

FIRST REGULAR SESSION

HOUSE BILL NO. 447

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DAVIDSON.

1387H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 160.2705, 160.2720, and 160.2725, RSMo, and to enact in lieu thereof three new sections relating to adult high schools.

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

Section A. Sections 160.2705, 160.2720, and 160.2725, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 160.2705, 160.2720, and 160.2725, to read as follows:

- 160.2705. 1. ~~[The department of elementary and secondary education shall authorize before January 1, 2018, a]~~ **The department of social services shall authorize** Missouri-based nonprofit ~~[organization]~~ **organizations** meeting the criteria ~~[under subsection 2]~~ of this section to establish and operate ~~[four]~~ **up to five** adult high schools, with:
- (1) One adult high school to be located in a city not within a county;
 - (2) One adult high school to be located in a county of the third classification without a township form of government and with more than forty-one thousand but fewer than forty-five thousand inhabitants or a county contiguous to that county;
 - (3) One adult high school to be located in a county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants or a county contiguous to that county; ~~[and]~~
 - (4) One adult high school to be located in a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants; **and**
 - (5) **One adult high school to be located in a county with more than seven hundred thousand but fewer than eight hundred thousand inhabitants, or a contiguous county.**

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.

17 2. ~~[The department of elementary and secondary education shall grant the~~
18 ~~authorization described under subsection 1 of this section based on a bid process~~
19 ~~conducted in accordance with the rules and regulations governing purchasing through the~~
20 ~~office of administration. The successful bidder shall:]~~ **The department of social services**
21 **shall administer funding to adult high schools subject to appropriations. The**
22 **department shall be responsible for granting and maintaining authorization for adult**
23 **high schools. For adult high schools in operation prior to January 1, 2023, the**
24 **department shall maintain authorization for the nonprofit organization to operate the**
25 **schools, subject to compliance with this section. No more than one organization shall be**
26 **authorized to operate an adult high school at each location described in subsection 1 of**
27 **this section. An organization may establish satellite campuses for any adult high school**
28 **it is authorized to operate. The department shall administer funding for satellite**
29 **campuses subject to appropriations.**

30 **3. On or before January 1, 2024, the department of social services shall select an**
31 **eligible Missouri-based nonprofit organization to operate in a location described in**
32 **subdivision (5) of subsection 1 of this section. An eligible organization shall:**

33 (1) Demonstrate the ability to establish, within twenty-one months of the receipt of
34 the authorization, ~~[four]~~ **an adult high [schools] school** offering high school diplomas, an
35 industry certification program or programs, and child care for children of the students
36 attending the high schools;

37 (2) ~~[Commit at least two million dollars in investment for the purpose of establishing~~
38 ~~the necessary infrastructure to operate four adult high schools]~~ **Demonstrate the ability to**
39 **commit at least five hundred thousand dollars for the purpose of establishing the**
40 **necessary infrastructure at the adult high school;**

41 (3) Demonstrate substantial and positive experience in providing services, including
42 industry certifications and job placement services, to adults twenty-one years of age or older
43 whose educational and training opportunities have been limited by educational disadvantages,
44 disabilities, homelessness, criminal history, or similar circumstances;

45 (4) Establish a partnership with a state-supported postsecondary education institution
46 or more than one such partnership, if a partnership or partnerships are necessary in order to
47 meet the requirements for an adult high school;

48 (5) Establish a comprehensive plan that sets forth how the adult high schools will help
49 address the need for a sufficiently trained workforce in the surrounding region for each adult
50 high school;

51 (6) Establish partnerships and strategies for engaging the community and business
52 leaders in carrying out the goals of each adult high school;

53 (7) Establish the ability to meet quality standards through certified teachers and
54 programs that support each student in such student's goal to find a more rewarding job;

55 (8) Establish a plan for assisting students in overcoming barriers to educational
56 success including, but not limited to, educational disadvantages, homelessness, criminal
57 history, disability, including learning disability such as dyslexia, and similar circumstances;

58 (9) Establish a process for determining outcomes of the adult high school, including
59 outcomes related to a student's ability to find a more rewarding job through the attainment of
60 a high school diploma and job training and certification; and

61 (10) ~~[Bids shall not include an]~~ **Limit the** administrative fee ~~[greater than]~~ **to no**
62 **more than** ten percent.

63 ~~[3-]~~ **4.** (1) The department of elementary and secondary education shall establish
64 academic requirements for students to obtain high school diplomas.

65 (2) Requirements for a high school diploma shall be based on an adult student's prior
66 high school achievement and the remaining credits and coursework that would be necessary
67 for the student to receive a high school diploma if such student were in a traditional high
68 school setting. The adult student shall meet the requirements with the same level of academic
69 rigor as would otherwise be necessary to attain such credits.

70 (3) The adult high school authorized under this section shall award high school
71 diplomas to students who successfully meet the established academic requirements. The
72 adult high school authorized under this section shall confer the diploma as though the student
73 earned the diploma at a traditional high school. The diploma shall have no differentiating
74 marks, titles, or other symbols.

75 (4) Students at adult high schools may complete required coursework at their own
76 pace and as available through the adult high school. They shall not be required to satisfy any
77 specific number of class minutes. The adult high school may also make classes available to
78 students online as may be appropriate. However, students shall not complete the majority of
79 instruction of the school's curriculum online or through remote instruction. For the purposes
80 of this subsection, synchronous instruction connecting students to a live class conducted in a
81 Missouri adult high school shall be treated the same as in-person instruction.

82 (5) The department of elementary and secondary education shall not create additional
83 regulations or burdens on the adult high school or the students attending the adult high
84 schools beyond certifying necessary credits and ensuring that students have sufficiently
85 mastered the subject matter to make them eligible for credit.

86 ~~[4-]~~ **5.** An adult high school shall be deemed a secondary school system for the
87 purposes of subdivision (15) of subsection 1 of section 210.211.

160.2720. The nonprofit organization who receives the authorization described under
2 section 160.2705 shall submit to the department of elementary and secondary education, **the**

3 **department of social services**, the joint committee on education, and the offices of the
4 governor, speaker of the house of representatives, and president pro tempore of the senate an
5 annual report concerning evaluations of the adult high schools, including the impact the adult
6 high schools have had in meeting industry needs in the state before December first of each
7 year.

160.2725. The department of ~~elementary and secondary education~~ **social services**
2 may promulgate rules to implement the provisions of sections 160.2700 to 160.2720. Any
3 rule or portion of a rule, as that term is defined in section 536.010, that is created under the
4 authority delegated in this section shall become effective only if it complies with and is
5 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section
6 and chapter 536 are nonseverable and if any of the powers vested with the general assembly
7 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a
8 rule are subsequently held unconstitutional, then the grant of rulemaking authority and any
9 rule proposed or adopted after August 28, 2017, shall be invalid and void.

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