

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 607, Page 4, Section 163.172, Line 73, by inserting
2 after all of the said section and line the following:
3

4 "168.036. 1. In addition to granting certificates of license to teach in public schools of the state
5 under section 168.021, the state board of education shall grant substitute teacher certificates as provided in
6 this section to any individual seeking to substitute teach in any public school in this state.

7 2. (1) The state board shall not grant a certificate of license to teach under this section to any
8 individual who has not completed a background check as required under section 168.021.

9 (2) The state board may refuse to issue or renew, suspend, or revoke any certificate sought or issued
10 under this section in the same manner and for the same reasons as under section 168.071.

11 3. The state board may grant a certificate under this section to any individual who has completed:

12 (1) At least thirty-six semester hours at an accredited institution of higher education; or

13 (2) The twenty-hour online training program required in this section and who possesses a high
14 school diploma or the equivalent thereof.

15 4. The department of elementary and secondary education shall develop and maintain an online
16 training program for individuals, which shall consist of twenty hours of training related to subjects
17 appropriate for substitute teachers as determined by the department.

18 5. The state board may grant a certificate under this section to any highly qualified individual with
19 expertise in a technical or business field or with experience in the Armed Forces of the United States who has
20 completed the background check required in this section but does not meet any of the qualifications under
21 subdivision (1) or (2) of subsection 3 of this section if the superintendent of the school district in which the
22 individual seeks to substitute teach sponsors such individual and the school board of the school district in
23 which the individual seeks to substitute teach votes to approve such individual to substitute teach.

24 6. (1) Notwithstanding any other provisions to contrary, beginning on June 30, 2022, and ending on
25 June 30, [2025] 2030, any person who is retired and currently receiving a retirement allowance under sections
26 169.010 to 169.141 or sections 169.600 to 169.715, other than for disability, may be employed to substitute
27 teach on a part-time or temporary substitute basis by an employer included in the retirement system without a
28 discontinuance of the person's retirement allowance. Such a person shall not contribute to the retirement
29 system, or to the public school retirement system established by sections 169.010 to 169.141 or to the public

Action Taken _____ Date _____

1 education employee retirement system established by sections 169.600 to 169.715, because of earnings
2 during such period of employment.

3 (2) In addition to the conditions set forth in subdivision 1 of this subsection, any person retired and
4 currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is
5 employed by a third party or is performing work as an independent contractor may be employed to substitute
6 teach on a part-time or temporary substitute basis, if such person is performing work for an employer
7 included in the retirement system without a discontinuance of the person's retirement allowance.

8 (3) If a person is employed pursuant to this subsection on a regular, full-time basis the person shall
9 not be entitled to receive the person's retirement allowance for any month during which the person is so
10 employed. The retirement system may require the employer, the third-party employer, the independent
11 contractor, and the retiree subject to this subsection to provide documentation showing compliance with this
12 subsection. If such documentation is not provided, the retirement system may deem the retiree to have
13 exceeded the limitations provided in this subsection.

14 7. A certificate granted under this section shall be valid for four years. A certificate granted under
15 this section shall expire at the end of any calendar year in which the individual fails to substitute teach for at
16 least five days or forty hours of in-seat instruction.

17 8. (1) An individual to whom the state board grants a certificate under this section may be a
18 substitute teacher in a public school in the state if the school district agrees to employ the individual as a
19 substitute teacher and such individual has completed a background check as required in subsection 10 of this
20 section.

21 (2) No individual to whom the state board grants a certificate under this section and who is under
22 twenty years of age shall be a substitute teacher in grades nine to twelve.

23 9. Each school district may develop an orientation for individuals to whom the state board grants a
24 certificate under this section for such individuals employed by the school district and may require such
25 individuals to complete such orientation. Such orientation shall contain at least two hours of subjects
26 appropriate for substitute teachers and shall contain instruction on the school district's best practices for
27 classroom management.

28 10. Beginning January 1, 2023, any substitute teacher may, at the time such substitute teacher
29 submits the fingerprints and information required for the background check required under section 168.021,
30 designate up to five school districts to which such substitute teacher has submitted an application for
31 substitute teaching to receive the results of the substitute teacher's criminal history background check and
32 fingerprint collection. The total amount of any fees for disseminating such results to up to five school
33 districts under this subsection shall not exceed fifty dollars.

34 11. The state board may exercise the board's authority under chapter 161 to promulgate all necessary
35 rules and regulations necessary for the administration of this section."; and

36
37 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.