

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 18,
2 Section 160.041, Line 27, by inserting after all of the said section and line the following:

3
4 "160.261. 1. (1) The local board of education of each school district shall clearly establish
5 a written policy of discipline, including the district's determination on the use of corporal
6 punishment and the procedures in which punishment will be applied. A written copy of the district's
7 discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil
8 and parent or legal guardian of every pupil enrolled in the district at the beginning of each school
9 year and also made available in the office of the superintendent of such district, during normal
10 business hours, for public inspection. No pupil shall be subject to corporal punishment procedures
11 outlined in the discipline and corporal punishment policy without a parent or guardian being notified
12 and providing written permission for the corporal punishment.

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

19 2. (1) The policy shall require school administrators to report acts of school violence to all
20 teachers at the attendance center and, in addition, to other school district employees with a need to
21 know.

22 (2) 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.

29 (3) The policy shall at a minimum require school administrators to report, as soon as
30 reasonably [~~practical~~] practicable, to the appropriate law enforcement agency any of the following

Action Taken _____ Date _____

1 crimes, or any act which if committed by an adult would be one of the following crimes, committed
2 on school property including, but not limited to, actions on any school bus in service on behalf of
3 the district or while involved in school activities:

4 ~~[(1)]~~ (a) First degree murder under section 565.020;

5 ~~[(2)]~~ (b) Second degree murder under section 565.021;

6 ~~[(3)]~~ (c) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or
7 kidnapping in the first degree under section 565.110;

8 ~~[(4)]~~ (d) First degree assault under section 565.050;

9 ~~[(5)]~~ (e) Rape in the first degree under section 566.030;

10 ~~[(6)]~~ (f) Sodomy in the first degree under section 566.060;

11 ~~[(7)]~~ (g) Burglary in the first degree under section 569.160;

12 ~~[(8)]~~ (h) Burglary in the second degree under section 569.170;

13 ~~[(9)]~~ (i) Robbery in the first degree under section 569.020 as it existed prior to January 1,
14 2017, or robbery in the first degree under section 570.023;

15 ~~[(10)]~~ (j) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017,
16 or manufacture of a controlled substance under section 579.055;

17 ~~[(11)]~~ (k) Distribution of drugs to a minor under section 195.212 as it existed prior to
18 January 1, 2017, or delivery of a controlled substance under section 579.020;

19 ~~[(12)]~~ (l) Arson in the first degree under section 569.040;

20 ~~[(13)]~~ (m) Voluntary manslaughter under section 565.023;

21 ~~[(14)]~~ (n) Involuntary manslaughter under section 565.024 as it existed prior to January 1,
22 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary
23 manslaughter in the second degree under section 565.027;

24 ~~[(15)]~~ (o) Second degree assault under section 565.060 as it existed prior to January 1, 2017,
25 or second degree assault under section 565.052;

26 ~~[(16)]~~ (p) Rape in the second degree under section 566.031;

27 ~~[(17)]~~ (q) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or
28 kidnapping in the second degree under section 565.120;

29 ~~[(18)]~~ (r) Property damage in the first degree under section 569.100;

30 ~~[(19)]~~ (s) The possession of a weapon under chapter 571;

31 ~~[(20)]~~ (t) Child molestation in the first degree pursuant to section 566.067 as it existed prior
32 to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section
33 566.067, 566.068, or 566.069;

34 ~~[(21)]~~ (u) Sodomy in the second degree pursuant to section 566.061;

35 ~~[(22)]~~ (v) Sexual misconduct involving a child pursuant to section 566.083;

36 ~~[(23)]~~ (w) Sexual abuse in the first degree pursuant to section 566.100;

37 ~~[(24)]~~ (x) Harassment under section 565.090 as it existed prior to January 1, 2017, or
38 harassment in the first degree under section 565.090; or

1 ~~[(25)]~~ (y) Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in
2 the first degree under section 565.225~~[(y)]~~.

3
4 ~~[committed on school property, including but not limited to actions on any school bus in service on
5 behalf of the district or while involved in school activities.]~~

6 (4) The policy shall require that any portion of a student's individualized education program
7 that is related to demonstrated or potentially violent behavior shall be provided to any teacher and
8 other school district employees who are directly responsible for the student's education or who
9 otherwise interact with the student on an educational basis while acting within the scope of ~~[their]~~
10 such teacher's or employees' assigned duties.

11 (5) The policy shall also contain the consequences of failure to obey standards of conduct
12 set by the local board of education, and the importance of the standards to the maintenance of an
13 atmosphere where orderly learning is possible and encouraged.

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

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

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

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

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

33 4. Any student who violates the condition of suspension required pursuant to subsection 3 of
34 this section may be subject to expulsion or further suspension pursuant to the provisions of sections
35 167.161, 167.164, and 167.171. In making this determination consideration shall be given to
36 whether the student poses a threat to the safety of any child or school employee and whether such
37 student's unsupervised presence within one thousand feet of the school is disruptive to the
38 educational process or undermines the effectiveness of the school's disciplinary policy. Removal of

1 any pupil who is a student with a disability is subject to state and federal procedural rights. This
2 section shall not limit a school district's ability to:

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

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

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

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

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

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

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

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

1 9. Each school board shall define in its discipline policy acts of violence and any other acts
2 that constitute a serious violation of that policy. "Acts of violence" as defined by school boards
3 shall include but not be limited to exertion of physical force by a student with the intent to do
4 serious bodily harm to another person while on school property, including a school bus in service on
5 behalf of the district, or while involved in school activities. School districts shall for each student
6 enrolled in the school district compile and maintain records of any serious violation of the district's
7 discipline policy. Such records shall be made available to teachers and other school district
8 employees with a need to know while acting within the scope of their assigned duties, and shall be
9 provided as required in section 167.020 to any school district in which the student subsequently
10 attempts to enroll.

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

16 11. Upon receipt of any reports of child abuse by the children's division pursuant to sections
17 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division
18 shall notify the superintendent of schools of the district or, if the person named in the alleged
19 incident is the superintendent of schools, the president of the school board of the school district
20 where the alleged incident occurred.

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

25 160.263. 1. As used in this section, the following terms mean:

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

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

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

36 (c) Restraints for medical immobilization; or

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

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

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

6 (b) Comforting or calming a student;

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

8 (d) Intervening in a fight; or

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

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

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

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

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

21 (b) In-school suspension;

22 (c) Detention; or

23 (d) Other appropriate disciplinary measures.

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

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

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

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

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

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

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

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

2 (7) Is purposely designed to inflict pain;

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

8 4. (1) By July 1, 2011, the local board of education of each school district shall adopt a
9 written policy that comprehensively addresses the use of restrictive behavioral interventions as a
10 form of discipline or behavior management technique. The policy shall be consistent with
11 professionally accepted practices and standards of student discipline, behavior management, health
12 and safety, including the safe schools act. The policy shall include but not be limited to:

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

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

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

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

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

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

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

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

38 (2) All school district, charter school, and publicly contracted private provider personnel
39 shall annually review the policy and procedures involving the use of seclusion and restraint.

1 Personnel who use seclusion or restraint shall [~~annually~~] complete mandatory training in the specific
2 seclusion and restraint techniques the school district, charter school, or publicly contracted private
3 provider uses under this section. Such training shall be provided as established in section 168.331;

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

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

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

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

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

- 33 (a) Reported a violation of any policy established under this section or failure of a district or
34 charter school to follow any provisions of this section in relation to incidents of seclusion and
35 restraint; or
- 36 (b) Provided information regarding a violation of this section by a public school district or
37 charter school or a member of the staff of the public school district or charter school.

38 6. The department of elementary and secondary education shall compile and maintain all
39 incidents reported under this section in the department's core data system and make such data

1 available on the Missouri comprehensive data system. No personally identifiable data shall be
2 accessible on the database.

3 7. The department of elementary and secondary education shall, in cooperation with
4 appropriate associations, organizations, agencies and individuals with specialized expertise in
5 behavior management, develop a model policy that satisfies the requirements of subsection 2 of this
6 section as it existed on August 28, 2009, by July 1, 2010, and shall update such model policy to
7 include the requirements of subdivisions (2) and (3) of subsection 4 and subsection 5 of this section
8 by July 1, 2022."; and

9
10 Further amend said bill, Page 37, Section 160.415, Line 295, by inserting after all of the said section
11 and line the following:

12
13 "160.775. 1. Every district shall adopt an antibullying policy by September 1, 2007.

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

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

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

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

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

38 (3) A procedure for reporting an act of bullying. The policy shall also include a statement
39 requiring that the district designate an individual at each school in the district to receive reports of

1 incidents of bullying. Such individual shall be a district employee who is teacher level staff or
2 above;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

11
12 Further amend said bill, Page 56, Section 161.670, Line 529, by inserting after all of the said section
13 and line the following:

14
15 "162.065. On an annual basis, each school district shall provide training in at least ~~[eight]~~
16 four hours of duration to each school bus driver employed by the school district or under contract
17 with the school district. Such training shall provide special instruction in school bus driving.

18 162.069. 1. Every school district shall, by March 1, 2012, promulgate a written policy
19 concerning employee-student communication. The governing body of each charter school shall
20 adopt a written policy concerning employee-student communication by January 1, 2014. Such
21 policy shall include, but not be limited to, the use of electronic media and other mechanisms to
22 prevent improper communications between staff members and students.

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

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

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

38 (2) No supervisor or administrator may impede or inhibit any reporting under section
39 210.115; and

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

3
4 Further amend said bill, Page 100, Section 167.850, Line 154, by inserting after all of the said
5 section and line the following:

6
7 "167.950. 1. (1) By December 31, 2017, the department of elementary and secondary
8 education shall develop guidelines for the appropriate screening of students for dyslexia and related
9 disorders and the necessary classroom support for students with dyslexia and related disorders.
10 Such guidelines shall be consistent with the findings and recommendations of the task force created
11 under section 633.420.

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

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

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

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

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

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

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

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

6 4. The state board of education shall promulgate rules and regulations for each public school
7 to screen students for dyslexia and related disorders and to provide the necessary classroom support
8 for students with dyslexia and related disorders. Any rule or portion of a rule, as that term is defined
9 in section 536.010, that is created under the authority delegated in this section shall become
10 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if
11 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers
12 vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to
13 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking
14 authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

15 5. Nothing in this section shall require the MO HealthNet program to expand the services
16 that it provides."; and

17
18 Further amend said bill, Page 112, Section 168.110, Line 57, by inserting after all of the said section
19 and line the following:

20
21 "168.331. 1. As used in this section, "school employee" means an individual who works in
22 any paid capacity for a school district or a charter school, such as a superintendent, assistant
23 superintendent, principal, assistant principal, supervising principal, supervisor, teacher, teacher-
24 secretary, substitute teacher, school nurse, social worker, school counselor, school psychologist,
25 mental health professional, librarian, janitor, cafeteria worker, or any other individual employed by
26 such school district or charter school.

27 2. Except as provided in subsection 4 of this section, in the 2024-25 school year and each
28 subsequent school year, the training, instruction, or education provided to each school employee of a
29 school district or a charter school under section 160.261, 160.263, 160.775, 162.065, 162.069,
30 167.950, 170.048, or 170.315, other provisions of state law, or the employing school district's or
31 charter school's policies shall be provided as follows:

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

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

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

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

6 4. In the 2025-26 school year and each subsequent school year, all new training, instruction,
 7 or education required under state law or rules promulgated by the department of elementary and
 8 secondary education for school employees shall be mandatory for and provided to each school
 9 employee for at least three consecutive school years before the provisions of subsection 2 of this
 10 section apply."; and

11
 12 Further amend said bill, Page 125, Section 170.048, Line 4, by inserting after the word "employees."
 13 the phrase "Such training and education shall be provided as established in section 168.331."; and

14
 15 Further amend said bill and section, Page 126, Line 50, by inserting after all of the said section and
 16 line the following:

17
 18 "170.315. 1. There is hereby established the Active Shooter and Intruder Response Training
 19 for Schools Program (ASIRT). Each school district and charter school [~~may, by July 1, 2014,~~] shall
 20 include in its teacher and school employee training a component on how to properly respond to
 21 students who provide them with information about a threatening situation and how to address
 22 situations in which there is a potentially dangerous or armed intruder in the school. Training [~~may~~
 23 ~~also~~] shall include information and techniques on how to address situations where an active shooter
 24 is present in the school or on school property.

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

28 3. All school personnel shall participate in a simulated active shooter and intruder response
 29 drill conducted and led by law enforcement professionals. Each drill [~~may~~] shall include an
 30 explanation of its purpose and a safety briefing. The [~~training~~] drill shall require each participant to
 31 know and understand how to respond in the event of an actual emergency on school property or at a
 32 school event. The drill [~~may~~] shall include:

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

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

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

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

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

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