

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 68**  
**103RD GENERAL ASSEMBLY**

0999H.11C

JOSEPH ENGLER, Chief Clerk

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**AN ACT**

To repeal sections 160.077, 160.261, 160.263, 160.480, 160.518, 160.522, 160.660, 160.775, 160.2700, 160.2705, 160.2710, 161.670, 162.065, 162.069, 163.044, 163.045, 163.172, 167.020, 167.022, 167.115, 167.117, 167.151, 167.164, 167.624, 167.950, 168.021, 168.025, 168.036, 170.014, 170.048, 170.315, 173.232, 177.086, and 701.200, RSMo, and to enact in lieu thereof forty-five new sections relating to elementary and secondary education, with a penalty provision.

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

Section A. Sections 160.077, 160.261, 160.263, 160.480, 160.518, 160.522, 160.660,  
2 160.775, 160.2700, 160.2705, 160.2710, 161.670, 162.065, 162.069, 163.044, 163.045,  
3 163.172, 167.020, 167.022, 167.115, 167.117, 167.151, 167.164, 167.624, 167.950, 168.021,  
4 168.025, 168.036, 170.014, 170.048, 170.315, 173.232, 177.086, and 701.200, RSMo, are  
5 repealed and forty-five new sections enacted in lieu thereof, to be known as sections 160.077,  
6 160.261, 160.263, 160.264, 160.480, 160.482, 160.485, 160.518, 160.522, 160.660, 160.663,  
7 160.664, 160.775, 160.1052, 160.1053, 160.1054, 160.1055, 160.2700, 160.2705, 160.2710,  
8 161.670, 162.065, 162.069, 162.207, 163.044, 163.045, 163.172, 167.020, 167.022, 167.115,  
9 167.117, 167.151, 167.164, 167.167, 167.624, 167.950, 168.021, 168.025, 168.036, 168.331,  
10 170.014, 170.048, 170.315, 173.232, and 177.086, to read as follows:

160.077. 1. This section shall be known and may be cited as the "Get the Lead Out of  
2 School Drinking Water Act".

3 2. As used in this section, the following terms mean:

4 (1) "Department", the Missouri department of health and senior services;

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.

5 (2) "Disadvantaged school district", any school district that serves students from a  
6 county in which at least twenty-five percent of the households in such county are below the  
7 federal poverty guidelines updated periodically in the Federal Register by the U.S.  
8 Department of Health and Human Services under the authority of 42 U.S.C. Section 9902(2),  
9 as amended, or any school district in which more than seventy percent of students in the  
10 district qualify for a free or reduced price lunch under the federal Richard B. Russell National  
11 School Lunch Act, 42 U.S.C. Section 1751 et seq.;

12 (3) "Drinking water outlet", a potable water fixture that is used for drinking or food  
13 preparation. Drinking water outlet includes, but is not limited to:

14 (a) A water fountain, faucet, or tap that is used or potentially used for drinking or food  
15 preparation **or for cleaning cooking or eating utensils**; and

16 (b) Ice-making and hot drink machines;

17 (4) "First draw", a two hundred fifty-milliliter sample immediately collected from a  
18 drinking water outlet that has been turned on after a stagnation period of at least eight hours;

19 (5) "Parent", a parent, guardian, or other person having control or custody of a child;

20 (6) "Private school", the same definition as in section 166.700;

21 (7) "Public school", the same definition as in section 160.011;

22 (8) "Remediation", decreasing the lead concentration in water from a drinking water  
23 outlet to less than five parts per billion ~~[without relying solely on flushing practices, or]~~ using  
24 methods such as the replacement of lead-containing pipes, solder, fittings, or fixtures with  
25 lead-free components **or filtering when the water supply is the source of contamination**.  
26 Flushing ~~[as a stand alone action]~~ shall not be considered remediation;

27 (9) "School", any public school, private school, or provider of an early childhood  
28 education program that receives state funding.

29 3. Beginning in the 2023-24 school year and for each subsequent school year, each  
30 school shall provide drinking water with a lead concentration level below five parts per  
31 billion in sufficient amounts to meet the drinking water needs of all students and staff as  
32 provided in this section.

33 4. (1) On or before January 1, 2024, each school shall:

34 (a) Conduct an inventory of all drinking water outlets ~~[and all outlets that are used for~~  
35 ~~dispensing water for cooking or for cleaning cooking and eating utensils]~~ in each of the  
36 school's buildings;

37 (b) Develop a plan for testing each outlet inventoried under paragraph (a) of this  
38 subdivision and make such plan available to the public; and

39 (c) Upon request, provide general information on the health effects of lead  
40 contamination and additional informational resources for employees and parents of children  
41 at each school.

42 (2) Each school shall make buildings housing early childhood education programs,  
43 kindergartens, and elementary schools the priority when complying with paragraphs (a) and  
44 (b) of subdivision (1) of this subsection.

45 (3) Before August 1, 2024, or the first day on which students will be present in the  
46 building, whichever is later, each school shall:

47 (a) Perform all testing as required by subsection 5 of this section and within two  
48 weeks after receiving test results, make all testing results and any lead remediation plans  
49 available on the school's website;

50 (b) Remove and replace any drinking water coolers or drinking water outlets that the  
51 United States Environmental Protection Agency has determined are not lead-free under the  
52 federal Lead Contamination Control Act of 1988, as amended; except the school shall not be  
53 required to replace those drinking water outlets or water coolers that tested under the  
54 requirements of this section and have been determined to be dispensing drinking water with a  
55 lead concentration less than five part per billion; however, such drinking water outlet or water  
56 cooler shall be subject to all testing requirements and shall not be excluded from testing under  
57 **subdivision (3) of subsection [10] 5** of this section.

58 (4) If testing indicates that the water source is causing the contamination and until  
59 such time that the source of the contamination has been remediated, the school shall:

60 (a) Install a filter **that reduces lead in drinking water** at each point at which the  
61 water supply enters the building **in accordance with any relevant requirements set forth**  
62 **by the department of natural resources to ensure lead concentrations are below the**  
63 **standard set in subsection 3 of this section;**

64 (b) Install a filter that reduces lead in drinking water on each water outlet inventoried  
65 under paragraph (a) of subdivision (1) of this subsection to ensure lead concentrations are  
66 below five parts per billion; or

67 (c) Provide purified water at each water outlet inventoried under paragraph (a) of  
68 subdivision (1) of this subsection.

69 (5) If testing indicates that the internal building piping is causing the contamination  
70 and until such time that the source of the contamination has been remediated, the school shall:

71 (a) Install a filter that reduces lead in drinking water on each water outlet inventoried  
72 under paragraph (a) of subdivision (1) of this subsection to ensure lead concentrations are  
73 below five parts per billion; ~~[or]~~

74 (b) Provide purified water at each water outlet inventoried under paragraph (a) of  
75 subdivision (1) of this subsection; **or**

76 **(c) Remove the outlet from service.**

77 (6) If a pipe, solder, fitting, or fixture is replaced as part of remediation, the  
78 replacement shall be lead free, as such term is defined in 40 CFR 143.12, as amended.

79 (7) If a test result exceeds five parts per billion, the affected school shall:

80 (a) Contact parents and staff via written notification within seven business days after  
81 receiving the test result. The notification shall include at least:

82 a. The test results and a summary that explains such results;

83 b. A description of any remedial steps taken; and

84 c. A description of general health effects of lead contamination and community  
85 specific resources; and

86 (b) Provide bottled water if there is not enough water to meet the drinking water  
87 needs of the students, teachers, and staff.

88 (8) School districts shall submit such annual testing results to the department.

89 (9) This subsection shall not be construed to prevent a school from conducting more  
90 frequent testing than required under this section.

91 5. (1) Before August 1, 2024, or the first day on which students will be present in the  
92 building, whichever is later, and annually thereafter, each school shall conduct testing for lead  
93 by first-draw and follow-up flush samples of a random sampling of at least twenty-five  
94 percent of remediated drinking water outlets until all remediated sources have been tested as  
95 recommended by the 2018 version of the United States Environmental Protection Agency's  
96 Training, Testing, and Taking Action program. The testing shall be conducted and the results  
97 analyzed for both types of tests by an entity or entities approved by the department. **All**  
98 **drinking water outlets with test results of less than five parts per billion for lead shall be**  
99 **retested at intervals described in subdivision (3) of this subsection.**

100 (2) If, in the ten years prior to the 2023-24 school year, a fixture tested above five  
101 parts per billion for lead, such fixture does not need to be repeat tested for lead, but instead  
102 remediation shall begin on such fixture.

103 **(3) A school that tests and does not find a drinking water outlet with a lead**  
104 **concentration above the standard described in subsection 3 of this section shall be**  
105 **required to test only every five years. This subdivision shall not be construed to prevent**  
106 **a school from conducting more frequent testing than required under this subsection.**

107 6. (1) In addition to the apportionments payable to a school district under chapter  
108 163, the department of natural resources, with support from the department of elementary and  
109 secondary education and the department of health and senior services, is hereby authorized to  
110 apportion to any school additional funding for the filtration, testing, and other remediation of  
111 drinking water systems required under this section, subject to appropriation.

112 (2) To the extent permitted by federal law, a school district may seek reimbursement  
113 or other funds for compliance incurred under this section under any applicable federal law  
114 including, but not limited to, the America's Water Infrastructure Act of 2018 and the Water  
115 Infrastructure Finance and Innovation Act of 2014, 33 U.S.C. Section 3901 et seq.

116 (3) Disadvantaged school districts shall receive funding priority under this  
117 subsection.

118 7. The department, in conjunction with the department of elementary and secondary  
119 education, shall publish a report biennially based on the findings from the water testing  
120 conducted under this section. Such report shall be published on the department of natural  
121 resources website.

122 8. For public schools, the department shall ensure compliance with this section. Each  
123 school district shall be responsible for ensuring compliance within each school within the  
124 school district's jurisdiction.

125 9. ~~[No school building constructed after January 4, 2014, as provided in the federal~~  
126 ~~Reduction of Lead in Drinking Water Act (42 U.S.C. Section 300g-6), as amended, shall be~~  
127 ~~required to install, maintain, or replace filters under paragraph (c) of subdivision (1) of~~  
128 ~~subsection 4 of this section.~~

129 ~~10. A school that tests and does not find a drinking water source with a lead~~  
130 ~~concentration above the acceptable level as described in subsection 3 of this section shall be~~  
131 ~~required to test only every five years.~~

132 ~~11.]~~ The department may promulgate all necessary rules and regulations for the  
133 administration of this section. Any rule or portion of a rule, as that term is defined in section  
134 536.010, that is created under the authority delegated in this section shall become effective  
135 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,  
136 section 536.028. This section and chapter 536 are nonseverable and if any of the powers  
137 vested with the general assembly pursuant to chapter 536 to review, to delay the effective  
138 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant  
139 of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be  
140 invalid and void.

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

11 **(2)** All employees of the district shall ~~annually~~ receive instruction related to the  
12 specific contents of the policy of discipline and any interpretations necessary to implement

13 the provisions of the policy in the course of their duties, including but not limited to approved  
14 methods of dealing with acts of school violence, disciplining students with disabilities and  
15 instruction in the necessity and requirements for confidentiality. **Such instruction shall be**  
16 **provided as established in section 168.331.**

17 2. (1) The policy shall require school administrators to report acts of school violence  
18 to all teachers at the attendance center and, in addition, to other school district employees with  
19 a need to know.

20 (2) For the purposes of this chapter or chapter 167, "need to know" is defined as  
21 school personnel who are directly responsible for the student's education or who otherwise  
22 interact with the student on a professional basis while acting within the scope of their  
23 assigned duties. As used in this section, the phrase "act of school violence" or "violent  
24 behavior" means the exertion of physical force by a student with the intent to do serious  
25 physical injury as defined in section 556.061 to another person while on school property,  
26 including a school bus in service on behalf of the district, or while involved in school  
27 activities.

28 (3) The policy shall at a minimum require school administrators to report, as soon as  
29 reasonably ~~practical~~ **practicable**, 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  
31 crimes, **committed on school property including, but not limited to, actions on any school**  
32 **bus in service on behalf of the district or while involved in school activities:**

33 ~~(1)~~ (a) First degree murder under section 565.020;

34 ~~(2)~~ (b) Second degree murder under section 565.021;

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

37 ~~(4)~~ (d) First degree assault under section 565.050;

38 ~~(5)~~ (e) Rape in the first degree under section 566.030;

39 ~~(6)~~ (f) Sodomy in the first degree under section 566.060;

40 ~~(7)~~ (g) Burglary in the first degree under section 569.160;

41 ~~(8)~~ (h) Burglary in the second degree under section 569.170;

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

44 ~~(10)~~ (j) Distribution of drugs under section 195.211 as it existed prior to January 1,  
45 2017, or manufacture of a controlled substance under section 579.055;

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

48 ~~(12)~~ (l) Arson in the first degree under section 569.040;

49 ~~(13)~~ (m) Voluntary manslaughter under section 565.023;

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

53           [(15)] (o) Second degree assault under section 565.060 as it existed prior to January 1,  
 54 2017, or second degree assault under section 565.052;

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

56           [(17)] (q) Felonious restraint under section 565.120 as it existed prior to January 1,  
 57 2017, or kidnapping in the second degree under section 565.120;

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

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

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

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

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

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

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

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

70

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

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

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

81           3. The policy shall provide that any student who is on suspension for any of the  
 82 offenses listed in subsection 2 of this section or any act of violence or drug-related activity  
 83 defined by school district policy as a serious violation of school discipline pursuant to  
 84 subsection 9 of this section shall have as a condition of his or her suspension the requirement  
 85 that such student is not allowed, while on such suspension, to be within one thousand feet of

86 any school property in the school district where such student attended school or any activity  
87 of that district, regardless of whether or not the activity takes place on district property unless:

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

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

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

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

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

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

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

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

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

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



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

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

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

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

155           10. Spanking, when administered by certificated personnel and in the presence of a  
156 witness who is an employee of the school district, or the use of reasonable force to protect  
157 persons or property, when administered by personnel of a school district in a reasonable

158 manner in accordance with the local board of education's written policy of discipline, is not  
159 abuse within the meaning of chapter 210.

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

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

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

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

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

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

12 (c) Restraints for medical immobilization; or

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

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

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

20 (b) Comforting or calming a student;

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

22 (d) Intervening in a fight; or

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

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

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

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

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

35 (b) In-school suspension;

36 (c) Detention; or

37 (d) Other appropriate disciplinary measures.

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

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

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

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

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

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

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

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

56 (7) Is purposely designed to inflict pain;

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

62 4. (1) By July 1, 2011, the local board of education of each school district shall adopt  
63 a written policy that comprehensively addresses the use of restrictive behavioral interventions  
64 as a form of discipline or behavior management technique. The policy shall be consistent  
65 with professionally accepted practices and standards of student discipline, behavior  
66 management, health and safety, including the safe schools act. The policy shall include  
67 but not be limited to:

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

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

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

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

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

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

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

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

94 (2) All school district, charter school, and publicly contracted private provider  
95 personnel shall annually review the policy and procedures involving the use of seclusion and  
96 restraint. Personnel who use seclusion or restraint shall ~~annually~~ complete mandatory  
97 training in the specific seclusion and restraint techniques the school district, charter school, or

98 publicly contracted private provider uses under this section. **Such training shall be**  
99 **provided as established in section 168.331;**

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

104 a. The date, time of day, location, duration, and description of the incident and  
105 interventions;

106 b. Any event leading to the incident and the reason for using seclusion or restraint;

107 c. A description of the methods of seclusion or restraint used;

108 d. The nature and extent of any injury to the student;

109 e. The names, roles, and certifications of each employee involved in the use of  
110 seclusion or restraint;

111 f. The name, role, and signature of the person who prepared the report;

112 g. The name of an employee whom the parent or guardian can contact regarding the  
113 incident and use of seclusion or restraint;

114 h. The name of an employee to contact if the parent or guardian wishes to file a  
115 complaint; and

116 i. A statement directing parents and legal guardians to a sociological, emotional, or  
117 behavioral support organization and a hotline number to report child abuse and neglect.

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

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

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

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

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

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

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

**160.264. A student who is subject to suspension or expulsion as provided under  
 2 chapter 160 or chapter 167 shall be counted as being in attendance for the following  
 3 purposes:**

4 **(1) Calculating the attendance rate under the Missouri school improvement plan  
 5 or any other similar school accountability system utilized by the department that utilizes  
 6 student attendance as a metric of school performance; and**

7 **(2) Calculating a local education agency's weighted average daily attendance  
 8 under section 163.031.**

160.480. 1. The board of education of each school district [~~in this state is authorized~~  
 2 ~~to~~] **and the governing board of each charter school shall adopt [an] a comprehensive**  
 3 **emergency [preparedness] operations plan [to] that shall address [the use of school**  
 4 **resources, including school facilities, commodity foods, school buses, and equipment if a**  
 5 **natural disaster or other community emergency occurs]:**

6 **(1) School safety, crises, and emergency operations;**

7 **(2) Prevention, preparation, operations, and follow-up;**

8 **(3) Collaboration with local law enforcement, providers of fire protection  
 9 services, and emergency management; and**

10 **(4) Consideration of supporting mental health needs of all involved in any crisis.**

11 **2. The emergency operations plan shall be shared with local law enforcement,  
 12 providers of fire protection services, and emergency management.**

13 **3. The emergency [preparedness] operations plan may authorize the superintendent  
 14 or other designated school officials to approve use of school resources to provide relief to the  
 15 community if an emergency occurs.**

16 [3-] 4. Food assistance may be provided using commodities distributed by the United  
17 States Department of Agriculture consistent with the standards for emergency congregate  
18 feeding under such program.

19 [4-] 5. The use of school resources under this section shall be subject to review by the  
20 board of education **or charter school governing board** within thirty days of authorization or  
21 as soon as reasonably possible.

22 **6. The board of education of each school district and the governing board of**  
23 **each charter school shall ensure the completion of a physical security site assessment at**  
24 **each facility annually.**

25 **7. The department of elementary and secondary education shall develop**  
26 **standards for emergency operations plans described in subsection 1 of this section and**  
27 **shall annually ensure compliance with the adoption of the emergency operations plan**  
28 **described in subsection 1 of this section.**

29 **8. The department of elementary and secondary education shall develop**  
30 **standards for the annual physical security site assessment described in subsection 6 of**  
31 **this section using nationally accepted methodology and shall ensure compliance with the**  
32 **completion of the assessment described in subsection 6 of this section.**

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

2 **(1) "Automated external defibrillator" or "AED", a lightweight, portable device**  
3 **that:**

4 **(a) Is used to administer an electric shock through the chest wall to the heart;**

5 **(b) Has built-in computers within the device to assess the patient's heart rhythm,**  
6 **determine whether defibrillation is needed, and administer the shock;**

7 **(c) Has audible or visual prompts, or both, to guide the user through the process;**

8 **(d) Has received approval from the U.S. Food and Drug Administration of its**  
9 **pre-market modification filed under 21 U.S.C. Section 360(k), as amended;**

10 **(e) Is capable of recognizing the presence or absence of ventricular fibrillation**  
11 **and rapid ventricular tachycardia and is capable of determining without intervention**  
12 **by an operator whether defibrillation should be performed; and**

13 **(f) Upon determining defibrillation should be performed, either automatically**  
14 **charges and delivers an electrical impulse to an individual's heart or charges and**  
15 **delivers an electrical impulse at the command of the operator;**

16 **(2) "Cardiopulmonary resuscitation" or "CPR", a combination of rescue**  
17 **breathing, chest compressions, and external cardiac massage used to sustain an**  
18 **individual's life until advanced assistance arrives;**

19 **(3) "Defibrillation", administering an electrical impulse to an individual's heart**  
20 **in order to stop ventricular fibrillation or rapid ventricular tachycardia;**

21 (4) "Emergency services provider", any public employer, or ground or air  
22 ambulance service as those terms are used in chapter 190, that employs persons to  
23 provide fire fighting, dispatching services, and emergency medical services;

24 (5) "Extracurricular event", any school-sponsored program or voluntary  
25 activity sponsored by the school, local education agency, or an organization sanctioned  
26 by the local education agency at which students compete for the purpose of:

27 (a) Receiving an award, rating, recognition, or criticism;

28 (b) Qualifying for additional competition; or

29 (c) Preparing for and involvement in public performances, contests, athletic  
30 competitions, demonstrations, displays, and club activities;

31 (6) "Project ADAM (Automated Defibrillators in Adam's Memory)", a national  
32 nonprofit organization focused on education around preventing and planning to  
33 respond to cardiac arrest;

34 (7) "Protocol", currently approved and accepted procedures describing specific  
35 steps a provider is required to follow in assessing and treating a patient;

36 (8) "Public school", the same definition as in section 160.011;

37 (9) "School campus", any public school building or cluster of buildings, and  
38 grounds around such public school building or cluster of buildings, used for any public  
39 school purpose including, but not limited to, an extracurricular activity, organized  
40 physical activity courses, early childhood education programs, or school district  
41 administration;

42 (10) "School personnel", a school district employee approved by the school  
43 board or a contract employee of the school district who is required to follow school  
44 policy and procedures;

45 (11) "School-sponsored event", any event or activity sponsored by the public  
46 school or school district including, but not limited to, athletic events, booster clubs,  
47 parent-teacher organizations, or any activity designed to enhance the school curriculum  
48 whether on the school campus or not;

49 (12) "Sudden cardiac arrest", a condition that occurs when the heart  
50 malfunctions and stops beating unexpectedly, is due to abnormal heart rhythms  
51 called arrhythmias, and is generally the result of some underlying form of heart disease;

52 (13) "Ventricular fibrillation", the most common arrhythmia that causes cardiac  
53 arrest and a condition in which the heart's electrical impulses suddenly become chaotic,  
54 often without warning, causing the heart's pumping action to stop abruptly.

55 2. For the 2026-27 school year and all subsequent school years, each public  
56 school shall develop and implement a cardiac emergency response plan that addresses  
57 the appropriate use of school personnel to respond to incidents involving an individual



58 experiencing sudden cardiac arrest or a similar life-threatening emergency while on a  
59 school campus.

60       **3. Members of each public school's administration shall coordinate directly with**  
61 **local emergency services providers to integrate the public school's cardiac emergency**  
62 **response plan into the local emergency services providers' protocols. A cardiac**  
63 **emergency response plan shall integrate evidence-based core elements, such as those**  
64 **recommended by the American Heart Association guidelines, Project ADAM, or**  
65 **another set of nationally recognized, evidence-based standards or core elements.**

66       **4. The cardiac emergency response plan shall integrate, at a minimum, the**  
67 **following core elements:**

68       **(1) Establishment of a cardiac emergency response team;**

69       **(2) Activation of the team in response to a sudden cardiac arrest;**

70       **(3) Implementation of AED placement and routine maintenance throughout the**  
71 **school campus;**

72       **(4) Dissemination of the plan throughout the school campus;**

73       **(5) Maintenance of ongoing staff training in CPR and AED use;**

74       **(6) Practice of the cardiac emergency response plan using drills annually;**

75       **(7) Integration of the plan into the local emergency services providers' protocols;**

76 **and**

77       **(8) Both annual and continuous reviews and evaluations of the plan.**

78       **5. Appropriate AED placement shall be dictated by the cardiac emergency**  
79 **response plan and in accordance with guidelines set by the American Heart Association**  
80 **or nationally recognized guidelines focused on emergency cardiovascular care. An AED**  
81 **should be identified with appropriate signage and is onsite or placed and made available**  
82 **in an unlocked location on school property.**

83       **6. For schools with an athletic department or organized school athletic program,**  
84 **an AED shall be clearly marked and easily accessible in an unlocked location at each**  
85 **school athletic venue and event. The AED shall be accessible during the school day and**  
86 **any school-sponsored athletic event or team practice in which pupils of the school are**  
87 **participating. To the extent possible, the governing body of a public school shall make**  
88 **the best effort to ensure that the AED placement as described in this subsection is**  
89 **accessible within three minutes of cardiac arrest.**

90       **7. Appropriate school personnel shall be certified in first aid, CPR, and AED use**  
91 **that follow evidence-based guidelines set forth by the American Heart Association or**  
92 **nationally recognized guidelines focused on emergency cardiovascular care. The school**  
93 **personnel required to be certified shall be determined by the cardiac emergency**

94 response plan and shall include, but not be limited to, athletics coaches, school nurses,  
95 and athletic trainers.

96 8. The provisions of this section shall not be construed to require public schools  
97 to purchase or install any additional AEDs unless the general assembly specifically  
98 appropriates moneys to cover all related costs.

160.485. 1. This section shall be known and may be cited as the "Stop the Bleed  
2 Act".

3 2. As used in this section, the following terms mean:

4 (1) "Bleeding control kit", a first aid response kit that contains at least the  
5 following:

6 (a) Tourniquets that are:

7 a. Endorsed by the United States Department of Defense Committee on Tactical  
8 Combat Casualty Care or its successor entity; or

9 b. Approved for use in battlefield trauma care by the Armed Forces of the  
10 United States;

11 (b) Bleeding control bandages;

12 (c) Latex-free protective gloves;

13 (d) Permanent markers;

14 (e) Instructional documents developed by the United States Department of  
15 Homeland Security's Stop the Bleed national awareness campaign or the American  
16 College of Surgeons Committee on Trauma, or both; and

17 (f) Other medical materials and equipment similar to those described in  
18 paragraphs (a) and (b) of this subdivision;

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

20 (3) "Emergency medical services personnel", paid or volunteer firefighters, law  
21 enforcement officers, first responders, emergency medical technicians, or other  
22 emergency service personnel acting within the ordinary course and scope of those  
23 professions, but excluding physicians;

24 (4) "School personnel", any employee of a public school district or charter  
25 school, or any volunteer serving at a public school or charter school, who is designated  
26 to use a bleeding control kit under this section.

27 3. (1) Before January 1, 2026, the department shall develop a traumatic blood  
28 loss protocol for school personnel to follow in the event of an injury involving traumatic  
29 blood loss. The protocol shall meet the requirements of this section and shall be made  
30 available to each school district and charter school.

31 (2) The traumatic blood loss protocol shall:

32           **(a) Require that a bleeding control kit be placed in areas where there is likely to**  
33 **be high traffic or congregation, such as auditoriums, cafeterias, or gymnasiums, and**  
34 **areas where risk of injury may be elevated, including vocational classes such as**  
35 **woodworking or automotive classes, of each school district's school buildings and each**  
36 **charter school in an easily accessible location of such areas to be determined by local**  
37 **emergency medical services personnel;**

38           **(b) Include bleeding control kits in the emergency plans of each school district**  
39 **and charter school, including the presentation and use of the bleeding control kits in all**  
40 **drills and emergencies;**

41           **(c) Require each school district and charter school to designate in each school**  
42 **building a school nurse or school health care provider or, if no school nurse or school**  
43 **health care provider is available, a school personnel member, who shall obtain**  
44 **appropriate training annually in the use of a bleeding control kit including, but not**  
45 **limited to:**

- 46           **a. The proper application of pressure to stop bleeding;**
- 47           **b. The proper application of dressings or bandages;**
- 48           **c. Additional pressure techniques to control bleeding; and**
- 49           **d. The correct application of tourniquets;**

50           **(d) Require each bleeding control kit in school inventories to be inspected**  
51 **annually to ensure that the materials, supplies, and equipment contained in the bleeding**  
52 **control kit have not expired and that any expired materials, supplies, and equipment are**  
53 **replaced as necessary; and**

54           **(e) Require a bleeding control kit to be restocked after each use and any**  
55 **materials, supplies, and equipment to be replaced as necessary to ensure that the**  
56 **bleeding control kit contains all necessary materials, supplies, and equipment.**

57           **4. (1) The department shall, in collaboration with the United States Department**  
58 **of Homeland Security and the state department of public safety, include requirements in**  
59 **the traumatic blood loss protocol for school personnel to receive annual training in the**  
60 **use of bleeding control kits.**

61           **(2) The training requirements shall be satisfied by successful completion and**  
62 **certification under the "STOP THE BLEED" course as promulgated by the American**  
63 **College of Surgeons Committee on Trauma or the American Red Cross.**

64           **(3) The training requirements may allow online instruction.**

65           **5. (1) A bleeding control kit may contain any additional items that:**

66           **(a) Are approved by emergency medical services personnel, as such term is**  
67 **defined in section 190.600;**

68           **(b) Can adequately treat an injury involving traumatic blood loss; and**

69 (c) Can be stored in a readily available kit.

70 (2) Quantities of each item required to be in a bleeding control kit may be  
71 determined by each school district.

72 6. (1) The department and each school district and charter school shall maintain  
73 information regarding the traumatic blood loss protocol and the Stop the Bleed national  
74 awareness campaign on each entity's website.

75 (2) Upon request by a school district or a charter school, the department may, in  
76 collaboration with the department of public safety, direct the school district or charter  
77 school to resources that are available to provide bleeding control kits to the school  
78 district or charter school.

79 7. (1) Except as otherwise provided in this subsection, each school district and  
80 charter school shall implement the traumatic blood loss protocol developed under this  
81 section before the end of the 2025-26 school year.

82 (2) The requirements that a bleeding control kit be placed as required in  
83 paragraph (a) of subdivision (2) of subsection 3 of this section, that each kit be restocked  
84 as necessary, and that school personnel receive training under this section shall be  
85 subject to an appropriation by the general assembly to cover all costs related to such  
86 requirements.

87 (3) Any school district or charter school may receive donations of funds for the  
88 purchase of bleeding control kits that meet the requirements of this section and may  
89 receive donations of bleeding control kits that meet the requirements of this section.

90 8. This section shall not be construed to create a cause of action against a school  
91 district, a charter school, or any school personnel. Any school personnel who in good  
92 faith use a bleeding control kit as provided by this section shall be immune from all civil  
93 liability for any act or omission in the use of a bleeding control kit unless the act or  
94 omission constitutes gross negligence or willful, wanton, or intentional misconduct.

160.518. 1. (1) Consistent with the provisions contained in section 160.526, the state  
2 board of education shall develop, modify, and revise, as necessary, a statewide assessment  
3 system that provides maximum flexibility for local school districts to determine the degree to  
4 which students in the public schools of the state are proficient in the knowledge, skills, and  
5 competencies adopted by such board pursuant to section 160.514.

6 (2) (a) The statewide assessment system shall assess problem solving, analytical  
7 ability, evaluation, creativity, and application ability in the different content areas and shall be  
8 performance-based to identify what students know, as well as what they are able to do, and  
9 shall enable teachers to evaluate actual academic performance.

10           **(b)** The statewide assessment system shall neither promote nor prohibit rote  
11 memorization and shall not include existing versions of tests approved for use pursuant to the  
12 provisions of section 160.257, nor enhanced versions of such tests.

13           **(3)** After the state board of education adopts and implements academic performance  
14 standards as required under section 161.855, the state board of education shall develop and  
15 adopt a standardized assessment instrument under this section based on the academic  
16 performance standards adopted under section 161.855.

17           **(4)** The statewide assessment system shall measure, where appropriate by grade level,  
18 a student's knowledge of academic subjects including, but not limited to, reading skills,  
19 writing skills, mathematics skills, world and American history, forms of government,  
20 geography and science.

21           2. The statewide assessment system shall only permit the academic performance of  
22 students in each school in the state to be tracked against prior academic performance in the  
23 same school.

24           3. **(1)** The state board of education shall suggest, but not mandate, criteria for a  
25 school to demonstrate that its students learn the knowledge, skills and competencies at  
26 exemplary levels worthy of imitation by students in other schools in the state and nation.

27           **(2)** Exemplary levels shall be measured by the statewide assessment system  
28 developed pursuant to subsection 1 of this section, or until said statewide assessment system  
29 is available, by indicators approved for such use by the state board of education.

30           **(3)** The provisions of other law to the contrary notwithstanding, the commissioner of  
31 education may, upon request of the school district, present a plan for the waiver of rules and  
32 regulations to any such school, to be known as "Outstanding Schools Waivers", consistent  
33 with the provisions of subsection 4 of this section.

34           4. **(1)** For any school that meets the criteria established by the state board of  
35 education for three successive school years pursuant to the provisions of subsection 3 of this  
36 section, by August first following the third such school year, the commissioner of education  
37 shall present a plan to the superintendent of the school district in which such school is located  
38 for the waiver of rules and regulations to promote flexibility in the operations of the school  
39 and to enhance and encourage efficiency in the delivery of instructional services.

40           **(2)** The provisions of other law to the contrary notwithstanding, the plan presented to  
41 the superintendent shall provide a summary waiver, with no conditions, for the pupil testing  
42 requirements pursuant to section 160.257, in the school.

43           **(3)** Further, the provisions of other law to the contrary notwithstanding, the plan shall  
44 detail a means for the waiver of requirements otherwise imposed on the school related to the  
45 authority of the state board of education to classify school districts pursuant to subdivision (9)  
46 of section 161.092 and such other rules and regulations as determined by the commissioner of

47 education, excepting such waivers shall be confined to the school and not other schools in the  
48 district unless such other schools meet the criteria established by the state board of education  
49 consistent with subsection 3 of this section and the waivers shall not include the requirements  
50 contained in this section and section 160.514.

51       **(4)** Any waiver provided to any school as outlined in this subsection shall be void on  
52 June thirtieth of any school year in which the school fails to meet the criteria established by  
53 the state board of education consistent with subsection 3 of this section.

54       5. The score on any assessment test developed pursuant to this section or this chapter  
55 of any student for whom English is a second language shall not be counted until such time as  
56 such student has been educated for three full school years in a school in this state, or in any  
57 other state, in which English is the primary language.

58       6. **(1) (a)** The state board of education shall identify or, if necessary, establish one or  
59 more developmentally appropriate alternate assessments for students who receive special  
60 educational services, as that term is defined pursuant to section 162.675.

61       **(b)** In the development of such alternate assessments, the state board shall establish  
62 an advisory panel consisting of a majority of active special education teachers residing in  
63 Missouri and other education professionals as appropriate to research available assessment  
64 options.

65       **(c)** The advisory panel shall attempt to identify preexisting developmentally  
66 appropriate alternate assessments but shall, if necessary, develop alternate assessments and  
67 recommend one or more alternate assessments for adoption by the state board.

68       **(d)** The state board shall consider the recommendations of the advisory council in  
69 establishing such alternate assessment or assessments.

70       **(2)** Any student who receives special educational services, as that term is defined  
71 pursuant to section 162.675, shall be assessed by an alternate assessment established pursuant  
72 to this subsection upon a determination by the student's individualized education program  
73 team that such alternate assessment is more appropriate to assess the student's knowledge,  
74 skills and competencies than the assessment developed pursuant to subsection 1 of this  
75 section.

76       **(3)** The alternate assessment shall evaluate the student's independent living skills,  
77 which include how effectively the student addresses common life demands and how well the  
78 student meets standards for personal independence expected for someone in the student's age  
79 group, sociocultural background, and community setting.

80       7. The state board of education shall also develop recommendations regarding  
81 alternate assessments for any military dependent who relocates to Missouri after the  
82 commencement of a school term, in order to accommodate such student while ensuring that

83 he or she is proficient in the knowledge, skills, and competencies adopted under section  
84 160.514.

85 **8. (1) As used in this subsection, the following terms mean:**

86 **(a) "Department", the department of elementary and secondary education;**

87 **(b) "Grade-level equivalence", a metric developed for grades three to eight and**  
88 **used by the department to show a student's proximity to doing grade-level work;**

89 **(c) "Parent", a parent, guardian, custodian, or other person with authority to**  
90 **act on behalf of a student.**

91 **(2) Grade-level equivalence, as developed and used under this subsection, shall**  
92 **consist of a student's knowledge of academic subjects by grade level and performance-**  
93 **level descriptors indicating whether such student is ready for the next grade or level of**  
94 **education. Such performance-level descriptors shall consist of the following:**

95 **(a) Advanced, which shall indicate that such student:**

96 **a. Demonstrates superior performance on challenging grade-level subject**  
97 **matter;**

98 **b. Is above such student's current grade or level of education; and**

99 **c. Is ready for, at a minimum, the next grade or level of education;**

100 **(b) Proficient, which shall indicate that such student:**

101 **a. Demonstrates mastery over all appropriate grade-level standards and has**  
102 **introductory-level knowledge for the next grade or level of education;**

103 **b. May be above such student's current grade or level of education in some**  
104 **areas; and**

105 **c. Is ready for the next grade or level of education;**

106 **(c) Grade level, which shall indicate that such student:**

107 **a. Demonstrates mastery over appropriate grade-level subject matter;**

108 **b. Is at such student's current grade or level of education; and**

109 **c. May be ready, with appropriate reinforcement, for the next grade or level of**  
110 **education;**

111 **(d) Basic, which shall indicate that such student:**

112 **a. Demonstrates partial mastery of the essential knowledge and skills**  
113 **appropriate to such student's grade or level of education;**

114 **b. May not be at such student's current grade or level of education; and**

115 **c. May not be ready, without appropriate remediation, for the next grade or level**  
116 **of education; and**

117 **(e) Below basic, which shall indicate that such student:**

118 **a. Has failed to perform, at a minimum, at the limited knowledge level necessary**  
119 **for such student's grade or level of education;**

- 120           **b. Is not at such student's current grade or level of education; and**  
121           **c. Has been determined to be at the specific lower grade or level of education**  
122 **measured by and listed in such student's statewide assessment score.**
- 123           **(3) (a) Such grade-level equivalence shall be determined at the same time each**  
124 **student's academic performance is measured by the statewide assessment system**  
125 **developed under this section; and**
- 126           **(b) Such grade-level equivalence shall be provided at the same time such**  
127 **student's statewide assessment score is reported to such student or such student's**  
128 **parent.**
- 129           **(4) (a) Data related to grade-level equivalence shall be searchable on a building-**  
130 **by-building, school-by-school, district-by-district, and statewide basis on the**  
131 **department's school accountability report card developed under section 160.522;**
- 132           **(b) Data related to grade-level equivalence shall display the percentage of**  
133 **students whose performance-level descriptor is grade level or above on a building-by-**  
134 **building, school-by-school, district-by-district, and statewide basis; and**
- 135           **(c) No data related to grade-level equivalence shall be disclosed in any form that**  
136 **allows the personal identification of any student to any individual or entity except such**  
137 **student or such student's parent.**
- 138           **(5) The provisions of subsection 2 of 160.514 shall not apply to the development**  
139 **of the grade-level equivalence metric.**
- 140           **(6) The department may choose a third-party nonprofit entity to develop the**  
141 **grade-level equivalence metric.**

160.522. 1. The department of elementary and secondary education shall produce or  
2 cause to be produced, at least annually, a school accountability report card for each public  
3 school district, each public school building in a school district, and each charter school in the  
4 state. The report card shall be designed to satisfy state and federal requirements for the  
5 disclosure of statistics about students, staff, finances, academic achievement, and other  
6 indicators. The purpose of the report card shall be to provide educational statistics and  
7 accountability information for parents, taxpayers, school personnel, legislators, and the print  
8 and broadcast news media in a standardized, easily accessible form.

9           **(1)** The department of elementary and secondary education shall develop a  
10 standard form for the school accountability report card.

11           **(2)** The information reported shall include, but not be limited to, the ~~[district's]~~  
12 **following information reported by each school district or charter school:**

- 13           **(a) The most recent accreditation rating[~~7~~];**  
14           **(b) Enrollment[~~7~~];**  
15           **(c) Rates of pupil attendance[~~7~~];**



- 16           (d) High school dropout rate and graduation rate[5];
- 17           (e) The number and rate of suspensions of ten days or longer and expulsions of pupils  
18 [5];
- 19           (f) The district **or charter school** ratio of students to administrators and students to  
20 classroom teachers[5];
- 21           (g) The average years of experience of professional staff and advanced degrees  
22 earned[5];
- 23           (h) Student achievement **and grade-level equivalence data** as measured through the  
24 **statewide** assessment system developed pursuant to section 160.518[5];
- 25           (i) Student scores on the ACT, along with the percentage of graduates taking the test  
26 [5];
- 27           (j) Average teachers' and administrators' salaries compared to the state averages[5];
- 28           (k) Average per-pupil current expenditures for the district **or charter school** as a  
29 whole and by attendance center as reported to the department of elementary and secondary  
30 education[5];
- 31           (l) The adjusted tax rate of the district[5] **or charter school**;
- 32           (m) **The** assessed valuation of the district[5~~percent~~];
- 33           (n) **The percentage** of the district **or charter school** operating budget received from  
34 state, federal, and local sources[5];
- 35           (o) The [~~percent~~] **percentage** of students eligible for free or reduced-price lunch[5];
- 36           (p) Data on the [~~percent~~] **percentage** of students continuing their education in  
37 postsecondary programs[5];
- 38           (q) Information about the job placement rate for students who complete district **or**  
39 **charter school** vocational education programs[5];
- 40           (r) Whether the school district **or charter school** currently has a state-approved  
41 gifted education program[5]; and
- 42           (s) The percentage and number of students who are currently being served in the  
43 district's **or charter school's** state-approved gifted education program.
- 44           3. The report card shall permit the disclosure of data on a school-by-school basis, but  
45 the reporting shall not be personally identifiable to any student or education professional in  
46 the state.
- 47           4. The report card shall identify each school or attendance center that has been  
48 identified as a priority school under sections 160.720 and 161.092. The report also shall  
49 identify attendance centers that have been categorized under federal law as needing  
50 improvement or requiring specific school improvement strategies.
- 51           5. The report card shall not limit or discourage other methods of public reporting and  
52 accountability by local school districts. Districts shall provide information included in the

53 report card to parents, community members, the print and broadcast news media, and  
54 legislators by December first annually or as soon thereafter as the information is available to  
55 the district, giving preference to methods that incorporate the reporting into substantive  
56 official communications such as student report cards. The school district shall provide a  
57 printed copy of the district-level or school-level report card to any patron upon request and  
58 shall make reasonable efforts to supply businesses such as, but not limited to, real estate and  
59 employment firms with copies or other information about the reports so that parents and  
60 businesses from outside the district who may be contemplating relocation have access.

61 6. For purposes of completing and distributing the annual report card as prescribed in  
62 this section, a school district may include the data from a charter school located within such  
63 school district, provided the local board of education or special administrative board for such  
64 district and the charter school reach mutual agreement for the inclusion of the data from the  
65 charter ~~[schools]~~ **school** and the terms of such agreement are approved by the state board of  
66 education. The charter school shall not be required to be a part of the local educational agency  
67 of such school district and may maintain a separate local educational agency status.

160.660. 1. On or before July 1, ~~[2001]~~ **2026**, the state board of education shall add  
2 to any school facilities and safety criteria developed for the Missouri school improvement  
3 program provisions that require:

4 **(1) Each school district to designate a primary and secondary school safety**  
5 **coordinator;**

6 **(2) Each school district's ~~[designated]~~ primary and secondary** safety coordinator to  
7 have a thorough knowledge of all federal, state and local school violence prevention programs  
8 and resources available to students, teachers or staff in the district; and

9 ~~[(2)]~~ **(3) Each school district to fully utilize all such programs and resources that the**  
10 local school board or its designee determines are necessary and cost-effective for the school  
11 district.

12 **2. Each school district shall require the school safety coordinators and other**  
13 **designated personnel, as necessary, to complete within one calendar year of being**  
14 **designated as a school safety coordinator, either:**

15 **(1) (a) The Federal Emergency Management Administration's (FEMA) IS-**  
16 **100.C: Introduction to the Incident Command System, ICS 100, or its successor course;**  
17 **and**

18 **(b) The Federal Emergency Management Administration's (FEMA) IS-200.C:**  
19 **Basic Incident Command System for Initial Response, ICS-200, or its successor course;**  
20 **or**

21           **(2) The Incident Command System (ICS) for Schools course provided by the**  
22 **Missouri School Boards' Association's Center for Education Safety (CES), or its**  
23 **successor course created by CES to replace the ICS for Schools course.**

24           **3. Any rule or portion of a rule, as that term is defined in section 536.010, that is**  
25 **created under the authority delegated in this section shall become effective only if it complies**  
26 **with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.**  
27 **This section and chapter 536 are nonseverable and if any of the powers vested with the**  
28 **general assembly pursuant to chapter 536 to review, to delay the effective date or to**  
29 **disapprove and annul a rule are subsequently held unconstitutional, then the grant of**  
30 **rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid**  
31 **and void.**

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

2           **(1) "Anti-intruder door lock", a mechanical or electronic door-locking**  
3 **mechanism on an interior door that is designed to keep an intruder from entering an**  
4 **interior room that shall:**

5           **(a) Be capable of:**

6           **a. Locking from inside or outside the room;**

7           **b. Unlocking from outside the room with a key or other approved means; and**

8           **c. Locking or unlocking from inside the room without the use of a key or special**  
9 **knowledge or effort; and**

10          **(b) Control access to the room;**

11          **(2) "Bullet-resistant window film", glass, plastic film, or another synthetic or**  
12 **natural substance applied to existing glass that can withstand the minimum standard**  
13 **for forced entry resistance as determined by the United States Department of State**  
14 **Certification Standard SD-STD.01.01, Revision G, or its successor standard;**

15          **(3) "Exterior door or entryway", any location of normal ingress and egress into**  
16 **or out of a school building and any glass sidelight that is architecturally part of the**  
17 **entryway;**

18          **(4) "Interior door", an egress door from a classroom, office, or other occupied**  
19 **room that provides access to the interior of a building.**

20          **2. Except as otherwise provided in this section, each school district and charter**  
21 **school shall equip each:**

22          **(1) Interior door with an anti-intruder door lock; and**

23          **(2) Exterior door or entryway with bullet-resistant window film on the glass of**  
24 **such door or entryway.**

25          **3. A school district or charter school shall not be required to equip an interior**  
26 **door with an anti-intruder door lock or to equip the glass of an exterior door or**

27 entryway with bullet-resistant window film under this section unless the general  
28 assembly specifically appropriates moneys to cover all costs related to equipping such  
29 door or entryway with such lock or window film.

30 4. (1) Each exterior door or entryway and interior door installed after the  
31 effective date of this section shall be equipped with the required anti-intruder door lock  
32 and bullet-resistant window film.

33 (2) Each existing exterior door or entryway and interior door shall be equipped  
34 with the required anti-intruder door lock and bullet-resistant window film before July  
35 1, 2029.

36 5. (1) A school district or charter school may receive donations of anti-intruder  
37 door locks and moneys for the purchase of anti-intruder door locks.

38 (2) A school district or charter school may receive donations of bullet-resistant  
39 window film and moneys for the purchase of bullet-resistant window film. Bullet-  
40 resistant window film donated or purchased under this subdivision shall meet the bullet-  
41 resistant window film requirements of this section.

42 6. Before or in conjunction with equipping interior doors with anti-intruder  
43 door locks and equipping exterior doors or entryways with bullet-resistant window film,  
44 each school district and charter school shall develop and implement school building  
45 access policies and practices that:

46 (1) Control access to individual classrooms; and

47 (2) Require classroom doors with windows and adjoining sidelights to be  
48 equipped with material that provides concealment of students and staff in lockdown  
49 while maintaining some limited visibility into the room for first responders.

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

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

3 (2) "Local educational agency", as such term is defined in section 161.1085.

4 2. The department shall establish procedures by which each local educational  
5 agency shall regularly report to the department all school safety incidents and credible  
6 school safety threats that occur at each attendance center of such local educational  
7 agency, including all incidents of school shootings or other incidents involving a firearm,  
8 explosive, knife, or other weapon defined in section 571.010 and all credible threats of  
9 school shootings or other incidents involving a firearm, explosive, knife, or other  
10 weapon defined in section 571.010. The department shall require local educational  
11 agencies to report acts of school violence or violent behavior, as such terms are defined  
12 in section 160.261, or any crimes required to be reported to law enforcement under  
13 section 160.261.

14           **3. The procedures established under subsection 2 of this section shall include,**  
15 **but shall not be limited to, the following elements:**

16           **(1) Criteria to assist local educational agencies in determining what constitutes a**  
17 **school safety incident or credible school safety threat that is required to be reported to**  
18 **the department;**

19           **(2) A time frame within which a local educational agency shall report a school**  
20 **safety incident or credible school safety threat after such incident or threat occurs; and**

21           **(3) Any other information that the department requires to be included in each**  
22 **report of a school safety incident or credible school safety threat under the provisions of**  
23 **this section.**

24           **4. (1) The department shall maintain and regularly update a database of all**  
25 **school safety incidents and credible school safety threats that are reported under the**  
26 **provisions of this section.**

27           **(2) No record in the database shall contain personally identifiable information of**  
28 **a student.**

29           **(3) A record in the database shall contain only aggregate data by charter school,**  
30 **school district, or attendance center thereof and shall be a public record subject to**  
31 **disclosure under chapter 610.**

32           **(4) The department shall share data relating to school safety incidents and**  
33 **credible school safety threats with the state department of public safety to facilitate**  
34 **additional investigation efforts conducted by the state department of public safety.**

35           **5. The department may promulgate rules to implement the provisions of this**  
36 **section. Any rule or portion of a rule, as that term is defined in section 536.010, that is**  
37 **created under the authority delegated in this section shall become effective only if it**  
38 **complies with and is subject to all of the provisions of chapter 536 and, if applicable,**  
39 **section 536.028. This section and chapter 536 are nonseverable and if any of the powers**  
40 **vested with the general assembly pursuant to chapter 536 to review, to delay the**  
41 **effective date, or to disapprove and annul a rule are subsequently held unconstitutional,**  
42 **then the grant of rulemaking authority and any rule proposed or adopted after August**  
43 **28, 2025, shall be invalid and void.**

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

2           **2. As used in this section, the following terms mean:**

3           **(1) "Act of school violence" or "violent behavior", the same meaning as in**  
4 **section 160.261;**

5           **(2) "Bullying" [~~means~~], intimidation, unwanted aggressive behavior, or harassment**  
6 **that is repetitive or is substantially likely to be repeated and causes a reasonable student to**  
7 **fear for his or her physical safety or property; substantially interferes with the educational**

8 performance, opportunities, or benefits of any student without exception; or substantially  
9 disrupts the orderly operation of the school. Bullying may consist of physical actions,  
10 including gestures, or oral, cyberbullying, electronic, or written communication, and any  
11 threat of retaliation for reporting of such acts. Bullying of students is prohibited on school  
12 property, at any school function, or on a school bus[-];

13 **(3) "Crime", any of the crimes listed in section 160.261;**

14 **(4) "Cyberbullying" [means],** bullying as defined in this subsection through the  
15 transmission of a communication including, but not limited to, a message, text, sound, or  
16 image by means of an electronic device including, but not limited to, a telephone, wireless  
17 telephone, or other wireless communication device, computer, or pager.

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

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

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

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

33 (3) **A statement relating to pupils who engage in self-defense that the school**  
34 **district or charter school administration, when determining disciplinary action for a**  
35 **pupil who has committed an act of school violence or exhibited violent behavior, will**  
36 **take into account if such act of school violence or violent behavior was committed in self-**  
37 **defense as an immediate response to an act of school violence or violent behavior**  
38 **committed against such pupil;**

39 (4) A procedure for reporting an act of bullying. The policy shall also include a  
40 statement requiring that the **school district or charter school** designate an individual at each  
41 school **building** in the district **and charter school** to receive reports of incidents of bullying.  
42 Such individual shall be a **school district or charter school** employee who is teacher level  
43 staff or above;

44           ~~[(4)]~~ **(5)** A procedure for prompt investigation of reports of violations and complaints,  
45 identifying one or more employees responsible for the investigation including, at a minimum,  
46 the following requirements:

47           (a) Within two school days of a report of an incident of bullying being received, the  
48 school principal, or his or her designee, shall initiate an investigation of the incident **and**  
49 **ensure that the report is reduced to writing;**

50           (b) The school principal may appoint other school staff to assist with the  
51 investigation; ~~[and]~~

52           (c) The investigation shall be completed within ten school days from the date ~~[of the~~  
53 ~~written report]~~ **the investigation is initiated under paragraph (a) of this subdivision** unless  
54 good cause exists to extend the investigation; **and**

55           (d) **A written report shall be prepared that contains the results of the**  
56 **investigation and any response including, but not limited to, a description of any**  
57 **interventions, initiatives, techniques, or discipline provided to all involved individuals of**  
58 **the incident. The school district or charter school may develop a standardized form to**  
59 **use for such written report;**

60           ~~[(5)]~~ **(6)** A procedure for the response to any investigation that finds an act of  
61 **bullying occurred. The policy shall, at a minimum, require notification of the parents or**  
62 **guardians of the bullied student and of the bullying student, and, if such bullying meets**  
63 **the elements of harassment in the second degree under section 565.091, referral to law**  
64 **enforcement agencies or to the children's division rather than law enforcement if the**  
65 **bullying student is under eleven years of age;**

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

69           ~~[(6)]~~ **(8)** A statement of how the policy is to be publicized; and

70           ~~[(7)]~~ **(9)** A process for discussing the district's antibullying policy with students and  
71 training school employees and volunteers who have ~~[significant]~~ contact with students in the  
72 requirements of the policy, including, at a minimum, the following statements:

73           (a) The school district **or charter school** shall provide information and appropriate  
74 training to the school district **or charter school** staff who have ~~[significant]~~ contact with  
75 students regarding the policy **including, but not limited to, training on the appropriate**  
76 **interventions staff may take and the associated liability for action or inaction including,**  
77 **but not limited to, failure to report incidents. Such training shall be provided as**  
78 **established in section 168.331;**

79           (b) The school district **or charter school** shall give annual notice of the policy to  
80 students, parents or guardians, and staff;

81 (c) The school district **or charter school** shall provide education and information to  
82 students regarding bullying, including information regarding the school district **or charter**  
83 **school** policy prohibiting bullying, the harmful effects of bullying, and other applicable  
84 initiatives to address bullying, including student peer-to-peer initiatives to provide  
85 accountability and policy enforcement for those found to have engaged in bullying,  
86 reprisal, or retaliation against any person who reports an act of bullying;

87 (d) The administration of the school district **or charter school** shall instruct its school  
88 counselors, school social workers, licensed social workers, mental health professionals, and  
89 school psychologists to educate students who are victims of bullying **and students**  
90 **committing acts of bullying** on techniques for students to overcome bullying's negative  
91 effects. Such techniques shall include, but not be limited to, cultivating the student's self-  
92 worth and self-esteem; teaching the student to defend himself or herself assertively and  
93 effectively; helping the student develop social skills; or encouraging the student to develop an  
94 internal locus of control. The provisions of this paragraph shall not be construed to contradict  
95 or limit any other provision of this section; and

96 (e) The administration of the school district **or charter school** shall implement  
97 programs and other initiatives to address bullying, to respond to such conduct in a manner  
98 that does not stigmatize the victim, and to make resources or referrals available to victims of  
99 bullying **and students committing acts of bullying**.

100 5. Notwithstanding any other provision of law to the contrary, any school district **or**  
101 **charter school** shall have jurisdiction to prohibit cyberbullying that originates on a school's  
102 campus or at a district activity if the electronic communication was made using the school's  
103 technological resources, if there is a sufficient nexus to the educational environment, or if the  
104 electronic communication was made on the school's campus or at a **school** district **or charter**  
105 **school** activity using the student's own personal technological resources. The school district  
106 **or charter school** may discipline any student for such cyberbullying to the greatest extent  
107 allowed by law.

108 6. Each **school** district **and charter school** shall review its antibullying policy and  
109 revise it as needed. The **school** district's school board **or charter school's governing board**  
110 shall receive input from school personnel, students, and administrators when reviewing and  
111 revising the policy.

112 7. (1) **The administration of each school district and charter school shall report**  
113 **to the school board or governing board all acts of bullying, acts of school violence or**  
114 **violent behavior, and crimes that occurred in between board meetings and the discipline**  
115 **of any pupil who committed such acts. Such report shall be submitted monthly and**  
116 **shall be formatted to clearly describe each such incident.**



117           **(2) The school board or governing board shall review such monthly report in a**  
118 **closed meeting under chapter 610.**

119           **8. (1) A school district or charter school employee or volunteer may, in the**  
120 **course of fulfilling duties or performing services for such school district or charter**  
121 **school, intervene in an incident involving an act of bullying, act of school violence or**  
122 **violent behavior, or crime committed against a pupil to protect such pupil.**

123           **(2) Such school district or charter school employee or volunteer shall be held**  
124 **harmless and immune from any liability for actions described in subdivision (1) of this**  
125 **subsection if:**

126           **(a) In the course of intervening in such incident, such employee or volunteer**  
127 **follows a proper procedure for such interventions adopted by the school board of such**  
128 **school district or the charter school's governing board; or**

129           **(b) Such employee or volunteer intervenes in good faith and in a manner that**  
130 **such employee or volunteer reasonably believes is afforded the defense of justification**  
131 **under chapter 563.**

132           **9. (1) A school district or charter school, or an employee of such district or**  
133 **charter school, that in good faith imposes disciplinary action under this section upon a**  
134 **bullying student shall not be civilly liable for such disciplinary action.**

135           **(2) If a school district or charter school, or an employee of such district or**  
136 **charter school, prevails in an action brought against such school district, charter school,**  
137 **or employee described in subdivision (1) of this subsection, the court shall award court**  
138 **costs and attorney's fees to such prevailing school district, charter school, or employee.**

139           **10. (1) This section shall not be construed to provide immunity from liability for**  
140 **a school district's or charter school's denial, or the denial by an employee of such**  
141 **district or charter school, of any constitutionally protected right of a student.**

142           **(2) Subdivision (1) of this subsection shall not be construed to limit any**  
143 **immunities or defenses available under state or federal law to a school district, a charter**  
144 **school, or employees or volunteers of such school district or charter school.**

145           **11. (1) For the purposes of reporting requirements under section 210.115,**  
146 **incidents of bullying, acts of school violence or violent behavior, or crime may be**  
147 **considered abuse.**

148           **(2) No provision of this section shall be construed to preclude any person from**  
149 **reporting such abuse and such person shall be afforded the same protections provided**  
150 **under sections 210.135 and 210.145 for reports of abuse in compliance with section**  
151 **210.115.**

152           **12. No charter school shall expel or transfer a student to a school district solely**  
153 **due to reports of bullying made against such student.**

160.1052. 1. Sections 160.1052 to 160.1055 shall be known and may be cited as the "Missouri Educators and Parental Empowerment and Rights Act".

2. As used in sections 160.1052 to 160.1055, the following terms mean:

(1) "Local educational agency" or "LEA", each:

(a) School district as defined in section 160.011;

(b) Charter school as described in section 160.400; and

(c) Virtual school as described in section 161.670;

(2) "Parent", a child's parent, legal guardian, or other person having charge, control, or custody of the child.

3. The general assembly hereby recognizes that:

(1) The collaboration of both parents and teachers has a profound effect on the educational success of Missouri's children;

(2) Education is essential to the preservation of the rights and liberties of the people;

(3) Considering that parents are the first teacher of their child and are uniquely qualified to understand and advocate for their child, the state recognizes their importance in the education of their children; and

(4) Considering the years of education and continuous updating of knowledge that teachers undertake and achieve, it is important that teachers be given the respect such teachers have earned and deserve.

160.1053. 1. This section shall be known and may be cited as the "Parents' Bill of Rights".

2. To foster and maintain collaboration between parents and teachers, parents shall have the following rights under this section:

(1) The right to receive information, upon request, regarding what their minor child is being taught in school including, but not limited to, curricula adopted under section 160.514;

(2) The right to review such curricula, upon request, free from any requirement to agree to a nondisclosure agreement or other similar form, as allowed by law;

(3) The right to receive information, upon request, about who is teaching their minor child including, but not limited to, guest lecturers and outside presenters;

(4) The right to receive information, upon request, about individuals and organizations receiving LEA contracts and funding in the LEA in which their minor child is enrolled, except that no personally identifiable information about any student shall be released;

(5) The right to visit the school their minor child attends during school hours in accordance with reasonable regulations created under section 160.1055;

18           **(6) The right to view and, upon request, receive a copy of all school records,**  
19 **medical or otherwise, concerning their minor child, in accordance with state and federal**  
20 **law;**

21           **(7) The right to receive information, upon request, about the collection of their**  
22 **minor child's data and the transmission of such data to entities outside the LEA;**

23           **(8) The right to have an LEA governing board that is open, transparent, and**  
24 **accountable to the patrons of the LEA under state and federal laws;**

25           **(9) The right to be informed regarding situations affecting their minor child's**  
26 **safety in school, in accordance with section 160.1055;**

27           **(10) The right to provide authorization for their minor child to participate in**  
28 **field trips; and**

29           **(11) The right to be free from their minor child being encouraged or**  
30 **experiencing any attempt at coercion to withhold information from such minor child's**  
31 **parents by an LEA employee, except that any such employee required to report**  
32 **suspected abuse or neglect under sections 210.109 to 210.183 may encourage a minor**  
33 **child to withhold information where disclosure could reasonably result in abuse or**  
34 **neglect.**

**160.1054. 1. This section shall be known and may be cited as the "Educators'**  
2 **Bill of Rights".**

3           **2. To foster and maintain collaboration between teachers and parents, each**  
4 **teacher has the following rights under this section:**

5           **(1) The right to be free from physical abuse from a student. Such abuse is**  
6 **grounds for the suspension or expulsion of the student as provided in chapter 167;**

7           **(2) The right to be free from physical abuse from a parent and to be protected**  
8 **from oral, written, or electronically generated threats of harm. Such abuse is grounds**  
9 **for the prohibition of the physical presence of the perpetrator of such abuse on the**  
10 **LEA's property and at the LEA's events and may result in other legal actions taken by**  
11 **such teacher;**

12           **(3) The right to be evaluated for competency by an administrator under board**  
13 **policy and, upon request, to be assigned a peer mentor to observe and coach the teacher;**

14           **(4) The right to exercise the freedom of speech, religion, and the expression of**  
15 **such teacher's opinions as is guaranteed by the Constitution of the United States;**

16           **(5) The right to be treated with civility and respect as a professional;**

17           **(6) The right to be given regularly scheduled preparation time during contract**  
18 **hours;**

19           **(7) The right to teach protected by official immunity, as provided by state law,**  
20 **and to be covered by LEA insurance for work-related duties;**

21           **(8) The right to have the opportunity to implement a discipline plan in the**  
22 **classroom as allowed in section 160.1055 and to have the opportunity to provide the**  
23 **administration with such teacher's professional opinion regarding the discipline of a**  
24 **student;**

25           **(9) The right to be considered a professional, with all the appropriate rights,**  
26 **responsibilities, and privileges afforded to other recognized professions, in accordance**  
27 **with section 168.011;**

28           **(10) The right to teach in a safe, secure, and orderly environment that is**  
29 **conducive to learning and to report any concerns regarding the safety and security of**  
30 **the teaching environment and receive a response from the LEA;**

31           **(11) The right to intervene for the protection of pupils in incidents of school**  
32 **violence and be entitled to all defenses to criminal charges available to the intervenor**  
33 **under chapter 563; and**

34           **(12) If such teacher is a beginning teacher, the right to receive leadership and**  
35 **support in accordance with beginning teacher assistance programs as provided in state**  
36 **law.**

**160.1055. 1. Each local educational agency shall develop policies and procedures**  
2 **for such LEA to follow to accommodate and assist parents and teachers in the exercise**  
3 **of the rights described in sections 160.1052 to 160.1055.**

4           **2. Each LEA's governing board shall affirm the board's commitment to ensuring**  
5 **sufficient and effective accountability and transparency to parents in the LEA's**  
6 **jurisdiction by adopting policies that:**

7           **(1) Recognize and affirm the protected right of parents to guide the education of**  
8 **their minor child;**

9           **(2) Encourage communication between parents and the LEA relating to parental**  
10 **rights and parental concerns about their minor child's education and educational**  
11 **experience through the LEA's community engagement initiatives required under**  
12 **162.058; and**

13           **(3) Collaborate with parents to identify ways in which parents can exercise**  
14 **parental rights and communicate such ways to parents in a clear, consistent manner that**  
15 **can be easily understood by all parents.**

16           **3. Each local educational agency shall notify parents in a timely manner if their**  
17 **child is involved in a safety incident in which a school employee is charged with a crime.**

18           **4. Each local educational agency shall provide prompt notification to parents of**  
19 **any serious disciplinary incidents involving their child and shall offer a meeting or**  
20 **conference to discuss the behavior and outline steps for correction and improvement.**

21           **5. (1) Each local educational agency shall adopt reasonable procedures for**  
22 **parents to follow when visiting their minor child during school hours.**

23           **(2) Each local educational agency shall adopt reasonable procedures for parents**  
24 **to follow:**

25           **(a) During an emergency in which the safety of the students requires:**

26           **a. A lockdown to limit exposure of building occupants to an imminent hazard or**  
27 **threat; or**

28           **b. A lockout to prevent an outside hazard or threat from entering the building;**  
29 **or**

30           **(b) When such local educational agency is required to prohibit an individual**  
31 **from having any interaction with a minor child due to an order entered under any**  
32 **provision of state or federal law restricting or prohibiting such individual from**  
33 **interacting with such minor child or the LEA has otherwise prohibited the individual**  
34 **from accessing school property or events.**

35           **6. (1) Teachers, school administrators, parents, and students shall be fully**  
36 **informed of the rights conferred upon parents and teachers under sections 160.1052 to**  
37 **160.1055. Each LEA shall provide a physical or electronic copy of sections 160.1052 to**  
38 **160.1055 to each parent, teacher, and student at the beginning of each school year.**

39           **(2) Each local educational agency shall post the rights listed in sections 160.1052**  
40 **to 160.1055 on such LEA's website or provide a printed copy if no website exists.**

41           **7. (1) Each local educational agency shall adopt, enforce, publicly post, and**  
42 **annually review a code of student conduct as described in sections 160.1052 to 160.1055.**

43           **(2) Such code of conduct shall promote safe, respectful, and orderly learning**  
44 **environments by reinforcing teacher authority in maintaining classroom discipline and**  
45 **enhancing parental involvement in student behavioral issues and shall set forth**  
46 **expectations for behavior consistent with ethical responsibility, community standards,**  
47 **and regard for school authority.**

48           **(3) Each local educational agency shall adopt such code of student conduct for**  
49 **the 2026-27 school year and all subsequent school years.**

50           **(4) The state department of elementary and secondary education may offer**  
51 **guidance and technical assistance to local educational agencies to ensure compliance.**  
52 **The department shall not impose undue burdens or mandates on such LEAs.**

53           **8. The code of student conduct required under subsection 7 of this section shall:**

54           **(1) Reinforce respect for teachers, administrators, and staff, emphasizing that**  
55 **willful disobedience or disregard toward school personnel is not tolerated;**

56           **(2) Promote high expectations of personal responsibility, encouraging students to**  
57 **uphold values such as honesty, diligence, and civility;**

58           **(3) Include measures to address and correct disruptive behavior promptly,**  
59 **ensuring that teachers have the necessary authority and support to remove students**  
60 **from classrooms when warranted, in accordance with training provided by the LEA;**

61           **(4) Outline a system of graduated consequences for misconduct, balanced by**  
62 **opportunities for students to develop personal resilience and reflect on their actions**  
63 **through LEA-approved interventions;**

64           **(5) Require parental notification and involvement in significant disciplinary**  
65 **actions, ensuring that parents have timely information and opportunities to engage with**  
66 **teachers and administrators; and**

67           **(6) Clearly prohibit any policy or program that differentiates treatment of**  
68 **students primarily on the basis of race alone, ensuring that all disciplinary measures are**  
69 **applied equally and fairly to every student.**

70           **9. (1) A local educational agency may, at such LEA's discretion and with the**  
71 **LEA's governing board's approval, incorporate evidence-based training for teachers**  
72 **and counselors on strategies to guide students toward personal resilience.**

73           **(2) Such strategies may include:**

74           **(a) Encouraging personal responsibility and self-management;**

75           **(b) Providing students with opportunities to develop coping skills, conflict**  
76 **resolution techniques, and appropriate responses to authority; and**

77           **(c) Using school counselors or other qualified personnel to offer supportive**  
78 **interventions that emphasize respect for self and others, problem solving, and**  
79 **perseverance.**

80           **(3) The content and method of delivering such strategies shall not reference or**  
81 **require any training or curriculum primarily focused on race, gender, or other similar**  
82 **classifications. Such strategies shall emphasize universal community standards that**  
83 **benefit all students equally.**

84           **10. Each local educational agency shall ensure that teachers and staff are trained**  
85 **in methods to maintain order, encourage compliance, foster civility, and encourage**  
86 **personal responsibility.**

87           **11. Each local educational agency shall make efforts to facilitate parental**  
88 **engagement through regular communication, opportunities for parents to review and**  
89 **understand the policy handbook, and the provision of resources that support ethical**  
90 **responsibility and community standards at home.**

91           **12. Each LEA's governing board shall adopt such policies and procedures**  
92 **required by this section for the 2026-27 school year and all subsequent school years.**

93           **13. No LEA shall establish policies that prevent a parent or teacher from**  
94 **exercising the applicable rights listed in sections 160.1052 to 160.1055 or any other**  
95 **provision of law.**

96           **14. No provision of sections 160.1052 to 160.1055 shall be construed to supersede**  
97 **any other federal or state law or any regulation or policy adopted by the state**  
98 **department of elementary and secondary education or the state board of education.**

99           **15. No provision of sections 160.1052 to 160.1055 shall be construed to supersede**  
100 **any LEA's order, ordinance, or policy relating to the discipline of students.**

          160.2700. For purposes of sections 160.2700 to 160.2725, "adult high school" means  
2 a school that:

3           (1) Is for individuals who do not have a high school diploma and who are [~~twenty-~~  
4 ~~one~~] **eighteen** years of age or older;

5           (2) Offers an industry certification program or programs and a high school diploma in  
6 a manner that allows students to earn a diploma at the same time that they earn an industry  
7 certification;

8           (3) Offers child care for children of enrolled students attending the school; and

9           (4) Is not eligible to receive funding under section 160.415 or 163.031.

          160.2705. 1. The department of social services shall authorize Missouri-based  
2 nonprofit organizations meeting the criteria of this section to establish and operate up to five  
3 adult high schools, with:

4           (1) One adult high school to be located in a city not within a county;

5           (2) One adult high school to be located in a county of the third classification without a  
6 township form of government and with more than forty-one thousand but fewer than forty-  
7 five thousand inhabitants or a county contiguous to that county;

8           (3) One adult high school to be located in a county of the first classification with  
9 more than two hundred sixty thousand but fewer than three hundred thousand inhabitants or a  
10 county contiguous to that county;

11           (4) One adult high school to be located in a county of the first classification with  
12 more than one hundred fifty thousand but fewer than two hundred thousand inhabitants; and

13           (5) One adult high school to be located in a county with more than seven hundred  
14 thousand but fewer than eight hundred thousand inhabitants, or a contiguous county.

15           2. The department of social services shall administer funding to adult high schools  
16 subject to appropriations. The department shall be responsible for granting and maintaining  
17 authorization for adult high schools. For adult high schools in operation prior to January 1,  
18 2023, the department shall maintain authorization for the nonprofit organization to operate the  
19 schools, subject to compliance with this section. No more than one organization shall be  
20 authorized to operate an adult high school at each location described in subsection 1 of this

21 section. An organization may establish satellite campuses for any adult high school it is  
22 authorized to operate. The department shall administer funding for satellite campuses subject  
23 to appropriations.

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

27 (1) Demonstrate the ability to establish, within twenty-one months of the receipt of  
28 the authorization, an adult high school offering high school diplomas, an industry certification  
29 program or programs, and child care for children of the students attending the high schools;

30 (2) Demonstrate the ability to commit at least five hundred thousand dollars for the  
31 purpose of establishing the necessary infrastructure at the adult high school;

32 (3) Demonstrate substantial and positive experience in providing services, including  
33 industry certifications and job placement services, to adults ~~[twenty-one]~~ **eighteen** years of  
34 age or older whose educational and training opportunities have been limited by educational  
35 disadvantages, disabilities, homelessness, criminal history, or similar circumstances;

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

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

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

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

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

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

52 (10) Limit the administrative fee to no more than ten percent.

53 4. (1) The department of elementary and secondary education shall establish  
54 academic requirements for students to obtain high school diplomas.

55 (2) Requirements for a high school diploma shall be based on an adult student's prior  
56 high school achievement and the remaining credits and coursework that would be necessary  
57 for the student to receive a high school diploma if such student were in a traditional high



58 school setting. The adult student shall meet the requirements with the same level of academic  
59 rigor as would otherwise be necessary to attain such credits.

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

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

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

76 5. An adult high school shall be deemed a secondary school system for the purposes  
77 of subdivision ~~[(15)]~~ (16) of subsection 1 of section 210.211.

160.2710. 1. Any person who is ~~[twenty-one]~~ **eighteen** years of age or older may  
2 enroll in an adult high school if he or she has not earned a high school diploma.

3 2. An adult high school shall give a preference in admission to those students who  
4 receive any local, state, or federal assistance in which a person or family is required not to  
5 exceed a certain income level in order to qualify for the assistance.

6 **3. For the purposes of compiling and tracking dropout rates of a local education**  
7 **agency by the department of elementary and secondary education, a student**  
8 **transferring from a local education agency to an adult high school shall be**  
9 **considered a transfer student and not a dropout student from the local education**  
10 **agency.**

161.670. 1. Notwithstanding any other law, prior to July 1, 2007, the state board of  
2 education shall establish the "Missouri Course Access and Virtual School Program" to serve  
3 school-age students residing in the state. The Missouri course access and virtual school  
4 program shall offer nonclassroom-based instruction in a virtual setting using technology,  
5 intranet, or internet methods of communication. Any student under the age of twenty-one in  
6 grades kindergarten through twelve who resides in this state shall be eligible to enroll in the  
7 Missouri course access and virtual school program pursuant to subsection 3 of this section.

8           2. (1) For purposes of calculation and distribution of state school aid, students  
9 enrolled in the Missouri course access and virtual school program shall be included in the  
10 student enrollment of the school district in which the student is enrolled under the relevant  
11 provisions of subsection 3 of this section for such enrollment. Student attendance for full-  
12 time virtual program students shall only be included in any district pupil attendance  
13 calculation under chapter 163 using current-year pupil attendance for such full-time virtual  
14 program pupils. For the purpose of calculating average daily attendance in full-time virtual  
15 programs under this section, average daily attendance shall be defined as the quotient or the  
16 sum of the quotients obtained by dividing the total number of hours attended in a term by  
17 enrolled pupils between the ages of five and twenty-one by the actual number of hours that  
18 the program was in session in that term, and the provisions of section 162.1250 shall not  
19 apply to such funding calculation. Such calculation shall be generated by the virtual provider  
20 and provided to the host district for submission to the department of elementary and  
21 secondary education. Such students may complete their instructional activities, as defined in  
22 subsection 4 of this section, during any hour of the day and during any day of the week. The  
23 hours attended for each enrolled pupil shall be documented by the pupil's weekly progress in  
24 the educational program according to a process determined by the virtual program and  
25 published annually in the virtual program's enrollment handbook or policy. To the average  
26 daily attendance of the following school term shall be added the full-time equivalent average  
27 daily attendance of summer school students. In the case of a host school district enrolling one  
28 or more full-time virtual school students, such enrolling district shall, as part of its monthly  
29 state allocation, receive no less under the state aid calculation for such students than an  
30 amount equal to the state adequacy target multiplied by the weighted average daily attendance  
31 of such full-time students. Students residing in Missouri and enrolled in a full-time virtual  
32 school program operated by a public institution of higher education in this state shall be  
33 counted for a state aid calculation by the department, and the department shall pay, from  
34 funds dedicated to state school aid payments made under section 163.031, to such institution  
35 an amount equal to the state adequacy target multiplied by the weighted average daily  
36 attendance of such full-time students.

37           (2) The Missouri course access and virtual school program shall report to the district  
38 of residence the following information about each student served by the Missouri course  
39 access and virtual school program: name, address, eligibility for free or reduced-price lunch,  
40 limited English proficiency status, special education needs, and the number of courses in  
41 which the student is enrolled. The Missouri course access and virtual school program shall  
42 promptly notify the resident district when a student discontinues enrollment. A "full-time  
43 equivalent student" is a student who is enrolled in the instructional equivalent of six credits  
44 per regular term. Each Missouri course access and virtual school program course shall count

45 as one class and shall generate that portion of a full-time equivalent that a comparable course  
46 offered by the school district would generate.

47 (3) Pursuant to an education services plan and collaborative agreement under  
48 subsection 3 of this section, full-time equivalent students may be allowed to use a physical  
49 location of the resident school district for all or some portion of ongoing instructional activity,  
50 and the enrollment plan shall provide for reimbursement of costs of the resident district for  
51 providing such access pursuant to rules promulgated under this section by the department.

52 (4) In no case shall more than the full-time equivalency of a regular term of  
53 attendance for a single student be used to claim state aid. Full-time equivalent student credit  
54 completed shall be reported to the department of elementary and secondary education in the  
55 manner prescribed by the department. Nothing in this section shall prohibit students from  
56 enrolling in additional courses under a separate agreement that includes terms for paying  
57 tuition or course fees.

58 (5) A full-time virtual school program serving full-time equivalent students shall be  
59 considered an attendance center in the host school district and shall participate in the  
60 statewide assessment system as defined in section 160.518. The academic performance of  
61 students enrolled in a full-time virtual school program shall be assigned to the designated  
62 attendance center of the full-time virtual school program and shall be considered in like  
63 manner to other attendance centers. The academic performance of any student who disenrolls  
64 from a full-time virtual school program and enrolls in a public school or charter school shall  
65 not be used in determining the annual performance report score of the attendance center or  
66 school district in which the student enrolls for twelve months from the date of enrollment.

67 (6) For the purposes of this section, a public institution of higher education operating  
68 a full-time virtual school program shall be subject to all requirements applicable to a host  
69 school district with respect to its full-time equivalent students.

70 3. (1) A student who resides in this state may enroll in Missouri course access and  
71 virtual school program courses of his or her choice as a part of the student's annual course  
72 load each school year, with any costs associated with such course or courses to be paid by the  
73 school district or charter school if:

74 (a) The student is enrolled full-time in a public school, including any charter school;  
75 and

76 (b) Prior to enrolling in any Missouri course access and virtual school program  
77 course, a student has received approval from his or her school district or charter school  
78 through the procedure described under subdivision (2) of this subsection.

79 (2) Each school district or charter school shall adopt a policy that delineates the  
80 process by which a student may enroll in courses provided by the Missouri course access and  
81 virtual school program that is substantially similar to the typical process by which a district

82 student would enroll in courses offered by the school district and a charter school student  
83 would enroll in courses offered by the charter school. The policy may include consultation  
84 with the school's counselor and may include parental notification or authorization. The policy  
85 shall ensure that available opportunities for in-person instruction are considered prior to  
86 moving a student to virtual courses. The policy shall allow for continuous enrollment  
87 throughout the school year. If the school district or charter school disapproves a student's  
88 request to enroll in a course or courses provided by the Missouri course access and virtual  
89 school program, the reason shall be provided in writing and it shall be for good cause. Good  
90 cause justification to disapprove a student's request for enrollment in a course shall be a  
91 determination that doing so is not in the best educational interest of the student, and shall be  
92 consistent with the determination that would be made for such course request under the  
93 process by which a district student would enroll in a similar course offered by the school  
94 district and a charter school student would enroll in a similar course offered by the charter  
95 school, except that the determination may consider the suitability of virtual courses for the  
96 student based on prior participation in virtual courses by the student. Appeals of any course  
97 denials under this subsection shall be considered under a policy that is substantially similar to  
98 the typical process by which appeals would be considered for a student seeking to enroll in  
99 courses offered by the school district and a charter school student seeking to enroll in courses  
100 offered by the charter school.

101 (3) For students enrolled in any Missouri course access and virtual school program  
102 course in which costs associated with such course are to be paid by the school district or  
103 charter school as described under this subdivision, the school district or charter school shall  
104 pay the content provider directly on a pro rata monthly basis based on a student's completion  
105 of assignments and assessments. If a student discontinues enrollment, the district or charter  
106 school may stop making monthly payments to the content provider. No school district or  
107 charter school shall pay, for any one course for a student, more than the market necessary  
108 costs but in no case shall pay more than fourteen percent of the state adequacy target, as  
109 defined under section 163.011, as calculated at the end of the most recent school year for any  
110 single, year-long course and no more than seven percent of the state adequacy target as  
111 described above for any single semester equivalent course.

112 (4) (a) A student who lives in this state may enroll in a virtual program of their  
113 choice as provided in this subdivision, and the provisions of subdivisions (1) to (3) of this  
114 subsection shall not apply to such enrollment in a full-time virtual program. Each host school  
115 district operating a full-time virtual program under this section shall adopt, operate and  
116 implement an enrollment policy as specified by the provisions of this subdivision. The  
117 student, the student's parent or guardian if the student is not considered homeless, the virtual  
118 program, the host district, and the resident district shall collaborate in good faith to implement

119 the enrollment policy regarding the student's enrollment, and the resident school district and  
120 the host school district may mutually agree that the resident district shall offer or continue to  
121 offer services for the student under an agreement that includes financial terms for  
122 reimbursement by the host school district for the necessary costs of the resident school district  
123 providing such services. An enrollment policy specified under this subsection shall:

124 a. Require a student's parent or guardian, if the student is not considered homeless, to  
125 apply for enrollment in a full-time virtual program directly with the virtual program;

126 b. Specify timelines for timely participation by the virtual program, the host district,  
127 and resident district; provided that the resident district shall provide any relevant information  
128 and input on the enrollment within ten business days of notice from the virtual program of the  
129 enrollment application;

130 c. Include a survey of the reasons for the student's and parent's interests in  
131 participating in the virtual program;

132 d. Include consideration of available opportunities for in-person instruction prior to  
133 enrolling a student in a virtual program;

134 e. Evaluate requests for enrollment based on meeting the needs for a student to be  
135 successful considering all relevant factors;

136 f. Ensure that, for any enrolling student with a covered disability, an individualized  
137 education program and a related services agreement, in cases where such agreement is  
138 needed, are created to provide all services required to ensure a free and appropriate public  
139 education, including financial terms for reimbursement by the host district for the necessary  
140 costs of any virtual program, school district, or public or private entity providing all or a  
141 portion of such services;

142 g. Require the virtual program to determine whether an enrolling student will be  
143 admitted, based on the enrollment policy, in consideration of all relevant factors and provide  
144 the basis for its determination and any service plan for the student, in writing, to the student,  
145 the student's parent or guardian, the host district, and the resident district; and

146 h. Provide a process for reviewing appeals of decisions made under this subdivision.

147 (b) The department shall publish an annual report based on the enrollments and  
148 enrollment surveys conducted under this subdivision that provides data at the statewide and  
149 district levels of sufficient detail to allow analysis of trends regarding the reasons for  
150 participation in the virtual program at the statewide and district levels; provided that no such  
151 survey results will be published in a manner that reveals individual student information. The  
152 department shall also include, in the annual report, data at the statewide and district levels of  
153 sufficient detail to allow detection and analysis of the racial, ethnic, and socio-economic  
154 balance of virtual program participation among schools and districts at the statewide and

155 district levels, provided that no such survey results will be published in a manner that reveals  
156 individual student information.

157 (5) In the case of a student who is a candidate for A+ tuition reimbursement and  
158 taking a virtual course under this section, the school shall attribute no less than ninety-five  
159 percent attendance to any such student who has completed such virtual course.

160 (6) The Missouri course access and virtual school program shall ensure that  
161 individual learning plans designed by certified teachers and professional staff are developed  
162 for all students enrolled in more than two full-time course access program courses or a full-  
163 time virtual school.

164 (7) Virtual school programs shall monitor individual student success and engagement  
165 of students enrolled in their program and, for students enrolled in virtual courses on a part-  
166 time basis, the virtual school program shall provide regular student progress reports for each  
167 student at least four times per school year to the school district or charter school, provide the  
168 host school district and the resident school district ongoing access to academic and other  
169 relevant information on student success and engagement, and shall terminate or alter the  
170 course offering if it is found the course is not meeting the educational needs of the students  
171 enrolled in the course.

172 (8) The department of elementary and secondary education shall monitor the  
173 aggregate performance of providers and make such information available to the public under  
174 subsection 11 of this section.

175 (9) Pursuant to rules to be promulgated by the department of elementary and  
176 secondary education, when a student transfers into a school district or charter school, credits  
177 previously gained through successful passage of approved courses under the Missouri course  
178 access and virtual school program shall be accepted by the school district or charter school.

179 (10) Pursuant to rules to be promulgated by the department of elementary and  
180 secondary education, if a student transfers into a school district or charter school while  
181 enrolled in a Missouri course access and virtual school program course or full-time virtual  
182 school, the student shall continue to be enrolled in such course or school.

183 (11) Nothing in this section shall prohibit home school or FPE school students,  
184 private school students, or students wishing to take additional courses beyond their regular  
185 course load from enrolling in Missouri course access and virtual school program courses  
186 under an agreement that includes terms for paying tuition or course fees.

187 (12) Nothing in this subsection shall require any school district, charter school, virtual  
188 program, or the state to provide computers, equipment, or internet access to any student  
189 unless required under the education services plan created for an eligible student under  
190 subdivision (4) of this subsection or for an eligible student with a disability to comply with  
191 federal law. An education services plan may require an eligible student to have access to

192 school facilities of the resident school district during regular school hours for participation  
193 and instructional activities of a virtual program under this section, and the education services  
194 plan shall provide for reimbursement of the resident school district for such access pursuant to  
195 rules adopted by the department under this section.

196 (13) The authorization process shall provide for continuous monitoring of approved  
197 providers and courses. The department shall revoke or suspend or take other corrective action  
198 regarding the authorization of any course or provider no longer meeting the requirements of  
199 the program. Unless immediate action is necessary, prior to revocation or suspension, the  
200 department shall notify the provider and give the provider a reasonable time period to take  
201 corrective action to avoid revocation or suspension. The process shall provide for periodic  
202 renewal of authorization no less frequently than once every three years.

203 (14) Courses approved as of August 28, 2018, by the department to participate in the  
204 Missouri virtual instruction program shall be automatically approved to participate in the  
205 Missouri course access and virtual school program, but shall be subject to periodic renewal.

206 (15) Any online course or virtual program offered by a school district or charter  
207 school, including those offered prior to August 28, 2018, which meets the requirements of  
208 section 162.1250 shall be automatically approved to participate in the Missouri course access  
209 and virtual school program. Such course or program shall be subject to periodic renewal. A  
210 school district or charter school offering such a course or virtual school program shall be  
211 deemed an approved provider.

212 (16) A host district may contract with a provider to perform any required services  
213 involved with delivering a full-time virtual education.

214 4. (1) As used in this subsection, the term "instructional activities" means classroom-  
215 based or nonclassroom-based activities that a student shall be expected to complete,  
216 participate in, or attend during any given school day, such as:

- 217 (a) Online logins to curricula or programs;
- 218 (b) Offline activities;
- 219 (c) Completed assignments within a particular program, curriculum, or class;
- 220 (d) Testing;
- 221 (e) Face-to-face communications or meetings with school staff;
- 222 (f) Telephone or video conferences with school staff;
- 223 (g) School-sanctioned field trips; or
- 224 (h) Orientation.

225 (2) A full-time virtual school shall submit a notification to the parent or guardian of  
226 any student who is not consistently engaged in instructional activities and shall provide  
227 regular student progress reports for each student at least four times per school year.

228 (3) Each full-time virtual school shall develop, adopt, and post on the school's website  
229 a policy setting forth the consequences for a student who fails to complete the required  
230 instructional activities. Such policy shall state, at a minimum, that if a student fails to  
231 complete the instructional activities after receiving a notification under subdivision (2) of this  
232 subsection, and after reasonable intervention strategies have been implemented, that the  
233 student shall be subject to certain consequences which may include disenrollment from the  
234 school. Prior to any disenrollment, the parent or guardian shall have the opportunity to  
235 present any information that the parent deems relevant, and such information shall be  
236 considered prior to any final decision.

237 (4) If a full-time virtual school disenrolls a student under subdivision (3) of this  
238 subsection, the school shall immediately provide written notification to such student's school  
239 district of residence. The student's school district of residence shall then provide to the  
240 parents or guardian of the student a written list of available educational options and promptly  
241 enroll the student in the selected option. Any student disenrolled from a full-time virtual  
242 school shall be prohibited from reenrolling in the same virtual school for the remainder of the  
243 school year.

244 5. School districts or charter schools shall inform parents of their child's right to  
245 participate in the program. Availability of the program shall be made clear in the parent  
246 handbook, registration documents, and featured on the home page of the school district or  
247 charter school's website.

248 6. The department shall:

249 (1) Establish an authorization process for course or full-time virtual school providers  
250 that includes multiple opportunities for submission each year;

251 (2) Pursuant to the time line established by the department, authorize course or full-  
252 time virtual school providers that:

253 (a) Submit all necessary information pursuant to the requirements of the process; and

254 (b) Meet the criteria described in subdivision (3) of this subsection;

255 (3) Review, pursuant to the authorization process, proposals from providers to  
256 provide a comprehensive, full-time equivalent course of study for students through the  
257 Missouri course access and virtual school program. The department shall ensure that these  
258 comprehensive courses of study align to state academic standards and that there is  
259 consistency and compatibility in the curriculum used by all providers from one grade level to  
260 the next grade level;

261 (4) Within thirty days of any denial, provide a written explanation to any course or  
262 full-time virtual school providers that are denied authorization;

263 (5) Allow a course or full-time virtual school provider denied authorization to reapply  
264 at any point in the future.



265 7. The department shall publish the process established under this section, including  
266 any deadlines and any guidelines applicable to the submission and authorization process for  
267 course or full-time virtual school providers on its website.

268 8. If the department determines that there are insufficient funds available for  
269 evaluating and authorizing course or full-time virtual school providers, the department may  
270 charge applicant course or full-time virtual school providers a fee up to, but no greater than,  
271 the amount of the costs in order to ensure that evaluation occurs. The department shall  
272 establish and publish a fee schedule for purposes of this subsection.

273 9. Except as specified in this section and as may be specified by rule of the state board  
274 of education, the Missouri course access and virtual school program shall comply with all  
275 state laws and regulations applicable to school districts, including but not limited to the  
276 Missouri school improvement program (MSIP), annual performance report (APR), teacher  
277 certification, curriculum standards, audit requirements under chapter 165, access to public  
278 records under chapter 610, and school accountability report cards under section 160.522.  
279 Teachers and administrators employed by a virtual provider shall be considered to be  
280 employed in a public school for all certification purposes under chapter 168.

281 10. The department shall submit and publicly publish an annual report on the  
282 Missouri course access and virtual school program and the participation of entities to the  
283 governor, the chair and ranking member of the senate education committee, and the chair and  
284 ranking member of the house of representatives elementary and secondary education  
285 committee. The report shall at a minimum include the following information:

286 (1) The annual number of unique students participating in courses authorized under  
287 this section and the total number of courses in which students are enrolled in;

288 (2) The number of authorized providers;

289 (3) The number of authorized courses and the number of students enrolled in each  
290 course;

291 (4) The number of courses available by subject and grade level;

292 (5) The number of students enrolled in courses broken down by subject and grade  
293 level;

294 (6) Student outcome data, including completion rates, student learning gains, student  
295 performance on state or nationally accepted assessments, by subject and grade level per  
296 provider. This outcome data shall be published in a manner that protects student privacy;

297 (7) The costs per course;

298 (8) Evaluation of in-school course availability compared to course access availability  
299 to ensure gaps in course access are being addressed statewide.

300 11. (1) The department shall be responsible for creating the Missouri course access  
301 and virtual school program catalog providing a listing of all courses authorized and available

302 to students in the state, detailed information, including costs per course, about the courses to  
303 inform student enrollment decisions, and the ability for students to submit their course  
304 enrollments.

305 (2) On or before January 1, 2023, the department shall publish on its website, and  
306 distribute to all school districts and charter schools in this state, a guidance document that  
307 details the options for virtual course access and full-time virtual course access for all students  
308 in the state. The guidance document shall include a complete and readily understood  
309 description of the applicable enrollment processes including the opportunity for students to  
310 enroll and the roles and responsibilities of the student, parent, virtual provider, school district  
311 or districts, and charter schools, as appropriate. The guidance document shall be distributed  
312 in written and electronic form to all school districts, charter schools, and virtual providers.  
313 School districts and charter schools shall provide a copy of the guidance document to every  
314 pupil and parent or legal guardian of every pupil enrolled in the district or charter school at  
315 the beginning of each school year and upon enrollment for every pupil enrolling at a different  
316 time of the school year. School districts and charter schools shall provide a readily viewable  
317 link to the electronic version of the guidance document on the main page of the district's or  
318 charter school's website.

319 **12. Any virtual school or program may administer any statewide assessment**  
320 **required pursuant to the provisions of section 160.518 except for college readiness or**  
321 **workforce readiness assessments provided by a national college and career readiness**  
322 **assessment provider in a virtual setting that aligns with the student's regular academic**  
323 **instruction. Any administration of a virtual statewide assessment shall meet the**  
324 **following conditions:**

325 (1) **The assessment shall be administered to the student at an assigned date and**  
326 **time;**

327 (2) **The assessment shall be administered during a synchronous assessment**  
328 **session initiated and managed by an employee of the virtual school or program;**

329 (3) **The student shall be monitored by an assessment proctor via a camera for the**  
330 **duration of the assessment. If the assessment platform does not allow for integrated**  
331 **camera proctoring, the student shall use two devices during the assessment. The first**  
332 **device shall be used to take the assessment and the second device shall have a**  
333 **functioning camera and be used to monitor the student during the assessment.**  
334 **However, if the assessment platform allows for the proctor to view the student and**  
335 **background, a second device shall not be required;**

336 (4) **The virtual school or program shall maintain a student-assessment-taker-to-**  
337 **assessment-proctor ratio of ten to one or lower;**

338           **(5) The student shall not exit the assessment platform until instructed to do so by**  
339 **the assigned assessment proctor; and**

340           **(6) The student's submission of the completed assessment shall be verified by the**  
341 **assessment administrator.**

342           **13.** The state board of education through the rulemaking process and the department  
343 of elementary and secondary education in its policies and procedures shall ensure that  
344 multiple content providers and learning management systems are allowed, ensure digital  
345 content conforms to accessibility requirements, provide an easily accessible link for providers  
346 to submit courses or full-time virtual schools on the Missouri course access and virtual school  
347 program website, and allow any person, organization, or entity to submit courses or full-time  
348 virtual schools for approval. No content provider shall be allowed that is unwilling to accept  
349 payments in the amount and manner as described under subdivision (3) of subsection 3 of this  
350 section or does not meet performance or quality standards adopted by the state board of  
351 education.

352           ~~[13.]~~ **14.** Any rule or portion of a rule, as that term is defined in section 536.010, that  
353 is created under the authority delegated in this section shall become effective only if it  
354 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
355 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with  
356 the general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
357 disapprove and annul a rule are subsequently held unconstitutional, then the grant of  
358 rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid  
359 and void.

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

          162.069. 1. Every school district shall, by March 1, 2012, promulgate a written  
2 policy concerning employee-student communication. The governing body of each charter  
3 school shall adopt a written policy concerning employee-student communication by January  
4 1, 2014. Such policy shall include, but not be limited to, the use of electronic media and other  
5 mechanisms to prevent improper communications between staff members and students.

6           2. The school board of each school district and the governing body of each charter  
7 school shall, by January 1, 2014, adopt and implement training guidelines and ~~[an annual]~~ **a**  
8 training program for all school employees who are mandatory reporters of child abuse or  
9 neglect under section 210.115. **Such training shall be provided as established in section**  
10 **168.331.**

11           3. Every school district and the governing body of each charter school shall, by July  
12 1, 2014, include in its teacher and employee training a component that provides up-to-date  
13 and reliable information on identifying signs of sexual abuse in children and danger signals of  
14 potentially abusive relationships between children and adults. The training shall emphasize  
15 the importance of mandatory reporting of abuse under section 210.115 including the  
16 obligation of mandated reporters to report suspected abuse by other mandated reporters, and  
17 how to establish an atmosphere of trust so that students feel their school has concerned adults  
18 with whom they feel comfortable discussing matters related to abuse. **Such training shall be**  
19 **provided as established in section 168.331.** The training shall also emphasize that:

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

22           (2) No supervisor or administrator may impede or inhibit any reporting under section  
23 210.115; and

24           (3) No person making a report under section 210.115 shall be subject to any sanction,  
25 including any adverse employment action, for making such report.

**162.207. 1. As used in this section, "electronic personal communications device"**  
2 **means a portable device that is used to initiate, receive, store, or view communication,**  
3 **information, images, or data electronically.**

4           **2. (1) For the 2026-27 school year and all subsequent school years, each school**  
5 **district and charter school governing board shall adopt a written policy governing a**  
6 **student's possession or use of an electronic personal communications device.**

7           **(2) Such school district or governing board shall develop and design such policy**  
8 **to promote the educational interests of students and to provide a safe and effective**  
9 **working environment for school employees and volunteers.**

10           **3. At a minimum, such policy:**

11           **(1) Shall prohibit a student from using an electronic personal communications**  
12 **device from the beginning of the school day until the end of the school day during**  
13 **regularly scheduled instructional time and during meal times, provided that such policy**  
14 **defines instructional time;**

15           **(2) May prohibit a student from using an electronic personal communications**  
16 **device during breaks from regularly scheduled instructional time including, but not**  
17 **limited to, time between classes, study halls, and field trips;**

18           **(3) Shall describe the disciplinary procedures and measures that will be taken if**  
19 **a student violates the policy; and**

20           **(4) (a) Shall provide exceptions to the prohibition that allow the display and use**  
21 **of an electronic personal communications device by a student when the use of such**  
22 **device is required during regularly scheduled instructional activities for the following:**

- 23           **a. An individualized education program, or IEP, as such term is defined in 20**  
24 **U.S.C. Section 1401, as amended;**
- 25           **b. A 504 plan created under Section 504 of the federal Rehabilitation Act of**  
26 **1973, 29 U.S.C. Section 794, as amended;**
- 27           **c. An individualized emergency health care plan or an individualized health care**  
28 **plan established under section 167.625;**
- 29           **d. The Americans with Disabilities Act, 42 U.S.C. Section 12101 et seq., as**  
30 **amended;**
- 31           **e. The Rehabilitation Act of 1973, 29 U.S.C. Section 701 et seq., as amended;**
- 32           **f. The federal Civil Rights Act of 1964; or**
- 33           **g. The federal Equal Educational Opportunities Act of 1974, 20 U.S.C. Section**  
34 **1701 et seq., regarding English language learners, as such term is defined in 29 U.S.C.**  
35 **Section 3102, as amended.**

36           **(b) Such exceptions may include when the use of such device is allowable for the**  
37 **following:**

- 38           **a. In the case of an emergency; and**
- 39           **b. When directed to use such device for an educational purpose with**  
40 **authorization as directed by established board policies.**
- 41           **4. Each school district and charter school governing board shall publish the**  
42 **policy on such district's or charter school's website.**
- 43           **5. A school district or charter school employee or volunteer shall be held**  
44 **harmless and immune from any liability for actions taken under this section if such**  
45 **employee or volunteer acts in good faith and follows the proper disciplinary procedures**  
46 **and measures adopted under this section by the school board or charter school**  
47 **governing board.**
- 48           **6. The provisions of this section shall expire on August 28, 2032.**

163.044. 1. Beginning with the 2007 fiscal year and each subsequent fiscal year, the  
2 general assembly shall appropriate thirty million dollars to be directed in the following  
3 manner to school districts with an average daily attendance of three hundred fifty students or  
4 less in the school year preceding the payment year, **provided that nonresident students**  
5 **enrolled in such school districts through section 161.670 shall not be included in the total**  
6 **for purposes of this section:**

7           (1) Twenty million dollars shall be distributed to the eligible districts in proportion to  
8 their average daily attendance; and

9           (2) Ten million dollars shall be directed to the eligible districts that have an operating  
10 levy for school purposes in the current year equal to or greater than the performance levy and  
11 any school districts which have an operating levy for school purposes in the current year less

12 than the performance levy solely due to a modification of such district's levy required under  
13 subdivision (4) of subsection 5 of section 137.073. A tax-rate-weighted average daily  
14 attendance shall be calculated for each eligible district in proportion to its operating levy for  
15 school purposes for the current year divided by the performance levy with that result  
16 multiplied by the district's average daily attendance in the school year preceding the payment  
17 year. The total appropriation pursuant to this subdivision shall then be divided by the sum of  
18 the tax-rate-weighted average daily attendance of the eligible districts, and the resulting  
19 amount per tax-rate-weighted average daily attendance shall be multiplied by each eligible  
20 district's tax-rate-weighted average daily attendance to determine the amount to be paid to  
21 each eligible district.

22 2. The payment under this section shall not be transferred to the capital projects fund.

23 3. Except as provided in subsection 2 of this section, districts receiving payments  
24 under this section may use the moneys for, including but not limited to, the following:

25 (1) Distance learning;

26 (2) Extraordinary transportation costs;

27 (3) Rural teacher recruitment; and

28 (4) Student learning opportunities not available within the district.

163.045. 1. **(1)** Notwithstanding any provision of law to the contrary, in addition to  
2 all funds distributed to school districts pursuant to the provisions of section 163.031, the  
3 department of elementary and secondary education shall, after rendering all calculations  
4 required pursuant to the provisions of such section, remit an amount equal to one percent for  
5 fiscal years 2026 and 2027, or two percent for fiscal year 2028 and all subsequent fiscal years,  
6 of each district's preceding year's annual state aid entitlement as calculated in June in  
7 accordance with the provisions of such section for any district with a preceding year school  
8 ~~[term]~~ **board-approved school calendar** that provided for one hundred sixty-nine school  
9 days or more **of planned attendance**. For districts in which one or more charter schools  
10 operate, and for all charter schools located therein, the department shall, after rendering all  
11 calculations required pursuant to the provisions of section 163.031 and section 160.415, remit  
12 an amount equal to one percent for fiscal years 2026 and 2027, or two percent for fiscal year  
13 2028 and all subsequent fiscal years, of each district's and charter school's preceding year's  
14 annual state aid entitlement as calculated in June, prior to any required adjustment pursuant to  
15 subsections 4 and 15 of section 160.415, for any district or charter school with a preceding  
16 year ~~[school-term]~~ **board-approved school calendar** that provided for one hundred sixty-  
17 nine school days or more **of planned attendance**.

18 **(2) This subsection shall not be construed to prohibit the distribution of**  
19 **additional moneys under subdivision (1) of this subsection to a school district or charter**  
20 **school that:**

21 **(a) Prepares an annual calendar for the district's or charter school's school term**  
 22 **under section 171.031 that establishes a school term of at least one hundred sixty-nine**  
 23 **school days; and**

24 **(b) Is in session for fewer than one hundred sixty-nine school days in such school**  
 25 **term because of:**

26 **a. Exceptional or emergency circumstances, as provided under section 171.033;**  
 27 **or**

28 **b. An authorized reduction of the required number of hours or days under**  
 29 **subsection 2 of section 160.041.**

30 2. Any funds received as provided in this section shall be used by school districts and  
 31 charter schools exclusively to increase teacher salaries. Any school district or charter school  
 32 that receives funds as provided in this section but fails to utilize such funds solely to increase  
 33 teacher salaries shall have an amount equal to the amount of such funds received withheld  
 34 from such district's or charter school's state aid payments pursuant to the provisions of section  
 35 163.031 or 160.415.

163.172. 1. (1) In school year 1994-95 and thereafter until school year 2006-07, the  
 2 minimum teacher's salary shall be eighteen thousand dollars. Beginning in school year 2006-  
 3 07, the minimum teacher's salary shall be twenty-two thousand dollars; in school year 2007-  
 4 08, the minimum teacher's salary shall be twenty-three thousand dollars; in school year 2008-  
 5 09, the minimum teacher's salary shall be twenty-four thousand dollars; in school year 2009-  
 6 10 and in each subsequent school year through the 2024-25 school year, the minimum  
 7 teacher's salary shall be twenty-five thousand dollars.

8 (2) For the 2025-26 school year and in all subsequent school years, the minimum  
 9 teacher's salary shall be forty thousand dollars.

10 (3) Beginning in the school year 1996-97 until school year 2006-07, for any full-time  
 11 teacher with a master's degree and at least ten years' teaching experience in a public school or  
 12 combination of public schools, the minimum salary shall be twenty-four thousand dollars.  
 13 Beginning in the school year 2006-07, for any full-time teacher with a master's degree in an  
 14 academic teaching field and at least ten years' teaching experience in a public school or  
 15 combination of public schools, the minimum salary shall be thirty thousand dollars; in the  
 16 2007-08 school year such minimum salary shall be thirty-one thousand dollars; in the 2008-  
 17 09 school year such minimum salary shall be thirty-two thousand dollars; and in the 2009-10  
 18 school year and in each subsequent school year through the 2024-25 school year, such  
 19 minimum salary shall be thirty-three thousand dollars.

20 (4) For the 2025-26 school year and in all subsequent school years, the minimum  
 21 teacher's salary for any full-time teacher with a master's degree ~~in an academic teaching field~~

22 ~~directly related to the teacher's assignment]~~ and at least ten years' teaching experience in a  
23 public school or combination of public schools shall be as follows:

24 (a) In the 2025-26 school year, forty-six thousand dollars;

25 (b) In the 2026-27 school year, forty-seven thousand dollars; and

26 (c) In the 2027-28 school year, forty-eight thousand dollars.

27 2. (1) As used in this subsection, "CPI" means the Consumer Price Index for All  
28 Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its  
29 successor index.

30 (2) In the 2028-29 school year and in all subsequent school years, the minimum  
31 salaries identified in subdivision (2) of subsection 1 of this section and in paragraph (c) of  
32 subdivision (4) of subsection 1 of this section shall be adjusted annually by the percentage  
33 increase in inflation as described in subdivision (3) of this subsection.

34 (3) If the CPI report for January of a given year indicates that inflation increased over  
35 the previous twelve months by at least one percent, the department of elementary and  
36 secondary education shall increase the minimum salaries described in subdivision (2) of this  
37 subsection by the same percentage increase in inflation, except that no minimum salary  
38 increase shall exceed three percent.

39 (4) The state board of education shall publish such minimum salaries annually in  
40 February beginning in calendar year 2026. Modifications to the minimum salaries shall take  
41 effect on July first of each calendar year.

42 3. The commissioner of education shall present to the appropriate committees of the  
43 general assembly information on the average Missouri teacher's salary, regional average  
44 salary data, and national average salary data.

45 4. All school salary information shall be public information.

46 5. As used in this section, the term "salary" shall be defined as the salary figure which  
47 appears on the teacher's contract and as determined by the local school district's basic salary  
48 schedule and does not include supplements for extra duties.

49 6. The minimum salary for any fully certificated teacher employed on a less than full-  
50 time basis by a school district, state school for the severely handicapped, the Missouri School  
51 for the Deaf, or the Missouri School for the Blind shall be prorated to reflect the amounts  
52 provided in subsection 1 of this section.

53 7. (1) There is hereby created in the state treasury the "Teacher Baseline Salary Grant  
54 Fund", which shall consist of moneys appropriated under subsection 8 of this section. The  
55 state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180,  
56 the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon  
57 appropriation, moneys in this fund shall be used solely to increase minimum teacher's salaries  
58 as provided in this section.



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

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

65 8. (1) There is hereby created the "Teacher Baseline Salary Grant" program. The  
66 general assembly may appropriate amounts to the teacher baseline salary grant fund created in  
67 subsection 7 of this section. The total amount appropriated to such fund shall not exceed the  
68 amount necessary to assist each school district in increasing minimum teacher's salaries to the  
69 minimum amount as required under this section.

70 (2) Subject to the appropriation of moneys to the teacher baseline salary grant fund,  
71 each school district may apply to the department of elementary and secondary education for a  
72 grant of moneys from the teacher baseline salary grant fund to assist such district in  
73 increasing minimum teacher's salaries as required under this section.

167.020. 1. As used in this section **and in section 167.022**, the ~~term~~ **following**  
2 **terms mean:**

3 (1) **"Behavioral threat assessment", records associated with an evaluation of a**  
4 **student who has shown or demonstrated:**

5 (a) **Homicidal or suicidal ideation;**

6 (b) **Planning an attack on a school, other students, faculty, staff, or**  
7 **administration; or**

8 (c) **Behavior that puts students, faculty, staff, or administration at risk for harm;**

9 (2) **"Homeless child" or "homeless youth" ~~shall mean~~**, a person less than twenty-one  
10 years of age who lacks a fixed, regular and adequate nighttime residence, including a child or  
11 youth who:

12 ~~(1)~~ (a) Is sharing the housing of other persons due to loss of housing, economic  
13 hardship, or a similar reason; is living in motels, hotels, or camping grounds due to lack of  
14 alternative adequate accommodations; is living in emergency or transitional shelters; is  
15 abandoned in hospitals; or is awaiting foster care placement;

16 ~~(2)~~ (b) Has a primary nighttime residence that is a public or private place not  
17 designed for or ordinarily used as a regular sleeping accommodation for human beings;

18 ~~(3)~~ (c) Is living in cars, parks, public spaces, abandoned buildings, substandard  
19 housing, bus or train stations, or similar settings; and

20 ~~(4)~~ (d) Is a migratory child or youth who qualifies as homeless because the child or  
21 youth is living in circumstances described in ~~subdivisions (1) to (3)~~ **paragraphs (a) to (c)** of  
22 this ~~subsection~~ **subdivision;**

23           **(3) "Personal safety plan", an agreement based upon the findings of the**  
24 **behavioral threat assessment record between the school and the students' parents or**  
25 **guardians, or between the school and the student if the student is emancipated or an**  
26 **unaccompanied youth as defined in 210.121, that:**

27           **(a) Stipulates rules for attendance at the school;**

28           **(b) Provides benchmarks that allow for the student to be released from the**  
29 **personal safety plan over time; and**

30           **(c) Provides immediate access to a trusted adult for the student with the personal**  
31 **safety plan.**

32           2. In order to register a pupil, the parent or legal guardian of the pupil or the pupil  
33 himself or herself shall provide, at the time of registration, one of the following:

34           (1) Proof of residency in the district. Except as otherwise provided in section  
35 167.151, the term "residency" shall mean that a person both physically resides within a school  
36 district and is domiciled within that district or, in the case of a private school student  
37 suspected of having a disability under the Individuals With Disabilities Education Act, 20  
38 U.S.C. Section [~~1412;~~] **1411** et seq., **as amended**, that the student attends private school  
39 within that district. The domicile of a minor child shall be the domicile of a parent, military  
40 guardian pursuant to a military-issued guardianship or court-appointed legal guardian. For  
41 instances in which the family of a student living in Missouri co-locates to live with other  
42 family members or live in a military family support community because one or both of the  
43 child's parents are stationed or deployed out of state or deployed within Missouri under active  
44 duty orders under Title 10 or Title 32 of the United States Code, the student may attend the  
45 school district in which the family member's residence or family support community is  
46 located. If the active duty orders expire during the school year, the student may finish the  
47 school year in that district;

48           (2) Proof that the person registering the student has requested a waiver under  
49 subsection 3 of this section within the last forty-five days; or

50           (3) Proof that one or both of the child's parents are being relocated to the state of  
51 Missouri under military orders.

52

53 In instances where there is reason to suspect that admission of the pupil will create an  
54 immediate danger to the safety of other pupils and employees of the district, the  
55 superintendent or the superintendent's designee may convene a hearing within five  
56 working days of the request to register and determine whether or not the pupil may register.

57           3. Any person subject to the requirements of subsection 2 of this section may request  
58 a waiver from the district board of any of those requirements on the basis of hardship or good  
59 cause. Under no circumstances shall athletic ability be a valid basis of hardship or good cause

60 for the issuance of a waiver of the requirements of subsection 2 of this section. The district  
61 board or committee of the board appointed by the president and which shall have full  
62 authority to act in lieu of the board shall convene a hearing as soon as possible, but no later  
63 than forty-five days after receipt of the waiver request made under this subsection or the  
64 waiver request shall be granted. The district board or committee of the board may grant the  
65 request for a waiver of any requirement of subsection 2 of this section. The district board or  
66 committee of the board may also reject the request for a waiver in which case the pupil shall  
67 not be allowed to register. Any person aggrieved by a decision of a district board or  
68 committee of the board on a request for a waiver under this subsection may appeal such  
69 decision to the circuit court in the county where the school district is located.

70 4. Any person who knowingly submits false information to satisfy any requirement of  
71 subsection 2 of this section is guilty of a class A misdemeanor.

72 5. In addition to any other penalties authorized by law, a district board may file a civil  
73 action to recover, from the parent, military guardian or legal guardian of the pupil, the costs of  
74 school attendance for any pupil who was enrolled at a school in the district and whose parent,  
75 military guardian or legal guardian filed false information to satisfy any requirement of  
76 subsection 2 of this section.

77 6. Subsection 2 of this section shall not apply to a pupil who is a homeless child or  
78 youth, or a pupil attending a school not in the pupil's district of residence as a participant in an  
79 interdistrict transfer program established under a court-ordered desegregation program, a  
80 pupil who is a ward of the state and has been placed in a residential care facility by state  
81 officials, a pupil who has been placed in a residential care facility due to a mental illness or  
82 developmental disability, a pupil attending a school pursuant to sections 167.121 and  
83 167.151, a pupil placed in a residential facility by a juvenile court, a pupil with a disability  
84 identified under state eligibility criteria if the student is in the district for reasons other than  
85 accessing the district's educational program, or a pupil attending a regional or cooperative  
86 alternative education program or an alternative education program on a contractual basis.

87 7. Within two business days of enrolling a pupil, the school official enrolling a pupil,  
88 including any special education pupil, shall request those records required by district policy  
89 for student transfer [~~and those~~], discipline records required by subsection 9 of section 160.261  
90 from all schools previously attended by the pupil within the last twelve months, **and records**  
91 **of any behavioral threat assessments and personal safety plans of the pupil created by**  
92 **the local education agency if the student is currently subject to an active personal safety**  
93 **plan or has been subject to a personal safety plan in the previous twelve months.** Any  
94 school district that receives a request for such records from another school district enrolling a  
95 pupil that had previously attended a school in such district shall respond to such request  
96 within five business days of receiving the request. School districts may report or disclose

97 education records to law enforcement and juvenile justice authorities if the disclosure  
98 concerns law enforcement's or juvenile justice authorities' ability to effectively serve, prior to  
99 adjudication, the student whose records are released. The officials and authorities to whom  
100 such information is disclosed must comply with applicable restrictions set forth in 20 U.S.C.  
101 Section 1232g(b)(1)(E).

102 8. If one or both of a child's parents are being relocated to the state of Missouri under  
103 military orders, a school district shall allow remote registration of the student and shall not  
104 require the parent or legal guardian of the student or the student himself or herself to  
105 physically appear at a location within the district to register the student. Proof of residency, as  
106 described in this section, shall not be required at the time of the remote registration but shall  
107 be required within ten days of the student's attendance in the school district.

167.022. Consistent with the provisions of section 167.020, within forty-eight hours  
2 of enrolling a nonresident pupil placed pursuant to sections 210.481 to 210.536, the school  
3 official enrolling a pupil, including any special education pupil, shall request those records  
4 required by district policy for student transfer [~~and those~~], discipline records required by  
5 subsection 9 of section 160.261, **and records of any behavioral threat assessments and**  
6 **personal safety plans of the pupil created by the local education agency if the student is**  
7 **currently subject to an active personal safety plan or has been subject to a personal**  
8 **safety plan in the previous twelve months** from all schools and other facilities previously  
9 attended by the pupil and from other state agencies as enumerated in section 210.518 and any  
10 entities involved with the placement of the student within the last twenty-four months. Any  
11 request for records under this section shall include, if applicable to the student, any records  
12 relating to an act of violence as defined under subsection 7 of section 160.262.

167.115. 1. Notwithstanding any provision of chapter 211 or chapter 610 to the  
2 contrary, the **prosecutor**, juvenile officer, sheriff, chief of police, or other appropriate law  
3 enforcement authority shall, as soon as reasonably practical, notify the superintendent[;] or  
4 the superintendent's designee[;] of the school district in which the pupil is enrolled when a  
5 **charge or indictment is filed or a** petition is filed pursuant to subsection 1 of section  
6 211.031 alleging that the pupil has committed one of the following acts:

- 7 (1) First degree murder under section 565.020;
- 8 (2) Second degree murder under section 565.021;
- 9 (3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or  
10 kidnapping in the first degree under section 565.110;
- 11 (4) First degree assault under section 565.050;
- 12 (5) Forcible rape under section 566.030 as it existed prior to August 28, 2013, or rape  
13 in the first degree under section 566.030;

- 14 (6) Forcible sodomy under section 566.060 as it existed prior to August 28, 2013, or  
15 sodomy in the first degree under section 566.060;
- 16 (7) Burglary in the first degree under section 569.160;
- 17 (8) Robbery in the first degree under section 569.020 as it existed prior to January 1,  
18 2017, or robbery in the first degree under section 570.023;
- 19 (9) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017,  
20 or manufacture of a controlled substance under section 579.055;
- 21 (10) Distribution of drugs to a minor under section 195.212 as it existed prior to  
22 January 1, 2017, or delivery of a controlled substance under section 579.020;
- 23 (11) Arson in the first degree under section 569.040;
- 24 (12) Voluntary manslaughter under section 565.023;
- 25 (13) Involuntary manslaughter under section 565.024 as it existed prior to January 1,  
26 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary  
27 manslaughter in the second degree under section 565.027;
- 28 (14) Second degree assault under section 565.060 as it existed prior to January 1,  
29 2017, or second degree assault under section 565.052;
- 30 (15) Sexual assault under section 566.040 as it existed prior to August 28, 2013, or  
31 rape in the second degree under section 566.031;
- 32 (16) Felonious restraint under section 565.120 as it existed prior to January 1, 2017,  
33 or kidnapping in the second degree under section 565.120;
- 34 (17) Property damage in the first degree under section 569.100;
- 35 (18) The possession of a weapon under chapter 571;
- 36 (19) Child molestation in the first degree pursuant to section 566.067 as it existed  
37 prior to January 1, 2017;
- 38 (20) Child molestation in the first, second, or third degree pursuant to sections  
39 566.067, 566.068, or 566.069;
- 40 (21) Deviate sexual assault pursuant to section 566.070 as it existed prior to August  
41 28, 2013, or sodomy in the second degree under section 566.061;
- 42 (22) Sexual misconduct involving a child pursuant to section 566.083; or
- 43 (23) Sexual abuse pursuant to section 566.100 as it existed prior to August 28, 2013,  
44 or sexual abuse in the first degree under section 566.100.
- 45 2. The notification shall be made orally or in writing, in a timely manner, no later than  
46 ~~[five days]~~ **twenty-four hours** following the filing of the **charge, indictment, or** petition. If  
47 the report is made orally, written notice shall follow in a timely manner. The notification shall  
48 include a complete description of the conduct the pupil is alleged to have committed and the  
49 dates the conduct occurred but shall not include the name of any victim. Upon the disposition  
50 of any such case, the juvenile office or prosecuting attorney or their designee shall send a

51 second notification to the superintendent providing the disposition of the case, including a  
52 brief summary of the relevant finding of facts, no later than ~~[five]~~ **two business** days  
53 following the disposition of the case.

54 3. The superintendent or the designee of the superintendent shall report such  
55 information to teachers and other school district employees with a need to know while acting  
56 within the scope of their assigned duties. Any information received by school district  
57 officials pursuant to this section shall be received in confidence and used for the limited  
58 purpose of assuring that good order and discipline is maintained in the school. This  
59 information shall not be used as the sole basis for not providing educational services to a  
60 public school pupil **unless the school district requests the attorney general's office or the**  
61 **district or charter school's attorney to seek an injunction from a court of competent**  
62 **jurisdiction to exclude the pupil from educational services if there is a substantial**  
63 **likelihood of danger to the safety of pupils or employees of the school district. The**  
64 **information may be used to provide the pupil educational services in an alternative**  
65 **environment.**

66 4. The superintendent shall notify the appropriate division of the juvenile or family  
67 court upon any pupil's suspension for more than ten days or expulsion of any pupil that the  
68 school district is aware is under the jurisdiction of the court.

69 5. The superintendent or the superintendent's designee may be called to serve in a  
70 consultant capacity at any dispositional proceedings pursuant to section 211.031 which may  
71 involve reference to a pupil's academic treatment plan.

72 6. Upon the transfer of any pupil described in this section to any other school district  
73 in this state, the superintendent or the superintendent's designee shall forward the written  
74 notification given to the superintendent pursuant to subsection 2 of this section to the  
75 superintendent of the new school district in which the pupil has enrolled. Such written  
76 notification shall be required again in the event of any subsequent transfer by the pupil.

77 7. As used in this section, the terms "school" and "school district" shall include any  
78 charter, private or parochial school or school district, and the term "superintendent" shall  
79 include the principal or equivalent chief school officer in the cases of charter, private or  
80 parochial schools.

81 8. The superintendent or the designee of the superintendent or other school employee  
82 who, in good faith, reports information in accordance with the terms of this section and  
83 section 160.261 shall not be civilly liable for providing such information.

167.117. 1. In any instance when any person is believed to have committed an act  
2 which if committed by an adult would be assault in the first, second or third degree, sexual  
3 assault, or deviate sexual assault against a pupil or school employee, while on school  
4 property, including a school bus in service on behalf of the district, or while involved in

5 school activities, the principal shall immediately report such incident to the appropriate local  
6 law enforcement agency and to the superintendent, except in any instance when any person is  
7 believed to have committed an act which if committed by an adult would be assault in the  
8 third degree and a written agreement as to the procedure for the reporting of such incidents of  
9 third degree assault has been executed between the superintendent of the school district and  
10 the appropriate local law enforcement agency, the principal shall report such incident to the  
11 appropriate local law enforcement agency in accordance with such agreement.

12 2. In any instance when a pupil is discovered to have on or about such pupil's person,  
13 or among such pupil's possessions, or placed elsewhere on the school premises, including but  
14 not limited to the school playground or the school parking lot, on a school bus or at a school  
15 activity whether on or off of school property any controlled substance as defined in section  
16 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school  
17 policy, the principal shall immediately report such incident to the appropriate local law  
18 enforcement agency and to the superintendent.

19 3. In any instance when a teacher becomes aware of an assault as set forth in  
20 subsection 1 of this section or finds a pupil in possession of a weapon or controlled  
21 substances as set forth in subsection 2 of this section, the teacher shall immediately report  
22 such incident to the principal.

23 4. **School districts and charter schools may enter into written agreements with**  
24 **law enforcement agencies as to the procedure for reporting the criminal offenses listed**  
25 **in subsection 1 of this section. The agreements may authorize the school district or**  
26 **charter school to report the criminal offense to the children's division rather than law**  
27 **enforcement if a pupil is under eleven years of age.**

28 5. **If a school employee, agent, or official becomes aware of an offense that is**  
29 **required to be reported in this section, the employee, agent, or official shall immediately**  
30 **notify a principal or other administrator to make the report.**

31 6. A school employee, ~~superintendent or such person's designee~~ **agent, or official**  
32 who in good faith provides information to law enforcement ~~[or juvenile authorities pursuant~~  
33 ~~to]~~ **in accordance with** this section or section 160.261 shall not be civilly liable for providing  
34 such information.

35 ~~[5-]~~ 7. Any school **employee, agent, or** official responsible for reporting pursuant to  
36 this section or section 160.261 who willfully neglects or refuses to perform this duty shall be  
37 subject to the penalty established pursuant to section 162.091.

167.151. 1. The school board of any district~~]~~:

2 (1) In its discretion, may admit to the school pupils not entitled to free instruction;  
3 and

4 (2) **Shall** prescribe the tuition fee to be paid by them, except as provided in:

5           (a) Subdivision (2) of subsection 3 of this section;

6           (b) **Subsection 6 of this section;** and ~~[(a)]~~

7           (c) Sections 167.121, 167.131, 167.132, ~~[and]~~ 167.895, **and 168.151.**

8           2. Orphan children, children with only one parent living, and children whose parents  
9 do not contribute to their support-if the children are between the ages of six and twenty years  
10 and are unable to pay tuition-may attend the schools of any district in the state in which they  
11 have a permanent or temporary home without paying a tuition fee.

12           3. (1) For all school years ending on or before June 30, 2023, any individual who  
13 pays a school tax in any other district than that in which such individual resides may send  
14 such individual's children to any public school in the district in which the tax is paid and  
15 receive as a credit on the amount charged for tuition the amount of the school tax paid to the  
16 district; except that any individual who owns real estate of which eighty acres or more are  
17 used for agricultural purposes and upon which such individual's residence is situated may  
18 send such individual's children to public school in any school district in which a part of such  
19 real estate, contiguous to that upon which such individual's residence is situated, lies and shall  
20 not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the  
21 school district of choice. The school district of choice shall count the children in its average  
22 daily attendance for the purpose of distribution of state aid through the foundation formula.

23           (2) For all school years beginning on or after July 1, 2023, any current owner of  
24 residential real property or agricultural real property or a named beneficiary of a trust that  
25 currently owns residential real property or agricultural real property and that pays a school tax  
26 in a district or districts other than the district in which such current owner or current  
27 beneficiary resides may send up to four of such owner's or beneficiary's children to a public  
28 school, excluding a charter school, in any district in which such owner or trust pays such  
29 school tax. For purposes of this subdivision, "residential real property" shall not include any  
30 multifamily residential property which exceeds four units. An owner or a named beneficiary  
31 of a trust that currently owns residential real property shall not be permitted under this  
32 subdivision to send their child to a district outside of the county in which they currently  
33 reside. Such owner or beneficiary shall send thirty days' written notice to all school districts  
34 involved specifying which school district each child will attend. Such owner or beneficiary  
35 shall also present proof of the owner's or trust's annual payment of at least two thousand  
36 dollars of school taxes levied on the real property specified in this subdivision within such  
37 school district and ownership of the specified real property for not less than the immediately  
38 preceding four consecutive years. Neither the resident nor nonresident districts shall be  
39 responsible for providing transportation services under this subdivision. The school district  
40 attended shall count a child attending under this subdivision in its average daily attendance  
41 for the purpose of distribution of state aid under chapter 163, except that such nonresident



42 students shall not be counted in the district's average daily attendance for the purposes of  
43 determining eligibility for aid payments under section 163.044.

44 4. For any school year ending on or before June 30, 2023, any owner of agricultural  
45 land who, pursuant to subsection 3 of this section, has the option of sending [~~his~~] **such**  
46 **individual's** children to the public schools of more than one district shall exercise such option  
47 as provided in this subsection. Such person shall send written notice to all school districts  
48 involved specifying to which school district [~~his~~] **such** children will attend by June thirtieth in  
49 which such a school year begins. If notification is not received, such children shall attend the  
50 school in which the majority of [~~his~~] **such individual's** property lies. Such person shall not  
51 send any of [~~his~~] **such individual's** children to the public schools of any district other than the  
52 one to which [~~he~~] **such individual** has sent notice pursuant to this subsection in that school  
53 year or in which the majority of [~~his~~] **such individual's** property lies without paying tuition to  
54 such school district.

55 5. If a pupil is attending school in a district other than the district of residence and the  
56 pupil's parent is teaching in the school district or is a regular employee of the school district  
57 which the pupil is attending, then the district in which the pupil attends school shall allow the  
58 pupil to attend school upon payment of tuition in the same manner in which the district allows  
59 other pupils not entitled to free instruction to attend school in the district. The provisions of  
60 this subsection shall apply only to pupils attending school in a district which has an  
61 enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils  
62 and which district is located in a county with a charter form of government which has a  
63 population in excess of six hundred thousand persons and not in excess of nine hundred  
64 thousand persons.

65 6. (1) **As used in this subsection, the following terms mean:**

66 (a) **"Contractor", an individual who devotes at least twenty paid hours per week**  
67 **fulfilling employment requirements or providing services to or for the benefit of a school**  
68 **district or public school employer in such district in any job title or position that is**  
69 **covered for an employee with such job title or in such position by a retirement system**  
70 **created under chapter 169 under a contract between such individual or such**  
71 **individual's employer and such school district or public school;**

72 (b) **"Regular employee", an individual who devotes at least twenty paid hours**  
73 **per week fulfilling employment requirements or providing services to or for the benefit**  
74 **of a school district or public school in such district in any position that is covered by a**  
75 **retirement system created under chapter 169.**

76 (2) (a) **For the 2025-26 school year and all subsequent school years, a school**  
77 **district may admit a child whose parent is a contractor or regular employee of a school**

78 **district other than the child's school district of residence or a public school in such**  
79 **district, and such child may attend school in such nonresident school district.**

80 **(b) Such nonresident school district shall allow the child to attend school in the**  
81 **same manner in which the district allows other pupils who are entitled to free**  
82 **instruction to attend school in the district and without paying a tuition fee.**

83 **(c) Such child shall be considered a resident pupil of such nonresident district**  
84 **under the definition of average daily attendance in section 163.011.**

85 **(d) If such child wishes to attend a school within the nonresident district that is a**  
86 **magnet school, an academically selective school, or a school with a competitive entrance**  
87 **process that has admissions requirements, the child's parent shall furnish proof that the**  
88 **child meets the admissions requirements for such school in order to attend.**

89 **(3) The school district or public school may require:**

90 **(a) A contractor to provide documentation showing that such contractor meets**  
91 **the requirements of this subsection; and**

92 **(b) A contractor or regular employee to have worked a minimum number of**  
93 **days, not to exceed sixty, for such contractor's or regular employee's child to be eligible**  
94 **to attend school in such nonresident school district under this subsection.**

95 **(4) Neither the resident district nor nonresident district shall be responsible for**  
96 **providing transportation services under this subsection.**

97 **(5) If the parent of a nonresident child attending school under this subsection**  
98 **ceases to be a contractor or regular employee of a school district, the child may complete**  
99 **the school year as provided under the provisions of this subsection.**

167.164. 1. **(1)** Any suspension issued pursuant to section 167.161, or this section,  
2 or expulsion pursuant to section 167.161, shall not relieve the state or the suspended student's  
3 parents or guardians of their responsibilities to educate the student. School districts are  
4 encouraged to provide an in-school suspension system and to search for other acceptable  
5 discipline alternatives prior to using suspensions of more than ten days or expelling a student  
6 from the school.

7 **(2) In the event a student is suspended, no school district shall be required to**  
8 **provide a teacher to the suspended student, provided that the school makes available the**  
9 **opportunity for the student to attend an alternative school, utilize alternative services**  
10 **under this section, utilize virtual options, or provides an opportunity to make up school**  
11 **work missed upon returning to school.**

12 **(3) Each school district or special school district constituting the domicile of any**  
13 **child for whom alternative education programs are provided or procured under this section**  
14 **shall pay toward the per pupil costs for alternative education programs for such child[—]**  
15 **subject to the following:**

16 (a) A school district which is not a special school district shall pay an amount equal to  
17 the average sum produced per child by the local tax effort of the district of domicile[-] ;

18 (b) A special school district shall pay an amount not to exceed the average sum  
19 produced per child by the local tax efforts of the domiciliary districts[-] ; **and**

20 (c) When educational services have been provided by the school district or special  
21 school district in which a child actually resides, other than the district of domicile, the  
22 amounts as provided in subsection 2 of this section for which the domiciliary school district  
23 or special school district is responsible shall be paid by such district directly to the serving  
24 district.

25 (4) (a) The school district, or special school district, as the case may be, shall send a  
26 written voucher for payment to the regular or special district constituting the domicile of the  
27 child served and the domiciliary school district or special school district receiving such  
28 voucher shall pay the district providing or procuring the services an amount not to exceed the  
29 average sum produced per child by the local tax efforts of the domiciliary districts.

30 (b) In the event the responsible district fails to pay the appropriate amount to the  
31 district within ninety days after a voucher is submitted, the state department of elementary  
32 and secondary education shall deduct the appropriate amount due from the next payments of  
33 any state financial aid due that district and shall pay the same to the appropriate district.

34 2. A school district may contract with other political subdivisions, public agencies,  
35 not-for-profit organizations, or private agencies for the provision of alternative education  
36 services for students whose demonstrated disruptive behavior indicates that they cannot be  
37 adequately served in the traditional classroom setting. Such contracting may be included as  
38 part of a grant application pursuant to section 167.335 or conducted independent of the  
39 provisions of section 167.335.

**167.167. Each school district shall prohibit, in name and practice, any zero-tolerance disciplinary policy or practice of discipline that results in an automatic disciplinary consequence against a pupil without the discretion to modify such disciplinary consequence on a case-by-case basis, such as automatic detention, suspension, or expulsion or the automatic imposition of other disciplinary measures.**

167.624. Each school board ~~[in the state, if the school district does not presently have~~  
2 ~~a program as described below, may develop and implement a program to train the students~~  
3 ~~and]~~ **and charter school governing board shall provide training for all** employees of the  
4 district **or charter school** in the administration of cardiopulmonary resuscitation and other  
5 lifesaving methods, as they determine best~~[-and]~~. **Such board** may consult the department of  
6 public safety, the state fire marshal's office, the local fire protection authorities, and others as  
7 the board sees fit. ~~[The board may make completion of the program a requirement for~~  
8 ~~graduation.]~~ Any trained employee shall be held harmless and immune from any civil

9 liability for administering cardiopulmonary resuscitation and other lifesaving methods in  
10 good faith and according to standard medical practices.

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  
3 related disorders and the necessary classroom support for students with dyslexia and related  
4 disorders. Such guidelines shall be consistent with the findings and recommendations of the  
5 task force created under section 633.420.

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

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

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

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

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

33 (2) "Dyslexia screening", a short test conducted by a teacher or school counselor to  
34 determine whether a student likely has dyslexia or a related disorder in which a positive result

35 does not represent a medical diagnosis but indicates that the student could benefit from  
36 approved support;

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

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

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

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

168.021. 1. Certificates of license to teach in the public schools of the state shall be  
2 granted as follows:

3 (1) By the state board, under rules and regulations prescribed by it:

4 (a) Upon the basis of college credit;

5 (b) Upon the basis of examination;

6 (2) By the state board, under rules and regulations prescribed by the state board with  
7 advice from the advisory council established by section 168.015 to any individual who  
8 presents to the state board a valid doctoral degree from an accredited institution of higher  
9 education accredited by a regional accrediting association such as North Central Association.  
10 Such certificate shall be limited to the major area of postgraduate study of the holder, shall be  
11 issued only after successful completion of the examination required for graduation pursuant  
12 to rules adopted by the state board of education, and shall be restricted to those certificates  
13 established pursuant to subdivision (2) of subsection 3 of this section;

14 (3) By the state board, which shall issue the professional certificate classification in  
15 both the general and specialized areas most closely aligned with the current areas of  
16 certification approved by the state board, commensurate with the years of teaching experience  
17 of the applicant, and based upon the following criteria:

18 (a) a. Recommendation of a state-approved baccalaureate-level teacher preparation  
19 program;

20 b. The department of elementary and secondary education shall develop and maintain  
21 an eighteen-hour (one thousand eighty minutes) online teacher preparation program related to  
22 subjects appropriate for elementary and secondary education settings. Any charitable  
23 organization registered in Missouri that is exempt from federal taxation under the Internal  
24 Revenue Code of 1986, as amended, may submit a teacher preparation program to the  
25 department of elementary and secondary education for approval. Once approved, the  
26 charitable organization shall be certified to develop and maintain a teacher preparedness  
27 program. Approved teacher preparedness programs created by a charitable organization shall  
28 be made available by the department of elementary and secondary education. An individual  
29 with a bachelor's degree may complete an eighteen-hour online training program, either  
30 created by the department or by a charitable organization, and receive a teacher certificate.  
31 Such certificate shall not be accepted by Missouri public schools~~], and nonpublic schools~~  
32 ~~shall not be required to accept the certificate,]~~ but **[shall] may** be accepted by private schools  
33 and private school accrediting agencies;

34 (b) a. Successful attainment of the Missouri qualifying score on the exit assessment  
35 for teachers or administrators designated by the state board of education;

36 b. (i) Applicants who have not successfully achieved a qualifying score on the  
37 designated examinations will be issued a two-year nonrenewable provisional certificate;

38 (ii) During the two-year nonrenewable provisional certification, an individual teacher  
39 may gain full professional certification by:

40 i. Achieving a qualifying score on the designated exam; or

41 ii. Successfully achieving an acceptable score on the state-approved teacher  
42 evaluation system from seven walk-through evaluations, two formative evaluations, and one  
43 summative evaluation for each of the two probationary years and being offered a third  
44 contract by the employing district. For any applicant who has a change in job status because  
45 of a reduction in the workforce or a change in life circumstances, the scores required under  
46 this item may be scores achieved in any school district during the two-year nonrenewable  
47 provisional certification period; and

48 (iii) The employing school district shall recommend to the department of elementary  
49 and secondary education that the individual teacher be awarded a full professional  
50 certification by the state board under rules prescribed by the state board; and

51 (c) Upon completion of a background check as prescribed in section 168.133 and  
52 possession of a valid teaching certificate in the state from which the applicant's teacher  
53 preparation program was completed;

54 (4) By the state board, under rules prescribed by it, on the basis of a relevant  
55 bachelor's degree, or higher degree, and a passing score for the designated exit examination,  
56 for individuals whose academic degree and professional experience are suitable to provide a  
57 basis for instruction solely in the subject matter of banking or financial responsibility, at the  
58 discretion of the state board. Such certificate shall be limited to the major area of study of the  
59 holder and shall be restricted to those certificates established under subdivision (2) of  
60 subsection 3 of this section. Holders of certificates granted under this subdivision shall be  
61 exempt from the teacher tenure act under sections 168.102 to 168.130 and each school district  
62 shall have the decision-making authority on whether to hire the holders of such certificates;

63 (5) By the state board, under rules and regulations prescribed by it, on the basis of  
64 certification by the American Board for Certification of Teacher Excellence (ABCTE) **or**  
65 **Teachers of Tomorrow** and verification of ability to work with children as demonstrated by  
66 sixty contact hours in any one of the following areas as validated by the school principal:  
67 sixty contact hours in the classroom, of which at least forty-five must be teaching; sixty  
68 contact hours as a substitute teacher, with at least thirty consecutive hours in the same  
69 classroom; sixty contact hours of teaching in a private school; or sixty contact hours of  
70 teaching as a paraprofessional, for an initial four-year ABCTE **or Teachers of Tomorrow**  
71 certificate of license to teach, except that such certificate shall not be granted for the areas of  
72 early childhood education, or special education. For certification in the area of elementary  
73 education, ninety contact hours in the classroom shall be required, of which at least thirty  
74 shall be in an elementary classroom. Upon the completion of the following requirements, an  
75 applicant shall be eligible to apply for a career continuous professional certificate under  
76 subdivision (3) of subsection 3 of this section:

77 (a) Completion of thirty contact hours of professional development within four years,  
78 which may include hours spent in class in an appropriate college curriculum;

79 (b) Validated completion of two years of the mentoring program of the American  
80 Board for Certification of Teacher Excellence, **Teachers of Tomorrow**, or a district  
81 mentoring program approved by the state board of education;

82 (c) Attainment of a successful performance-based teacher evaluation; and

83 (d) Participation in a beginning teacher assistance program;

84 (6) (a) By the state board, under rules and regulations prescribed by the board, which  
85 shall issue an initial visiting scholars certificate at the discretion of the board, based on the  
86 following criteria:

87 a. Verification from the hiring school district that the applicant will be employed as  
88 part of a business-education partnership initiative designed to build career pathways systems  
89 or employed as part of an initiative designed to fill vacant positions in hard-to-staff public  
90 schools or hard-to-fill subject areas for students in a grade or grades not lower than the ninth

91 grade for which the applicant's academic degree or professional experience qualifies the  
92 applicant;

93       b. Appropriate and relevant bachelor's degree or higher, occupational license, or  
94 industry-recognized credential;

95       c. Completion of the application for a one-year visiting scholars certificate; and

96       d. Completion of a background check as prescribed under section 168.133.

97       (b) The initial visiting scholars certificate shall certify the holder of such certificate to  
98 teach for one year. An applicant shall be eligible to renew an initial visiting scholars  
99 certificate a maximum of two times, based upon the completion of the requirements listed  
100 under subparagraphs a., b., and d. of paragraph (a) of this subdivision; completion of  
101 professional development required by the school district and school; and attainment of a  
102 satisfactory performance-based teacher evaluation; or

103       (7) By the state board, which shall issue an additional professional subject-area  
104 certification for specific content knowledge or for a specialty area to a certificate holder who:

105       (a) Applies for an additional professional subject-area certification;

106       (b) Successfully achieves an acceptable score on the state-approved teacher  
107 evaluation system from seven walk-through evaluations, two formative evaluations, and one  
108 summative evaluation of the applicant teaching specific content knowledge or the specialty  
109 area for which the additional professional subject-area certification is sought;

110       (c) Receives a recommendation from the applicant's employing school district that the  
111 applicant be awarded an additional professional subject-area certification by the state board  
112 under rules prescribed by the state board; and

113       (d) Completes a background check as prescribed in section 168.133.

114       2. All valid teaching certificates issued pursuant to law or state board policies and  
115 regulations prior to September 1, 1988, shall be exempt from the professional development  
116 requirements of this section and shall continue in effect until they expire, are revoked or  
117 suspended, as provided by law. When such certificates are required to be renewed, the state  
118 board or its designee shall grant to each holder of such a certificate the certificate most nearly  
119 equivalent to the one so held. Anyone who holds, as of August 28, 2003, a valid PC-I, PC-II,  
120 or continuous professional certificate shall, upon expiration of such person's current  
121 certificate, be issued the appropriate level of certificate based upon the classification system  
122 established pursuant to subsection 3 of this section.

123       3. (1) Certificates of license to teach in the public schools of the state shall be based  
124 upon minimum requirements prescribed by the state board of education which shall include  
125 completion of a background check as prescribed in section 168.133. The state board shall  
126 provide for the following levels of professional certification: an initial professional certificate  
127 and a career continuous professional certificate.



128           (2) The initial professional certificate shall be issued upon completion of  
129 requirements established by the state board of education and shall be valid based upon  
130 verification of actual teaching within a specified time period established by the state board of  
131 education. The state board shall require holders of the four-year initial professional certificate  
132 to:

133           (a) Participate in a mentoring program approved and provided by the district for a  
134 minimum of two years;

135           (b) Complete thirty contact hours of professional development, which may include  
136 hours spent in class in an appropriate college curriculum, or for holders of a certificate under  
137 subdivision (4) of subsection 1 of this section, an amount of professional development in  
138 proportion to the certificate holder's hours in the classroom, if the certificate holder is  
139 employed less than full time; and

140           (c) Participate in a beginning teacher assistance program.

141           (3) (a) The career continuous professional certificate shall be issued upon  
142 verification of completion of four years of teaching under the initial professional certificate  
143 and upon verification of the completion of the requirements articulated in paragraphs (a) to  
144 (c) of subdivision (2) of this subsection or paragraphs (a) to (d) of subdivision (5) of  
145 subsection 1 of this section.

146           (b) The career continuous professional certificate shall be continuous based upon  
147 verification of actual employment in an educational position as provided for in state board  
148 guidelines and completion of fifteen contact hours of professional development per year  
149 which may include hours spent in class in an appropriate college curriculum. Should the  
150 possessor of a valid career continuous professional certificate fail, in any given year, to meet  
151 the fifteen-hour professional development requirement, the possessor may, within two years,  
152 make up the missing hours. In order to make up for missing hours, the possessor shall first  
153 complete the fifteen-hour requirement for the current year and then may count hours in excess  
154 of the current year requirement as make-up hours. Should the possessor fail to make up the  
155 missing hours within two years, the certificate shall become inactive. In order to reactivate  
156 the certificate, the possessor shall complete twenty-four contact hours of professional  
157 development which may include hours spent in the classroom in an appropriate college  
158 curriculum within the six months prior to or after reactivating the possessor's certificate. The  
159 requirements of this paragraph shall be monitored and verified by the local school district  
160 which employs the holder of the career continuous professional certificate.

161           (c) A holder of a career continuous professional certificate shall be exempt from the  
162 professional development contact hour requirements of paragraph (b) of this subdivision if  
163 such teacher has a local professional development plan in place within such teacher's school  
164 district and meets two of the three following criteria:

- 165           a. Has ten years of teaching experience as defined by the state board of education;  
166           b. Possesses a master's degree; or  
167           c. Obtains a rigorous national certification as approved by the state board of  
168 education.
- 169           4. Policies and procedures shall be established by which a teacher who was not  
170 retained due to a reduction in force may retain the current level of certification. There shall  
171 also be established policies and procedures allowing a teacher who has not been employed in  
172 an educational position for three years or more to reactivate the teacher's last level of  
173 certification by completing twenty-four contact hours of professional development which  
174 may include hours spent in the classroom in an appropriate college curriculum within the six  
175 months prior to or after reactivating the teacher's certificate.
- 176           5. The state board shall, upon completion of a background check as prescribed in  
177 section 168.133, issue a professional certificate classification in the areas most closely  
178 aligned with an applicant's current areas of certification, commensurate with the years of  
179 teaching experience of the applicant, to any person who is hired to teach in a public school in  
180 this state and who possesses a valid teaching certificate from another state or certification  
181 under subdivision (4) of subsection 1 of this section, provided that the certificate holder shall  
182 annually complete the state board's requirements for such level of certification, and shall  
183 establish policies by which residents of states other than the state of Missouri may be assessed  
184 a fee for a certificate of license to teach in the public schools of Missouri. Such fee shall be in  
185 an amount sufficient to recover any or all costs associated with the issuing of a certificate of  
186 license to teach. The board shall promulgate rules to authorize the issuance of a provisional  
187 certificate of license, which shall be valid for three years and shall allow the holder to assume  
188 classroom duties pending the completion of a criminal background check under section  
189 168.133, for any applicant who:
- 190           (1) Is the spouse of a member of the Armed Forces stationed in Missouri;  
191           (2) Relocated from another state within one year of the date of application;  
192           (3) Underwent a criminal background check in order to be issued a teaching  
193 certificate of license from another state; and  
194           (4) Otherwise qualifies under this section.
- 195           6. The state board may assess to holders of an initial professional certificate a fee, to  
196 be deposited into the excellence in education fund established pursuant to section 160.268, for  
197 the issuance of the career continuous professional certificate. However, such fee shall not  
198 exceed the combined costs of issuance and any criminal background check required as a  
199 condition of issuance. Applicants for the initial ABCTE certificate shall be responsible for  
200 any fees associated with the program leading to the issuance of the certificate, but nothing in  
201 this section shall prohibit a district from developing a policy that permits fee reimbursement.

202           7. Any member of the public school retirement system of Missouri who entered  
203 covered employment with ten or more years of educational experience in another state or  
204 states and held a certificate issued by another state and subsequently worked in a school  
205 district covered by the public school retirement system of Missouri for ten or more years who  
206 later became certificated in Missouri shall have that certificate dated back to the member's  
207 original date of employment in a Missouri public school.

208           8. Within thirty days of receiving an application from a spouse of an active duty  
209 member of the Armed Forces of the United States who has been transferred or is scheduled to  
210 be transferred to the state of Missouri, or who has been transferred or is scheduled to be  
211 transferred to an adjacent state and is or will be domiciled in the state of Missouri, or has  
212 moved to the state of Missouri on a permanent change-of-station basis and has successfully  
213 completed the background check described under subsection 5 of this section and section  
214 168.133, the state board shall issue to such applicant a full certificate of license to teach,  
215 provided that the applicant has paid all necessary fees and has otherwise met all requirements  
216 to be issued such a certificate.

168.025. 1. For purposes of this section, "teacher externship" means an experience in  
2 which a teacher, supervised by his or her school or school district, gains practical experience  
3 at a business located in Missouri through observation and interaction with employers and  
4 employees.

5           2. The department of economic development and the department of elementary and  
6 secondary education shall develop and recommend:

7           (1) Requirements for teacher externships that can be considered the equivalent of the  
8 completion of credit hours in graduate-level courses for purposes of salary schedules; and

9           (2) An equivalency schedule that sets forth the number of credit hours in graduate-  
10 level courses that shall be considered equivalent to and awarded for each type of teacher  
11 externship. To classify teacher externships and determine the number of credit hours that  
12 would be appropriate for each type, the length of the teacher externship, the practical  
13 experience gained, or any other factor deemed relevant may be considered.

14           3. The department of economic development and the department of elementary and  
15 secondary education shall adopt and publish on their websites, before July 1, 2020,  
16 requirements for teacher externships that can be considered the equivalent of the completion  
17 of credit hours in graduate-level courses for purposes of salary schedules and an equivalency  
18 schedule as described in subsection 2 of this section. Any teacher externship that meets the  
19 published requirements shall be known as and considered a certified teacher externship for  
20 purposes of this section.

21           4. If a school district or charter school uses a salary schedule in which a teacher  
22 receives a higher salary if he or she has earned credit hours in graduate-level courses, the

23 school district or charter school shall consider any teacher who has completed a certified  
 24 teacher externship to have completed credit hours in graduate-level courses on its salary  
 25 schedule in the manner prescribed by the equivalency schedule developed under this section  
 26 and compensate the teacher accordingly.

27 5. The department of elementary and secondary education and the department of  
 28 economic development may promulgate rules to implement the provisions of this section.  
 29 Any rule or portion of a rule, as that term is defined in section 536.010, that is created under  
 30 the authority delegated in this section shall become effective only if it complies with and is  
 31 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section  
 32 and chapter 536 are nonseverable, and if any of the powers vested with the general assembly  
 33 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a  
 34 rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
 35 rule proposed or adopted after August 28, 2019, shall be invalid and void.

36 ~~[6. Under section 23.253 of the Missouri sunset act:~~

37 ~~(1) The provisions of the new program authorized under this section shall~~  
 38 ~~automatically sunset five years after August 28, 2019, unless reauthorized by an act of the~~  
 39 ~~general assembly;—~~

40 ~~(2) If such program is reauthorized, the program authorized under this section shall~~  
 41 ~~automatically sunset ten years after the effective date of the reauthorization of this section;~~  
 42 ~~and—~~

43 ~~(3) This section shall terminate on September first of the calendar year immediately~~  
 44 ~~following the calendar year in which the program authorized under this section is sunset.—]~~

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

5 2. (1) The state board shall not grant a certificate of license to teach under this section  
 6 to any individual who has not completed a background check as required under section  
 7 168.021.

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

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

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

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

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

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

27           6. (1) Notwithstanding any other provisions to contrary, beginning on June 30, 2022,  
28 and ending on June 30, ~~2025~~ 2030, any person who is retired and currently receiving a  
29 retirement allowance under sections 169.010 to 169.141 or sections 169.600 to 169.715, other  
30 than for disability, may be employed to substitute teach on a part-time or temporary substitute  
31 basis by an employer included in the retirement system without a discontinuance of the  
32 person's retirement allowance. Such a person shall not contribute to the retirement system, or  
33 to the public school retirement system established by sections 169.010 to 169.141 or to the  
34 public education employee retirement system established by sections 169.600 to 169.715,  
35 because of earnings during such period of employment.

36           (2) In addition to the conditions set forth in subdivision 1 of this subsection, any  
37 person retired and currently receiving a retirement allowance under sections 169.010 to  
38 169.141, other than for disability, who is employed by a third party or is performing work as  
39 an independent contractor may be employed to substitute teach on a part-time or temporary  
40 substitute basis, if such person is performing work for an employer included in the retirement  
41 system without a discontinuance of the person's retirement allowance.

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

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

52           8. (1) An individual to whom the state board grants a certificate under this section  
53 may be a substitute teacher in a public school in the state if the school district agrees to  
54 employ the individual as a substitute teacher and such individual has completed a background  
55 check as required in subsection 10 of this section.

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

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

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

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

**168.331. 1. As used in this section, "school employee" means an individual who  
2 works in any paid capacity for a school district or a charter school, such as a  
3 superintendent, assistant superintendent, principal, assistant principal, supervising  
4 principal, supervisor, teacher, teacher-secretary, substitute teacher, school nurse, social  
5 worker, school counselor, school psychologist, mental health professional, librarian,  
6 janitor, cafeteria worker, or any other individual employed by such school district or  
7 charter school.**

8           **2. Except as provided in subsection 4 of this section, in the 2025-26 school year  
9 and each subsequent school year, the training, instruction, or education provided to  
10 each school employee of a school district or a charter school under section 160.261,  
11 160.263, 160.775, 162.065, 162.069, 167.950, 170.048, or 170.315, other provisions of state  
12 law, or the employing school district's or charter school's policies shall be provided as  
13 follows:**

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

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

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

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

27           **4. In the 2026-27 school year and each subsequent school year, all new training,**  
28 **instruction, or education required under state law or rules promulgated by the**  
29 **department of elementary and secondary education for school employees shall be**  
30 **mandatory for and provided to each school employee for at least three consecutive**  
31 **school years before the provisions of subsection 2 of this section apply.**

170.014. 1. This section shall be known as the "Reading Instruction Act" and is  
2 enacted to ensure that all public schools including charter schools establish reading programs  
3 in kindergarten through grade five based in scientific research. "Evidence-based reading  
4 instruction" includes practices that have been proven effective through evaluation of the  
5 outcomes for large numbers of students and are highly likely to be effective in improving  
6 reading if implemented with fidelity. Such programs shall include the essential components  
7 of phonemic awareness, phonics, fluency, vocabulary, and comprehension, and all new  
8 teachers who teach reading in kindergarten through grade three shall receive adequate training  
9 in these areas.

10           **2. (1) For purposes of this subsection, "three-cueing system" means any model**  
11 **of teaching students to read based on meaning, structure and syntax, and visual cues,**  
12 **which may also be known as "MSV".**

13           **(2) A public school district or charter school shall provide reading instruction in**  
14 **accordance with the following requirements:**

15           **(a) Phonics instruction for decoding and encoding shall be the primary**  
16 **instructional strategy for teaching word reading;**

17           **(b) Instruction in word reading may not include strategies based on the three-**  
18 **cueing system model of reading or visual memory; and**

19           **(c) Reading instruction may include visual information and strategies that**  
20 **improve background and experiential knowledge, add context, and increase oral**  
21 **language and vocabulary to support comprehension, but such visual information and**  
22 **strategies shall not be used to teach word reading.**

23           **3.** Every public school in the state shall offer a reading program as described in  
24 subsection 1 of this section for kindergarten through grade five.

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

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

- 6           (1) Strategies that can help identify students who are at possible risk of suicide;  
7           (2) Strategies and protocols for helping students at possible risk of suicide; and  
8           (3) Protocols for responding to a suicide death.

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

19           4. (1) Beginning July 1, 2025, a public school or charter school that serves any pupils  
20 in grades seven to twelve and that issues pupil identification cards shall have printed on either  
21 side of the cards:

22           (a) The three-digit dialing code that directs calls and routes text messages to the  
23 Suicide and Crisis Lifeline, 988; and

24           (b) The nonemergency telephone number of the local police department; and

25           (c) May have printed on either side of the cards:

26           a. The six-digit dialing code that routes text messages to the Crisis Text Line, 741741;  
27 and

28           b. The telephone number of a local suicide prevention hotline, if such hotline is  
29 available.

30           (2) If, on July 1, 2025, a public school or charter school subject to the requirements of  
31 this subsection has a supply of unissued pupil identification cards that do not comply with the  
32 requirements of subdivision (1) of this subsection, the school shall issue those cards until that  
33 supply is depleted.

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



170.315. 1. **(1)** There is hereby established the Active Shooter and Intruder Response Training for Schools Program (ASIRT).

**(2)** For each school year ending before July 1, 2026, each school district and charter school may ~~by July 1, 2014,~~ include in its teacher and school employee training a component on how to properly respond to students who provide them with information about a threatening situation and how to address situations in which there is a potentially dangerous or armed intruder in the school. Training may also include information and techniques on how to address situations where an active shooter is present in the school or on school property.

**(3)** For the 2026-27 school year and all subsequent school years, each school district and charter school shall include in its teacher and school employee training components on:

**(a)** How to properly respond to students who provide a teacher or school employee with information about a threatening situation;

**(b)** How to address situations in which there is a potentially dangerous or armed intruder in the school;

**(c)** Information and techniques on how to address situations where an active shooter is present in the school or on school property

**(d)** How to identify potential threats or safety hazards; and

**(e)** Protocols for emergencies in the school including, but not limited to:

**a.** Evacuations;

**b.** Severe weather;

**c.** Earthquakes;

**d.** Fire; and

**e.** Medical.

2. For the 2026-27 school year and all subsequent school years, each school district and charter school ~~may~~ that elects to provide such training shall conduct the training ~~[on an annual basis]~~ as established in section 168.331. ~~[If no formal training has previously occurred, the length of the training may be eight hours.]~~ The length of ~~[annual continuing]~~ training ~~may~~ shall be ~~[four hours]~~ determined by the school district or charter school electing to provide such training.

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

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

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

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

44 5. School districts and charter schools may consult and collaborate with law  
45 enforcement authorities, emergency response agencies, and other organizations and entities  
46 trained to deal with active shooters or potentially dangerous or armed intruders.

47 6. Public schools shall **actively** foster an environment in which students feel  
48 comfortable sharing information they have regarding a potentially threatening or dangerous  
49 situation with a responsible adult. **As part of each public school's efforts to actively foster**  
50 **such environment, each public school shall annually provide age-appropriate**  
51 **information and training on the Missouri state highway patrol's Courage2ReportMO**  
52 **(C2R) reporting mechanism or its successor reporting mechanism.**

53 7. **For the 2026-27 school year and all subsequent school years, each school**  
54 **district and charter school shall hold an age-appropriate active shooter exercise in**  
55 **which students, teachers, and other school employees participate in and practice the**  
56 **procedures for safety and protection to be implemented under such conditions.**

173.232. 1. There is hereby established the "Teacher Recruitment and Retention  
2 State Scholarship Program", which shall be administered by the department of elementary  
3 and secondary education. The program shall, upon appropriation, provide scholarships,  
4 subject to the eligibility criteria enumerated in this section, for eligible students who enter a  
5 teacher education program and make a commitment to teach as a condition of receiving such  
6 scholarship.

7 2. **(1)** Subject to appropriation, each year the department of elementary and  
8 secondary education shall make available to eligible students scholarships for up to two years  
9 in an amount that encompasses up to one hundred percent of the total cost of eligible students'  
10 tuition costs **and educational costs** related to teacher preparation at a four-year college or  
11 university located in Missouri, except that no amount granted for tuition shall exceed the  
12 amount of tuition charged a Missouri resident at the University of Missouri-Columbia for  
13 attendance. Such amount shall be paid by funds appropriated to the department.

14 **(2)** The maximum number of scholarships made available or the maximum amount  
15 awarded annually under this section shall be as follows:

16 ~~(1)~~ **(a)** For academic years ending before July 1, 2025, two hundred scholarships or  
17 a maximum awarded amount of one million two hundred thousand dollars;

18       ~~[(2)]~~ (b) For the 2025-26 academic year, four hundred scholarships or a maximum  
19 awarded amount of two million four hundred thousand dollars;

20       ~~[(3)]~~ (c) For the 2026-27 academic year, four hundred forty scholarships or a  
21 maximum awarded amount of two million six hundred thousand dollars;

22       ~~[(4)]~~ (d) For the 2027-28 academic year, four hundred eighty scholarships or a  
23 maximum awarded amount of two million eight hundred thousand dollars;

24       ~~[(5)]~~ (e) For the 2028-29 academic year, five hundred twenty scholarships or a  
25 maximum awarded amount of three million dollars;

26       ~~[(6)]~~ (f) For the 2029-30 academic year, five hundred sixty scholarships or a  
27 maximum awarded amount of three million two hundred thousand dollars; and

28       ~~[(7)]~~ (g) For the 2030-31 academic year and all subsequent academic years, six  
29 hundred scholarships or a maximum awarded amount of three million four hundred thousand  
30 dollars.

31       (3) (a) **If the number of scholarships or the maximum awarded amount in a**  
32 **given academic year does not meet or exceed the limits listed in subdivision (2) of this**  
33 **subsection, the department shall use such remaining moneys to award additional**  
34 **scholarships for tuition costs and educational costs related to teacher preparation at a**  
35 **four-year college or university located in Missouri to students who are in such students'**  
36 **final semester of a state-approved baccalaureate-level teacher preparation program and**  
37 **are student teaching.**

38       (b) **The department shall determine the amount of each scholarship awarded**  
39 **under this subdivision based on an equal distribution of such remaining moneys among**  
40 **all students eligible under this subdivision.**

41       (c) **No amount granted for tuition and under this subdivision shall exceed the**  
42 **amount of tuition charged a Missouri resident at the University of Missouri-Columbia**  
43 **for attendance for one semester.**

44       3. As used in this section, the following terms mean:

45       (1) "Eligible student", an individual who:

46       (a) Is a United States citizen and a Missouri resident;

47       (b) Enters and makes a commitment to pursue a teacher education program approved  
48 by the department of elementary and secondary education and offered by a four-year college  
49 or university located in Missouri;

50       (c) Signs an agreement with the department of elementary and secondary education in  
51 which the recipient agrees to teach in a Missouri public school that is a hard-to-staff school or  
52 to teach at least one hard-to-staff subject area in a Missouri public school that offers classes in  
53 hard-to-staff subject areas, or both, for two years for every one year the recipient received the  
54 scholarship;

55 (d) Maintains a cumulative grade point average of at least two and one-half on a four-  
56 point scale or equivalent; and

57 (e) For scholarships awarded for any academic year beginning after June 30, 2025,  
58 has made a good faith effort to first secure all available federal sources of grant funding that  
59 could be applied to the total cost of such student's eligible tuition and fees as described in  
60 subsection 2 of this section;

61 (2) "Hard-to-staff schools", attendance centers where the percentage of certificated  
62 positions in the attendance center that were left vacant or were filled with a teacher not fully  
63 qualified in the prior academic year exceeds ten percent as reported to the department of  
64 elementary and secondary education;

65 (3) "Hard-to-staff subject areas", content areas for which positions were left vacant or  
66 were filled with a teacher not fully qualified in the prior academic year as reported to the  
67 department of elementary and secondary education.

68 4. If the number of applicants exceeds the number of scholarships or revenues  
69 available, the department of elementary and secondary education may consider the financial  
70 needs of the applicant.

71 5. The scholarships provided in this section shall be available to eligible students who  
72 meet at least one of the following:

73 (1) Have successfully completed two years at a community college with a minimum  
74 of forty-eight credit hours and a grade point average of at least two and one-half on a four-  
75 point scale or the equivalent;

76 (2) Have been awarded an associate degree or the equivalent;

77 (3) Have successfully completed five semesters at a four-year college or university  
78 with a minimum of sixty credit hours and a grade point average of at least two and one-half  
79 on a four-point scale or the equivalent; or

80 (4) Have completed their baccalaureate degree.

81 6. (1) Every eligible student receiving scholarships under this section shall teach in  
82 an elementary or secondary public school in Missouri as provided in paragraph (c) of  
83 subdivision (1) of subsection 3 of this section. The student shall teach for a period of two  
84 years for every one year such student received a scholarship under this section; otherwise, the  
85 scholarship shall be treated as a loan to the eligible student. Interest shall be charged on the  
86 unpaid balance of the amount received from the date the eligible student ceases to teach until  
87 the amount received is paid back to the state. The interest rate shall be adjusted annually and  
88 shall be equal to one percentage point over the prevailing United States prime rate in effect on  
89 January first of such year.

90 (2) In order to provide for the servicing of such loans, the department of elementary  
91 and secondary education ~~may~~ **shall** sell such loans to the higher education loan authority of

92 the state of Missouri created pursuant to sections 173.350 to 173.445. For each year the  
93 student teaches, up to eight years, one-eighth of the amount received pursuant to this section  
94 shall be applied against the total amount received and shall not be subject to the repayment  
95 requirement of this section[; ~~provided that twenty-five percent of such amount, not subject to~~  
96 ~~repayment, shall be repaid by the local school district to the department].~~

97 (3) The department of elementary and secondary education shall have the power to  
98 and shall defer interest and principal payments under certain circumstances, which shall  
99 include, but need not be limited to, the enrollment in a graduate program or service in any  
100 branch of the Armed Forces of the United States.

101 7. There is hereby established in the state treasury a fund to be known as the "Teacher  
102 Recruitment and Retention State Scholarship Program Fund", which shall consist of all  
103 moneys that may be appropriated to it by the general assembly, and in addition may include  
104 any gifts, contributions, grants, or bequests received from federal, state, private, or other  
105 sources. The fund shall be administered by the department of elementary and secondary  
106 education. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the  
107 fund shall not be transferred to the credit of the general revenue fund at the end of the  
108 biennium. Interest and moneys earned on the fund shall be credited to the fund. Moneys in  
109 the fund shall be used solely for the purpose of awarding scholarships under the provisions of  
110 this section.

111 8. An individual who has qualified as an eligible student under this section shall  
112 continue to qualify as an eligible student for purposes of paragraph (c) of subdivision (1) of  
113 subsection 3 of this section as long as such individual remains employed by the school district  
114 in which such individual agrees to teach regardless of whether such individual's employing  
115 school no longer qualifies as a hard-to-staff school, such class taught by such individual no  
116 longer qualifies as a hard-to-staff subject area, or such individual's position within the school  
117 district changes.

177.086. 1. Any school district authorizing the construction of facilities which may  
2 exceed an expenditure of fifty thousand dollars shall publicly advertise, once a week for two  
3 consecutive weeks, in a newspaper of general circulation, qualified pursuant to chapter 493,  
4 located within the city in which the school district is located, or if there be no such newspaper,  
5 in a qualified newspaper of general circulation in the county, or if there be no such newspaper,  
6 in a qualified newspaper of general circulation in an adjoining county, and may advertise in  
7 business, trade, or minority newspapers, for bids on said construction.

8 2. No bids shall be entertained by the school district which are not made in  
9 accordance with the specifications furnished by the district and all contracts shall be let to the  
10 lowest responsible bidder complying with the terms of the letting, provided that the district  
11 shall have the right to reject any and all bids.

12 3. All bids must be submitted sealed and in writing, to be opened publicly at time and  
13 place of the district's choosing.

14 4. **The requirements of this statute are not applicable if the district utilizes a**  
15 **cooperative procurement service, state procurement services as authorized in sections**  
16 **34.046 and 67.360, services as authorized under section 67.5060, or other purchasing**  
17 **processes authorized by state or federal law.**

2 ~~[701.200. 1. Subject to appropriations, each school district, as such~~  
3 ~~term is defined in section 160.011, may test a sample of a source of potable~~  
4 ~~water in a public school building in that district serving students under first~~  
5 ~~grade and constructed before 1996 for lead contamination in accordance with~~  
6 ~~guidance provided by the department of health and senior services. The school~~  
7 ~~district may submit the samples to a department-approved laboratory for~~  
8 ~~analysis for lead and provide the written sampling results to the department~~  
9 ~~within seven days of receipt.~~

10 ~~2. The department shall develop guidance for schools in collecting and~~  
11 ~~testing first draw samples of potable water. The department shall develop and~~  
12 ~~make publicly available a list of approved laboratories for lead analysis.~~

13 ~~3. If any of the samples taken in the building exceed current standards~~  
14 ~~for parts per billion of lead established by the United States Environmental~~  
15 ~~Protection Agency, the school district shall promptly provide individual~~  
16 ~~notification of the sampling results, by written or electronic communication, to~~  
17 ~~the parents or legal guardians of all enrolled students and include the following~~  
18 ~~information: the corresponding sampling location within the building and the~~  
19 ~~U.S. Environmental Protection Agency's website for information about lead in~~  
20 ~~drinking water. If any of the samples taken in the building are at or below five~~  
21 ~~parts per billion, notification may be made as provided in this subsection or by~~  
22 ~~posting on the school's website.~~

23 ~~4. The department may promulgate rules and regulations necessary to~~  
24 ~~implement the provisions of this section. Any rule or portion of a rule, as that~~  
25 ~~term is defined in section 536.010, that is created under the authority delegated~~  
26 ~~in this section shall become effective only if it complies with and is subject to~~  
27 ~~all of the provisions of chapter 536 and, if applicable, section 536.028. This~~  
28 ~~section and chapter 536 are nonseverable and if any of the powers vested with~~  
29 ~~the general assembly pursuant to chapter 536 to review, to delay the effective~~  
30 ~~date, or to disapprove and annul a rule are subsequently held unconstitutional,~~  
31 ~~then the grant of rulemaking authority and any rule proposed or adopted after~~  
32 ~~August 28, 2020, shall be invalid and void.~~

33 ~~5. As used in this section, the term "source of potable water" shall~~  
34 ~~mean the point at which nonbottled water that may be ingested by children or~~  
35 ~~used for food preparation exits any tap, faucet, drinking fountain, wash basin~~  
36 ~~in a classroom occupied by children or students under first grade, or similar~~  
37 ~~point of use; provided, that all bathroom sinks and wash basins used by~~  
~~janitorial staff are excluded from this definition.]~~

