that student shall not, for the
 16 purposes of the accreditation process of the Missouri school improvement plan, be considered a
 17 dropout or be included in the calculation of that district's educational persistence ratio.

18 160.263. 1. As used in this section, the following terms mean:

19 (1) "Mechanical restraint", the use of any device or equipment to restrict a student's freedom
 20 of movement. Mechanical restraint shall not include devices implemented by trained personnel or
 21 used by a student with a prescription for such devices from an appropriate medical or related
 22 services professional and that are used for specific and approved purposes for which such devices
 23 were designed, such as the following:

24 (a) Adaptive devices or mechanical supports used to achieve proper body position, balance,
 25 or alignment to allow greater freedom of mobility than would be possible without the use of such
 26 devices or mechanical supports;

27 (b) Vehicle safety restraints when used as intended during the transport of a student in a
 28 moving vehicle;

29 (c) Restraints for medical immobilization; or

30 (d) Orthopedically prescribed devices that permit a student to participate in activities
 31 without risk;

32 (2) "Physical restraint", a personal restriction such as person-to-person physical contact that
 33 immobilizes, reduces, or restricts the ability of a student to move the student's torso, arms, legs, or
 34 head freely. Physical restraint shall not include:

35 (a) A physical escort, which is a temporary touching or holding of the hand, wrist, arm,
 36 shoulder, or back for the purpose of inducing a student to walk to a safe location;

37 (b) Comforting or calming a student;

38 (c) Holding a student's hand to transport the student for safety purposes;

39 (d) Intervening in a fight; or

1 (e) Using an assistive or protective device prescribed by an appropriately trained
2 professional or professional team;

3 (3) "Prone restraint", using mechanical or physical restraint or both to restrict a student's
4 movement while the student is lying with the student's front or face downward;

5 (4) "Restraint" includes, but is not limited to, mechanical restraint, physical restraint, and
6 prone restraint;

7 (5) "Seclusion", the involuntary confinement of a student alone in a room or area that the
8 student is physically prevented from leaving and that complies with the building code in effect in the
9 school district. Seclusion shall not include the following:

10 (a) A timeout, which is a behavior management technique that is part of an approved
11 program, involves the monitored separation of the student in a nonlocked setting, and is
12 implemented for the purpose of calming;

13 (b) In-school suspension;

14 (c) Detention; or

15 (d) Other appropriate disciplinary measures.

16 2. The school discipline policy under section 160.261 shall reserve confining a student in
17 seclusion for situations or conditions in which there is imminent danger of physical harm to self or
18 others.

19 3. For all school years beginning on or after July 1, 2022, no school district, charter school,
20 or publicly contracted private provider shall use any mechanical, physical, or prone restraint
21 technique that:

22 (1) Obstructs views of the student's face;

23 (2) Obstructs the student's respiratory airway, impairs the student's breathing or respiratory
24 capacity, or restricts the movement required for normal breathing to cause positional or postural
25 asphyxia;

26 (3) Places pressure or weight on or causes the compression of the student's chest, lungs,
27 sternum, diaphragm, back, abdomen, or genitals;

28 (4) Obstructs the student's circulation of blood;

29 (5) Involves pushing on or into the student's mouth, nose, eyes, or any part of the face or
30 involves covering the face or body with anything including, but not limited to, soft objects such as
31 pillows, blankets, or washcloths;

32 (6) Endangers the student's life or significantly exacerbates the student's medical condition;

33 (7) Is purposely designed to inflict pain;

34 (8) Restricts the student from communicating. If an employee physically restrains a student
35 who uses sign language or an augmentative mode of communication as the student's primary mode
36 of communication, the student shall be permitted to have the student's hands free of restraint for
37 brief periods unless an employee determines that such freedom appears likely to result in harm to
38 self or others.

1 4. (1) By July 1, 2011, the local board of education of each school district shall adopt a
2 written policy that comprehensively addresses the use of restrictive behavioral interventions as a
3 form of discipline or behavior management technique. The policy shall be consistent with
4 professionally accepted practices and standards of student discipline, behavior management, health
5 and safety, including the safe schools act. The policy shall include but not be limited to:

6 (a) Definitions of restraint, seclusion, and time-out and any other terminology necessary to
7 describe the continuum of restrictive behavioral interventions available for use or prohibited in the
8 district, consistent with the provisions of this section;

9 (b) Description of circumstances under which a restrictive behavioral intervention is
10 allowed and prohibited, consistent with the provisions of this section, and any unique application
11 requirements for specific groups of students such as differences based on age, disability, or
12 environment in which the educational services are provided;

13 (c) Specific implementation requirements associated with a restrictive behavioral
14 intervention such as time limits, facility specifications, training requirements or supervision
15 requirements; and

16 (d) Documentation, notice and permission requirements associated with use of a restrictive
17 behavioral intervention.

18 (2) Before July 1, 2022, each written policy adopted under this subsection shall be updated
19 to prohibit the school district, charter school, or publicly contracted private provider from using any
20 restraint that employs any technique listed in subsection 3 of this section.

21 (3) Before July 1, 2022, each written policy adopted under this subsection shall be updated
22 to state that the school district, charter school, or publicly contracted private provider will reserve
23 restraint or seclusion for situations or conditions in which there is imminent danger of physical harm
24 to self or others.

25 5. Before July 1, 2022, each school district, charter school, and publicly contracted private
26 provider shall ensure that the policy adopted under subsection 4 of this section requires the
27 following:

28 (1) Any student placed in seclusion or restraint shall be removed from such seclusion or
29 restraint as soon as the school district, charter school, or publicly contracted private provider
30 determines that the student is no longer an imminent danger of physical harm to self or others;

31 (2) All school district, charter school, and publicly contracted private provider personnel
32 shall annually review the policy and procedures involving the use of seclusion and restraint.
33 Personnel who use seclusion or restraint shall [~~annually~~] complete mandatory training in the specific
34 seclusion and restraint techniques the school district, charter school, or publicly contracted private
35 provider uses under this section. Such training shall be provided as established in section 168.331;

36 (3) (a) Each time seclusion or restraint is used for a student, the incident shall be monitored
37 by a member of the school district, charter school, or publicly contracted private provider personnel,
38 and a report shall be completed by the school district, charter school, or publicly contracted private
39 provider that contains, at a minimum, the following:

- 1 a. The date, time of day, location, duration, and description of the incident and interventions;
- 2 b. Any event leading to the incident and the reason for using seclusion or restraint;
- 3 c. A description of the methods of seclusion or restraint used;
- 4 d. The nature and extent of any injury to the student;
- 5 e. The names, roles, and certifications of each employee involved in the use of seclusion or
- 6 restraint;
- 7 f. The name, role, and signature of the person who prepared the report;
- 8 g. The name of an employee whom the parent or guardian can contact regarding the incident
- 9 and use of seclusion or restraint;
- 10 h. The name of an employee to contact if the parent or guardian wishes to file a complaint;
- 11 and
- 12 i. A statement directing parents and legal guardians to a sociological, emotional, or
- 13 behavioral support organization and a hotline number to report child abuse and neglect.

14 (b) The school district, charter school, or publicly contracted private provider shall maintain
15 the report as an education record of the student, provide a copy to the parent or legal guardian within
16 five school days, and a copy of each incident report shall be given to the department of elementary
17 and secondary education within thirty days of the incident;

18 (4) The school district, charter school, or publicly contracted private provider shall attempt
19 to notify the parents or legal guardians as soon as possible but no later than one hour after the end of
20 the school day on which the use of seclusion or restraint occurred. Notification shall be oral or
21 electronic and shall include a statement indicating that the school district, charter school, or publicly
22 contracted private provider will provide the parents or legal guardians a copy of the report described
23 in subdivision (3) of this subsection within five school days;

24 (5) An officer, administrator, or employee of a public school district or charter school shall
25 not retaliate against any person for having:

26 (a) Reported a violation of any policy established under this section or failure of a district or
27 charter school to follow any provisions of this section in relation to incidents of seclusion and
28 restraint; or

29 (b) Provided information regarding a violation of this section by a public school district or
30 charter school or a member of the staff of the public school district or charter school.

31 6. The department of elementary and secondary education shall compile and maintain all
32 incidents reported under this section in the department's core data system and make such data
33 available on the Missouri comprehensive data system. No personally identifiable data shall be
34 accessible on the database.

35 7. The department of elementary and secondary education shall, in cooperation with
36 appropriate associations, organizations, agencies and individuals with specialized expertise in
37 behavior management, develop a model policy that satisfies the requirements of subsection 2 of this
38 section as it existed on August 28, 2009, by July 1, 2010, and shall update such model policy to

1 include the requirements of subdivisions (2) and (3) of subsection 4 and subsection 5 of this section
2 by July 1, 2022."; and

3
4 Further amend said bill, Page 6, Section 160.771, Line 23, by inserting after all of said section and
5 line the following:

6
7 "160.775. 1. Every district shall adopt an antibullying policy by September 1, 2007.

8 2. "Bullying" means intimidation, unwanted aggressive behavior, or harassment that is
9 repetitive or is substantially likely to be repeated and causes a reasonable student to fear for his or
10 her physical safety or property; substantially interferes with the educational performance,
11 opportunities, or benefits of any student without exception; or substantially disrupts the orderly
12 operation of the school. Bullying may consist of physical actions, including gestures, or oral,
13 cyberbullying, electronic, or written communication, and any threat of retaliation for reporting of
14 such acts. Bullying of students is prohibited on school property, at any school function, or on a
15 school bus. "Cyberbullying" means bullying as defined in this subsection through the transmission
16 of a communication including, but not limited to, a message, text, sound, or image by means of an
17 electronic device including, but not limited to, a telephone, wireless telephone, or other wireless
18 communication device, computer, or pager.

19 3. Each district's antibullying policy shall be founded on the assumption that all students
20 need a safe learning environment. Policies shall treat all students equally and shall not contain
21 specific lists of protected classes of students who are to receive special treatment. Policies may
22 include age-appropriate differences for schools based on the grade levels at the school. Each such
23 policy shall contain a statement of the consequences of bullying.

24 4. Each district's antibullying policy shall be included in the student handbook and shall
25 require, at a minimum, the following components:

26 (1) A statement prohibiting bullying, defined no less inclusively than in subsection 2 of this
27 section;

28 (2) A statement requiring district employees to report any instance of bullying of which the
29 employee has firsthand knowledge. The policy shall require a district employee who witnesses an
30 incident of bullying to report the incident to the district's designated individual at the school within
31 two school days of the employee witnessing the incident;

32 (3) A procedure for reporting an act of bullying. The policy shall also include a statement
33 requiring that the district designate an individual at each school in the district to receive reports of
34 incidents of bullying. Such individual shall be a district employee who is teacher level staff or
35 above;

36 (4) A procedure for prompt investigation of reports of violations and complaints, identifying
37 one or more employees responsible for the investigation including, at a minimum, the following
38 requirements:

39 (a) Within two school days of a report of an incident of bullying being received, the school
40 principal, or his or her designee, shall initiate an investigation of the incident;

1 (b) The school principal may appoint other school staff to assist with the investigation; and

2 (c) The investigation shall be completed within ten school days from the date of the written
3 report unless good cause exists to extend the investigation;

4 (5) A statement that prohibits reprisal or retaliation against any person who reports an act of
5 bullying and the consequence and appropriate remedial action for a person who engages in reprisal
6 or retaliation;

7 (6) A statement of how the policy is to be publicized; and

8 (7) A process for discussing the district's antibullying policy with students and training
9 school employees and volunteers who have significant contact with students in the requirements of
10 the policy, including, at a minimum, the following statements:

11 (a) The school district shall provide information and appropriate training to the school
12 district staff who have significant contact with students regarding the policy. Such training shall be
13 provided as established in section 168.331;

14 (b) The school district shall give annual notice of the policy to students, parents or
15 guardians, and staff;

16 (c) The school district shall provide education and information to students regarding
17 bullying, including information regarding the school district policy prohibiting bullying, the harmful
18 effects of bullying, and other applicable initiatives to address bullying, including student peer-to-
19 peer initiatives to provide accountability and policy enforcement for those found to have engaged in
20 bullying, reprisal, or retaliation against any person who reports an act of bullying;

21 (d) The administration of the school district shall instruct its school counselors, school
22 social workers, licensed social workers, mental health professionals, and school psychologists to
23 educate students who are victims of bullying on techniques for students to overcome bullying's
24 negative effects. Such techniques shall include, but not be limited to, cultivating the student's self-
25 worth and self-esteem; teaching the student to defend himself or herself assertively and effectively;
26 helping the student develop social skills; or encouraging the student to develop an internal locus of
27 control. The provisions of this paragraph shall not be construed to contradict or limit any other
28 provision of this section; and

29 (e) The administration of the school district shall implement programs and other initiatives
30 to address bullying, to respond to such conduct in a manner that does not stigmatize the victim, and
31 to make resources or referrals available to victims of bullying.

32 5. Notwithstanding any other provision of law to the contrary, any school district shall have
33 jurisdiction to prohibit cyberbullying that originates on a school's campus or at a district activity if
34 the electronic communication was made using the school's technological resources, if there is a
35 sufficient nexus to the educational environment, or if the electronic communication was made on the
36 school's campus or at a district activity using the student's own personal technological resources.
37 The school district may discipline any student for such cyberbullying to the greatest extent allowed
38 by law.

1 6. Each district shall review its antibullying policy and revise it as needed. The district's
2 school board shall receive input from school personnel, students, and administrators when reviewing
3 and revising the policy."; and
4

5 Further amend said bill, Page 9, Section 161.854, Line 9, by inserting after all of said section and
6 line the following:
7

8 "162.065. On an annual basis, each school district shall provide training in at least ~~eight~~
9 four hours of duration to each school bus driver employed by the school district or under contract
10 with the school district. Such training shall provide special instruction in school bus driving.

11 162.069. 1. Every school district shall, by March 1, 2012, promulgate a written policy
12 concerning employee-student communication. The governing body of each charter school shall
13 adopt a written policy concerning employee-student communication by January 1, 2014. Such
14 policy shall include, but not be limited to, the use of electronic media and other mechanisms to
15 prevent improper communications between staff members and students.

16 2. The school board of each school district and the governing body of each charter school
17 shall, by January 1, 2014, adopt and implement training guidelines and ~~[an annual]~~ a training
18 program for all school employees who are mandatory reporters of child abuse or neglect under
19 section 210.115. Such training shall be provided as established in section 168.331.

20 3. Every school district and the governing body of each charter school shall, by July 1,
21 2014, include in its teacher and employee training a component that provides up-to-date and reliable
22 information on identifying signs of sexual abuse in children and danger signals of potentially
23 abusive relationships between children and adults. The training shall emphasize the importance of
24 mandatory reporting of abuse under section 210.115 including the obligation of mandated reporters
25 to report suspected abuse by other mandated reporters, and how to establish an atmosphere of trust
26 so that students feel their school has concerned adults with whom they feel comfortable discussing
27 matters related to abuse. Such training shall be provided as established in section 168.331. The
28 training shall also emphasize that:

29 (1) All mandatory reporters shall, upon finding reasonable cause, directly and immediately
30 report suspected child abuse or neglect as provided in section 210.115;

31 (2) No supervisor or administrator may impede or inhibit any reporting under section
32 210.115; and

33 (3) No person making a report under section 210.115 shall be subject to any sanction,
34 including any adverse employment action, for making such report."; and
35

36 Further amend said bill, Page 18, Section 163.161, Line 43, by inserting after all of said section and
37 line the following:
38

1 "167.950. 1. (1) By December 31, 2017, the department of elementary and secondary
2 education shall develop guidelines for the appropriate screening of students for dyslexia and related
3 disorders and the necessary classroom support for students with dyslexia and related disorders.
4 Such guidelines shall be consistent with the findings and recommendations of the task force created
5 under section 633.420.

6 (2) In the 2018-19 school year and subsequent years, each public school, including each
7 charter school, shall conduct dyslexia screenings for students in the appropriate year consistent with
8 the guidelines developed by the department of elementary and secondary education.

9 (3) In the 2018-19 school year and subsequent years, the school board of each district and
10 the governing board of each charter school shall provide reasonable classroom support consistent
11 with the guidelines developed by the department of elementary and secondary education.

12 2. In the 2018-19 school year and subsequent years, the practicing teacher assistance
13 programs established under section 168.400 shall offer and include two hours of in-service training
14 provided by each local school district for all practicing teachers in such district regarding dyslexia
15 and related disorders. Each charter school shall also offer all of its teachers two hours of training on
16 dyslexia and related disorders. Districts and charter schools may seek assistance from the
17 department of elementary and secondary education in developing and providing such training.
18 Completion of such training shall count as two contact hours of professional development under
19 section 168.021. Such training shall be provided as established in section 168.331.

20 3. For purposes of this section, the following terms mean:

21 (1) "Dyslexia", a disorder that is neurological in origin, characterized by difficulties with
22 accurate and fluent word recognition and poor spelling and decoding abilities that typically result
23 from a deficit in the phonological component of language, often unexpected in relation to other
24 cognitive abilities and the provision of effective classroom instruction, and of which secondary
25 consequences may include problems in reading comprehension and reduced reading experience that
26 can impede growth of vocabulary and background knowledge. Nothing in this definition shall
27 require a student with dyslexia to obtain an individualized education program (IEP) unless the
28 student has otherwise met the federal conditions necessary;

29 (2) "Dyslexia screening", a short test conducted by a teacher or school counselor to
30 determine whether a student likely has dyslexia or a related disorder in which a positive result does
31 not represent a medical diagnosis but indicates that the student could benefit from approved support;

32 (3) "Related disorders", disorders similar to or related to dyslexia, such as developmental
33 auditory imperception, dysphasia, specific developmental dyslexia, developmental dysgraphia, and
34 developmental spelling disability;

35 (4) "Support", low-cost and effective best practices, such as oral examinations and extended
36 test-taking periods, used to support students who have dyslexia or any related disorder.

37 4. The state board of education shall promulgate rules and regulations for each public school
38 to screen students for dyslexia and related disorders and to provide the necessary classroom support
39 for students with dyslexia and related disorders. Any rule or portion of a rule, as that term is defined

1 in section 536.010, that is created under the authority delegated in this section shall become
 2 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if
 3 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers
 4 vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to
 5 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking
 6 authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

7 5. Nothing in this section shall require the MO HealthNet program to expand the services
 8 that it provides.

9 168.331. 1. As used in this section, "school employee" means an individual who works in
 10 any paid capacity for a school district or a charter school, such as a superintendent, assistant
 11 superintendent, principal, assistant principal, supervising principal, supervisor, teacher, teacher-
 12 secretary, substitute teacher, school nurse, social worker, school counselor, school psychologist,
 13 mental health professional, librarian, janitor, cafeteria worker, or any other individual employed by
 14 such school district or charter school.

15 2. Except as provided in subsection 4 of this section, in the 2023-24 school year and each
 16 subsequent school year, the training, instruction, or education provided to each school employee of a
 17 school district or a charter school under section 160.261, 160.263, 160.775, 162.065, 162.069,
 18 167.950, 170.048, or 170.315, other provisions of state law, or the employing school district's or
 19 charter school's policies shall be provided as follows:

20 (1) For each newly hired school employee, the employing school district or charter school
 21 shall provide such training, instruction, or education annually in each of the first three school years
 22 after the hiring of such school employee;

23 (2) For all other school employees, the employing school district or charter school shall
 24 provide such training, instruction, or education on a schedule as determined by such school district
 25 based on the needs of the school district or charter school, each school employee, or both; and

26 (3) Each school district and charter school shall provide each school employee sufficient
 27 time during work hours to complete such training, instruction, or education.

28 3. This section shall not be construed to exempt a school employee from attending or
 29 completing any training, instruction, or education that is required for such school employee's
 30 position or job duties or that is required for such school employee by federal law.

31 4. In the 2024-25 school year and each subsequent school year, all new training, instruction,
 32 or education required under state law or rules promulgated by the department of elementary and
 33 secondary education for school employees shall be mandatory for and provided to each school
 34 employee for at least three consecutive school years before the provisions of subsection 2 of this
 35 section apply."; and

36
 37 Further amend said bill, Page 21, Section 168.781, Line 79, by inserting after all of said section and
 38 line the following:
 39

1 "170.048. 1. By July 1, 2018, each district shall adopt a policy for youth suicide awareness
2 and prevention, including plans for how the district will provide for the training and education of its
3 district employees. Such training and education shall be provided as established in section 168.331.

4 2. Each district's policy shall address and include, but not be limited to, the following:

5 (1) Strategies that can help identify students who are at possible risk of suicide;

6 (2) Strategies and protocols for helping students at possible risk of suicide; and

7 (3) Protocols for responding to a suicide death.

8 3. By July 1, 2017, the department of elementary and secondary education shall develop a
9 model policy that districts may adopt. When developing the model policy, the department shall
10 cooperate, consult with, and seek input from organizations that have expertise in youth suicide
11 awareness and prevention. By July 1, 2021, and at least every three years thereafter, the department
12 shall request information and seek feedback from districts on their experience with the policy for
13 youth suicide awareness and prevention. The department shall review this information and may use
14 it to adapt the department's model policy. The department shall post any information on its website
15 that it has received from districts that it deems relevant. The department shall not post any
16 confidential information or any information that personally identifies any student or school
17 employee.

18 4. (1) Beginning July 1, 2023, a public school or charter school that serves any pupils in
19 grades seven to twelve and that issues pupil identification cards shall have printed on either side of
20 the cards the three-digit dialing code that directs calls and routes text messages to the Suicide and
21 Crisis Lifeline, 988.

22 (2) If, on July 1, 2023, a public school or charter school subject to the requirements of this
23 subsection has a supply of unissued pupil identification cards that do not comply with the
24 requirements of subdivision (1) of this subsection, the school shall issue those cards until that supply
25 is depleted.

26 (3) Subdivision (1) of this subsection shall apply to a pupil identification card issued for the
27 first time to a pupil and to a card issued to replace a damaged or lost card.

28 170.315. 1. There is hereby established the Active Shooter and Intruder Response Training
29 for Schools Program (ASIRT). Each school district and charter school [~~may, by July 1, 2014,~~] shall
30 include in its teacher and school employee training a component on how to properly respond to
31 students who provide them with information about a threatening situation and how to address
32 situations in which there is a potentially dangerous or armed intruder in the school. Training [~~may~~
33 ~~also~~] shall include information and techniques on how to address situations where an active shooter
34 is present in the school or on school property.

35 2. Each school district and charter school [~~may~~] shall conduct the training [~~on an annual~~
36 ~~basis~~] as established in section 168.331. If no formal training has previously occurred, the length of
37 the training may be eight hours. The length of [~~annual~~] continuing training may be four hours.

38 3. All school personnel shall participate in a simulated active shooter and intruder response
39 drill conducted and led by law enforcement professionals. Each drill [~~may~~] shall include an

1 explanation of its purpose and a safety briefing. The [~~training~~] drill shall require each participant to
2 know and understand how to respond in the event of an actual emergency on school property or at a
3 school event. The drill [~~may~~] shall include:

4 (1) Allowing school personnel to respond to the simulated emergency in whatever way they
5 have been trained or informed; and

6 (2) Allowing school personnel to attempt and implement new methods of responding to the
7 simulated emergency based upon previously used unsuccessful methods of response.

8 4. All instructors for the program shall be certified by the department of public safety's
9 peace officers standards training commission.

10 5. School districts and charter schools [~~may~~] shall consult and collaborate with law
11 enforcement authorities, emergency response agencies, and other organizations and entities trained
12 to deal with active shooters or potentially dangerous or armed intruders.

13 6. Public schools shall foster an environment in which students feel comfortable sharing
14 information they have regarding a potentially threatening or dangerous situation with a responsible
15 adult."; and

16
17 Further amend said bill by amending the title, enacting clause, and intersectional references
18 accordingly.
19