

SENATE SUBSTITUTE  
FOR  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILLS NOS. 2097 & 1905  
AN ACT

To repeal sections 23.295, 135.713, 135.714, 135.715, 135.716, 135.719, 160.575, 161.106, 162.261, 162.720, 166.700, 166.705, 166.710, 166.715, 174.300, 174.332, 174.450, 174.453, 174.610, 175.020, 178.530, 178.550, 178.585, 178.632, 186.019, 288.040, 620.010, 620.484, 620.490, 620.511, 620.512, and 620.513, RSMo, section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house bill no. 1415, ninety-ninth general assembly, second regular session, and section 210.1700 as enacted by conference committee substitute for senate substitute for senate bill no. 1421, one hundred third general assembly, second regular session, and to enact in lieu thereof thirty-six new sections relating to education, with penalty provisions, an effective date for certain sections, and a severability clause.

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

Section A. Sections 23.295, 135.713, 135.714, 135.715,  
 2 135.716, 135.719, 160.575, 161.106, 162.261, 162.720, 166.700,  
 3 166.705, 166.710, 166.715, 174.300, 174.332, 174.450, 174.453,  
 4 174.610, 175.020, 178.530, 178.550, 178.585, 178.632, 186.019,  
 5 288.040, 620.010, 620.484, 620.490, 620.511, 620.512, and  
 6 620.513, RSMo, and section 167.910 as enacted by house bill no.  
 7 1606, ninety-ninth general assembly, second regular session,  
 8 and section 167.910 as enacted by house bill no. 1415, ninety-

9 ninth general assembly, second regular session, and section  
10 210.1700 as enacted by conference committee substitute for  
11 senate substitute for senate bill no. 1421, one hundred third  
12 general assembly, second regular session, are repealed and  
13 thirty-six new sections enacted in lieu thereof, to be known as  
14 sections 23.295, 67.5420, 135.713, 135.714, 135.715, 135.716,  
15 135.719, 160.575, 161.106, 162.261, 162.720, 166.700, 166.705,  
16 166.710, 166.715, 173.2565, 173.2566, 173.2570, 173.2571,  
17 173.2572, 174.300, 174.332, 174.450, 174.453, 174.610, 175.020,  
18 178.530, 178.550, 178.585, 178.632, 186.019, 210.1700, 288.040,  
19 620.010, 1, and 2, to read as follows:

23.295. If an employee is displaced because a program  
2 is sunset, reorganized, or continued, the state agency and  
3 the [division] office of workforce development in the  
4 department of [economic] higher education and workforce  
5 development shall make a reasonable effort to relocate the  
6 displaced employee.

67.5420. 1. As used in this section, the following  
2 terms shall mean:

3 (1) "Board", the board of directors appointed pursuant  
4 to section 210.861;

5 (2) "Child care provider", any entity that is licensed  
6 under section 210.221 and that provides early childhood  
7 education services;

8 (3) "City", any city not within a county;

9 (4) "Early childhood education services", the same as  
10 defined in section 161.244, which may include transportation  
11 related to such services;

12 (5) "Early childhood education service provider", any  
13 public school or charter school that is contracted with the  
14 department of elementary and secondary education to provide  
15 early childhood education services that adhere to the  
16 quality standards as provided in section 161.213.

17           2. Notwithstanding any provision of law to the  
18 contrary, all revenues generated by any tax imposed by a  
19 city and approved by the voters for the purposes of  
20 establishing an early childhood education and child care  
21 services fund to improve the quality of, affordability of,  
22 and access to early childhood development programs and child  
23 care for children aged five years and younger shall be  
24 deposited in the city treasury to the credit of a special  
25 "Early Childhood Education and Child Care Fund" to  
26 accomplish the purposes set out in this section and shall be  
27 used for no other purpose.

28           3. The administrative control and management of the  
29 funds in the early childhood education and child care fund  
30 and all programs to be funded therefrom shall rest solely  
31 with the board and shall be expended for early childhood  
32 education services and child care services. The board shall  
33 not be mandated to expend funds by an act of the general  
34 assembly without a majority vote of the voters of the city.  
35 The board shall use or disburse the funds in the early  
36 childhood education and child care fund to provide and  
37 administer programs improving the quality, affordability,  
38 and access to early childhood development and child care  
39 programs for children aged five years and younger. The  
40 funds may be used for early childhood education services  
41 provided by early childhood education service providers and  
42 child care providers.

43           4. (1) The board may contract with any provider to  
44 provide early childhood education services and child care  
45 services and may place conditions on the use of such funds.  
46 The board shall reserve the right to audit the expenditure  
47 of any and all funds. The board may establish eligibility  
48 standards for the receipt and use of such funds. No member  
49 of the board shall serve on the governing body, have any

50 financial interest in, or be employed by any entity that is  
51 a recipient of funds from the early childhood education and  
52 child care fund.

53 (2) Funds expended by the board pursuant to this  
54 section shall be expended in the following order of priority:

55 (a) For children in financial or familial need, as  
56 determined by the board;

57 (b) For all other services provided pursuant to this  
58 section.

59 (3) In addition to the priorities provided in  
60 subdivision (2) of this subsection, a child care provider  
61 shall prioritize the placement of children from families who  
62 can document that they are on a waitlist for the department  
63 of elementary and secondary education's child care subsidy  
64 program.

65 5. The board shall only provide funding for early  
66 childhood education services or child care services to  
67 providers who serve children residing in the city.

68 6. The board may accept any gift of property or moneys  
69 for the use and benefit of the persons to be served through  
70 the programs established and funded under this section and  
71 may sell or exchange any such property so long as such sale  
72 or exchange is in the best interests of the programs  
73 provided under this section and the proceeds from such sale  
74 or exchange are used exclusively to fund such programs. The  
75 board may solicit, accept, and expend grants from private or  
76 public entities and enter into agreements to effectuate such  
77 grants so long as the transaction is in the best interest of  
78 the programs provided by the board and the proceeds are used  
79 exclusively to fund such programs.

80 7. The provisions of subsections 3 to 6 of section  
81 210.861 shall not apply to revenues deposited into the early

82 childhood education and child care fund and administered  
83 pursuant to this subsection.

135.713. 1. Any taxpayer who makes a qualifying  
2 contribution to an educational assistance organization after  
3 August 28, 2021, may claim a credit against the tax  
4 otherwise due under chapter 143, other than taxes withheld  
5 under sections 143.191 to 143.265, and chapter 153 in an  
6 amount equal to one hundred percent of the amount the  
7 taxpayer contributed during the tax year for which the  
8 credit is claimed. No taxpayer shall claim a credit  
9 pursuant to sections 135.712 to 135.719 for any contribution  
10 made by the taxpayer, or an agent of the taxpayer, on behalf  
11 of the taxpayer's dependent or, in the case of a business  
12 taxpayer, on behalf of the business's agent's dependent.

13 2. The amount of the tax credit claimed shall not  
14 exceed fifty percent of the taxpayer's state tax liability  
15 for the tax year for which the credit is claimed. The  
16 [state treasurer] department of elementary and secondary  
17 education shall certify the tax credit amount to the  
18 taxpayer. A taxpayer may carry the credit forward to any of  
19 his or her four subsequent tax years. All tax credits  
20 authorized pursuant to the program shall not be transferred,  
21 sold, or assigned, and are not refundable.

22 3. The cumulative amount of tax credits that may be  
23 allocated to all taxpayers contributing to educational  
24 assistance organizations in any one calendar year shall not  
25 exceed a maximum of seventy-five million dollars. Such  
26 maximum amount shall be annually adjusted by the [state  
27 treasurer] department of elementary and secondary education  
28 in an amount equal to the percent increase or decrease in  
29 the amount of state aid distributed to school districts  
30 pursuant to the provisions of section 163.031 in the current  
31 fiscal year as compared to such amount in the preceding

32 fiscal year, rounded to the nearest thousandth. The [state  
33 treasurer] department of elementary and secondary education  
34 shall establish a procedure by which, from the beginning of  
35 the calendar year until August first, the cumulative amount  
36 of tax credits shall be allocated on a first-come, first-  
37 served basis among all educational assistance  
38 organizations. If an educational assistance organization  
39 fails to use all, or some percentage to be determined by the  
40 [state treasurer] department of elementary and secondary  
41 education, of its allocated tax credits during this period,  
42 the [state treasurer] department of elementary and secondary  
43 education may reallocate these unused tax credits to those  
44 educational assistance organizations that have used all, or  
45 some percentage to be determined by the [state treasurer]  
46 department of elementary and secondary education, of their  
47 allocated tax credits during this period. The [state  
48 treasurer] department of elementary and secondary education  
49 may establish more than one period and reallocate more than  
50 once during each calendar year. The [state treasurer]  
51 department of elementary and secondary education shall  
52 establish the procedure described in this subsection in such  
53 a manner as to ensure that taxpayers can claim all the tax  
54 credits possible up to the cumulative amount of tax credits  
55 available for the calendar year.

56 4. A taxpayer who makes a contribution to an education  
57 assistance organization shall not designate the student who  
58 will receive a scholarship grant.

59 5. The provisions of sections 135.712 to 135.719 and  
60 sections 166.700 to 166.720 shall be effective in any fiscal  
61 year immediately after any fiscal year in which the amount  
62 appropriated for pupil transportation pursuant to section  
63 163.161 equals or exceeds forty percent of the projected  
64 amount necessary to fully fund transportation aid funding

65 for fiscal year 2021. If the amount appropriated for  
66 transportation pursuant to section 163.161 in any succeeding  
67 year falls below such amount, no additional scholarships for  
68 newly qualified students shall be awarded.

135.714. 1. Each educational assistance organization  
2 shall:

3 (1) Notify the [state treasurer] department of  
4 elementary and secondary education of such organization's  
5 intent to provide scholarship accounts to qualified students;

6 (2) Demonstrate to the [state treasurer] department of  
7 elementary and secondary education that such organization is  
8 exempt from federal income tax under Section 501(c)(3) of  
9 the Internal Revenue Code of 1986, as amended;

10 (3) Provide a [state treasurer-approved] receipt  
11 approved by the department of elementary and secondary  
12 education to taxpayers for contributions made to the  
13 organization;

14 (4) Ensure that grants are distributed to scholarship  
15 accounts of qualified students in the following order:

16 (a) Qualified students who received a scholarship  
17 grant in the previous school year;

18 (b) Qualified students who are siblings of qualified  
19 students who will receive a scholarship grant in the current  
20 school year;

21 (c) Qualified students that have an approved  
22 "individualized education plan" (IEP) developed under the  
23 federal Individuals with Disabilities Education Act (IDEA),  
24 20 U.S.C. Section 1400, et seq., as amended, or who have  
25 been diagnosed with dyslexia, as the term "dyslexia" is  
26 defined in section 633.420;

27 (d) Qualified students who are eligible for free lunch  
28 as approved by the department of elementary and secondary  
29 education in accordance with federal regulations and who

30 reside in an unaccredited or provisionally accredited school  
31 district;

32 (e) Qualified students who are eligible for reduced  
33 price lunch as approved by the department of elementary and  
34 secondary education in accordance with federal regulations  
35 and who reside in an unaccredited or provisionally  
36 accredited school district;

37 (f) Qualified students who are eligible for free lunch  
38 as approved by the department of elementary and secondary  
39 education in accordance with federal regulations;

40 (g) Qualified students who are eligible for reduced  
41 price lunch as approved by the department of elementary and  
42 secondary education in accordance with federal regulations;

43 (h) Qualified students who are active duty military  
44 dependents who have relocated to Missouri and are enrolling  
45 in a school in the state for the first time; and

46 (i) All other qualified students;

47 (5) Ensure that:

48 (a) One hundred percent of such organization's  
49 revenues from interest or investments is spent on  
50 scholarship accounts;

51 (b) At least ninety percent of such organization's  
52 revenues from qualifying contributions is spent on  
53 scholarship accounts; and

54 (c) [Marketing and] Administrative expenses do not  
55 exceed the following limits of such organization's remaining  
56 revenue from contributions:

57 a. Ten percent for the first two hundred fifty  
58 thousand dollars;

59 b. Eight percent for the next five hundred thousand  
60 dollars; and

61 c. Three percent thereafter;

62 (6) (a) Distribute scholarship account payments  
63 either four times per year or in a single lump sum at the  
64 beginning of the year as requested by the parent of a  
65 qualified student, based on the state adequacy target as  
66 defined in section 163.011 and calculated by the department  
67 of elementary and secondary education, subject to the  
68 following total grant amount limits:

69 a. For a qualified student who meets the criteria to  
70 be included in a school district's limited English  
71 proficiency pupil count as set forth in subdivision (8) of  
72 section 163.011, not more than one hundred sixty percent of  
73 the state adequacy target;

74 b. For a qualified student who is eligible for free or  
75 reduced price lunch as approved by the department of  
76 elementary and secondary education in accordance with  
77 federal regulations, not more than one hundred twenty-five  
78 percent of the state adequacy target;

79 c. For a qualified student who has an approved  
80 individualized education plan developed under the federal  
81 Individuals with Disabilities Education Act (IDEA), 20  
82 U.S.C. Section 1400, et seq., as amended, not more than one  
83 hundred seventy-five percent of the state adequacy target;  
84 and

85 d. For all other qualified students, not more than the  
86 state adequacy target;

87 (b) Scholarship account payments distributed under  
88 this subdivision shall be in the form of a deposit into the  
89 scholarship account of the qualified student;

90 (7) Provide the [state treasurer] department of  
91 elementary and secondary education, upon request, with  
92 criminal background checks on all such organization's  
93 employees and board members and exclude from employment or

94 governance any individual who might reasonably pose a risk  
95 to the appropriate use of contributed funds;

96 (8) Demonstrate such organization's financial  
97 accountability by:

98 (a) Submitting to the [state treasurer] department of  
99 elementary and secondary education annual audit financial  
100 statements by a certified public accountant within six  
101 months of the end of the educational assistance  
102 organization's fiscal year; and

103 (b) Having [an] the state auditor certify that the  
104 report is free of material misstatements; and

105 (9) Ensure that participating students take the state  
106 achievement tests or nationally norm-referenced tests that  
107 measure learning gains in math and English language arts,  
108 and provide for value-added assessment, in grades that  
109 require testing under the statewide assessment system set  
110 forth in section 160.518;

111 (10) Allow costs of the testing requirements to be  
112 covered by the scholarships distributed by the educational  
113 assistance organization;

114 (11) Provide the parents of each student who was  
115 tested with a copy of the results of the tests on an annual  
116 basis, beginning with the first year of testing;

117 (12) Provide the test results to [the state treasurer  
118 ,] the department of elementary and secondary education[,  
119 and the board established in section 135.715 ] on an annual  
120 basis, beginning with the first year of testing;

121 (13) Report student information that would allow [the  
122 state treasurer,] the department of elementary and secondary  
123 education[, and the board established in section 135.715] to  
124 aggregate data by grade level, gender, family income level,  
125 and race;

126 (14) Provide rates of high school graduation, college  
127 attendance, and college graduation for participating  
128 students to the [state treasurer, the] department of  
129 elementary and secondary education[, and the board  
130 established in section 135.715] in a manner consistent with  
131 nationally recognized standards;

132 (15) Provide to the [state treasurer, the] department  
133 of elementary and secondary education[, and the board  
134 established in section 135.715] the results from an annual  
135 parental satisfaction survey, including information about  
136 the number of years that the parent's child has participated  
137 in the scholarship program. The annual satisfaction survey  
138 shall ask parents of scholarship students to express:

139 (a) Their level of satisfaction with the child's  
140 academic achievement, including academic achievement at the  
141 schools the child attends through the scholarship program  
142 versus academic achievement at the school previously  
143 attended;

144 (b) Their level of satisfaction with school safety at  
145 the schools the child attends through the scholarship  
146 program versus safety at the schools previously attended;

147 (16) Demonstrate such organization's financial  
148 viability, if such organization is to receive donations of  
149 fifty thousand dollars or more during the school year, by  
150 filing with the [state treasurer] department of elementary  
151 and secondary education before the start of the school year  
152 a surety bond payable to the state in an amount equal to the  
153 aggregate amount of contributions expected to be received  
154 during the school year or other financial information that  
155 demonstrates the financial viability of the educational  
156 assistance organization.

157 2. The annual audit required under this section shall  
158 include:

159           (1) The name and address of the educational assistance  
160 organization;

161           (2) The name and address of each qualified student for  
162 whom a parent opened a scholarship account with the  
163 organization;

164           (3) The total number and total dollar amount of  
165 contributions received during the previous calendar year; and

166           (4) The total number and total dollar amount of  
167 scholarship accounts opened during the previous calendar  
168 year.

169           3. The [state treasurer] department of elementary and  
170 secondary education shall:

171           (1) Ensure compliance with all student privacy laws  
172 for data in the [state treasurer's] department's possession;

173           (2) Collect all test results;

174           (3) Provide the test results and associated learning  
175 gains to the public via a state website after the third year  
176 of test and test-related data collection. The findings  
177 shall be aggregated by the students' grade level, gender,  
178 family income level, number of years of participation in the  
179 scholarship program, and race; and

180           (4) Provide graduation rates to the public via a state  
181 website after the third year of test and test-related data  
182 collection.

183           4. The [state treasurer] department of elementary and  
184 secondary education shall cause the following information to  
185 be posted on the [state treasurer's] department's website  
186 annually, provided that no personally identifiable  
187 information of any student is released:

188           (1) The number of students who have been awarded a  
189 scholarship to date and the number of students who have been  
190 awarded a scholarship in the current school year;

191           (2) The number of scholarship recipients enrolled in  
192 each qualified school, along with the number of recipients  
193 who qualify for free and reduced price lunch and the number  
194 of recipients who receive special education services and the  
195 type of special education services received. Such  
196 information shall be broken down by school year and the  
197 total to date;

198           (3) The total number of scholarship recipients who are  
199 eligible for free and reduced price lunch as approved by the  
200 department of elementary and secondary education in  
201 accordance with federal guidelines, broken down by school  
202 year and the total to date;

203           (4) The total number of scholarship recipients who  
204 have an individualized education plan (IEP) developed under  
205 the federal Individuals with Disabilities Education Act, 20  
206 U.S.C. Section 1400, et seq., as amended, broken down by  
207 school year and the total to date;

208           (5) The number of scholarship recipients who have  
209 received a grant from each educational assistance  
210 organization, broken down by school year and the total to  
211 date;

212           (6) The student test scores required to be posted  
213 online pursuant to subdivision (3) of subsection 3 of this  
214 section;

215           (7) The results of the parent satisfaction survey  
216 required annually pursuant to subdivision (15) of subsection  
217 1 of this section;

218           (8) The average dollar amount of a scholarship grant  
219 for all students who participate in the program;

220           (9) The average dollar amount of a scholarship grant  
221 for all students who participate in the program and who have  
222 an IEP;

223 (10) The average duration of a student's participation  
224 in the program;

225 (11) The number of students who are in their first  
226 year of participation in the program;

227 (12) A list of the educational assistance  
228 organizations that make contributions to the empowerment  
229 scholarship accounts of students enrolled in each qualified  
230 school; and

231 (13) The total amount of money that has been remitted  
232 from qualified students' empowerment scholarship accounts to  
233 each qualified school, broken down by school year and the  
234 total aggregate amount.

235 5. An educational assistance organization may contract  
236 with private financial management firms to manage  
237 scholarship accounts with the supervision of the [state  
238 treasurer] department of elementary and secondary education,  
239 provided that all laws and regulations that apply to  
240 employees of such educational assistance organization shall  
241 also apply to the actions of any employees of the management  
242 firm while they are conducting work relating to the direct  
243 decision-making of the operation of such educational  
244 assistance organization.

245 6. The program shall not be marketed, advertised,  
246 promoted, or otherwise publicized by the department of  
247 elementary and secondary education except to the extent  
248 strictly necessary for the routine administration of the  
249 program and not for promotion or outreach.

135.715. 1. The cumulative amount of tax credits that  
2 may be allocated to all taxpayers contributing to  
3 educational assistance organizations in the first year of  
4 the program shall not exceed twenty-five million dollars.

5 2. The [state treasurer] department of elementary and  
6 secondary education shall limit the number of educational

7 assistance organizations that are certified to administer  
8 scholarship accounts to no more than ten such organizations  
9 in any single school year. If the total contributions to  
10 educational assistance organizations exceed twenty-five  
11 million dollars in any school year, the [state treasurer]  
12 department of elementary and secondary education may certify  
13 one additional educational assistance organization to  
14 administer scholarship accounts. No more than seven of such  
15 organizations shall have their principal place of business  
16 in:

17 (1) A county of the first classification with more  
18 than two hundred sixty thousand but fewer than three hundred  
19 thousand inhabitants;

20 (2) A county with a charter form of government and  
21 with more than six hundred thousand but fewer than seven  
22 hundred thousand inhabitants;

23 (3) A county with a charter form of government and  
24 with more than three hundred thousand but fewer than four  
25 hundred fifty thousand inhabitants;

26 (4) A county with a charter form of government and  
27 with more than nine hundred fifty thousand inhabitants; or

28 (5) A city not within a county.

29 3. [The state treasurer may delegate any duties  
30 assigned to the state treasurer under sections 135.712 to  
31 135.719 and sections 166.700 to 166.720 to the "Missouri  
32 Empowerment Scholarship Accounts Board", which is hereby  
33 established. The Missouri empowerment scholarship accounts  
34 board shall consist of the state treasurer, who shall serve  
35 as chair, the commissioner of the department of higher  
36 education and workforce development, the commissioner of  
37 education, one member appointed by the president pro tempore  
38 of the senate, one member appointed by the speaker of the  
39 house of representatives, one member appointed by the

40 governor with the advice and consent of the senate, and one  
41 member appointed by the six aforementioned board members who  
42 is an employee of an educational assistance organization and  
43 whose responsibilities are directly related to such  
44 organization's involvement in the empowerment scholarship  
45 accounts program. The appointed members shall serve terms  
46 of four years or until their successors have been appointed  
47 and qualified. The board shall have all powers and duties  
48 assigned to the state treasurer under sections 135.712 to  
49 135.719 and sections 166.700 to 166.720 that are delegated  
50 to the board by the state treasurer. The board shall assist  
51 the state treasurer with data collection, collaboration with  
52 the department of elementary and secondary education, making  
53 recommendations to the state treasurer regarding the  
54 promulgation of rules concerning the program. Members of  
55 the board shall not receive compensation for their service,  
56 but may receive reimbursement for necessary expenses.

57 4. Notwithstanding the provisions of subsection 7 of  
58 section 135.716 to the contrary,] Four percent of the total  
59 qualifying contributions received by each educational  
60 assistance organization per calendar year shall be deposited  
61 in the Missouri empowerment scholarship accounts fund to be  
62 used by the [state treasurer] department of elementary and  
63 secondary education for [marketing and] actual  
64 administrative expenses or the costs incurred in  
65 administering the program, whichever is less. The  
66 department of elementary and secondary education shall  
67 establish procedures to ensure the percentage of funds for  
68 administration of the program is directed to the department  
69 in a timely manner with the necessary information to verify  
70 the correct amount has been transmitted.

71 [5.] 4. Notwithstanding the provisions of subdivision  
72 (5) of subsection 2 of section 135.712 to the contrary, the

73 term "qualifying contribution" shall mean a donation of  
74 cash, including, but not limited to, checks drawn on a  
75 banking institution located in the continental United States  
76 in U.S. dollars (other than cashier checks, or third-party  
77 checks exceeding ten thousand dollars), money orders,  
78 payroll deductions, and electronic fund transfers. This  
79 term shall not include stocks, bonds, other marketable  
80 securities, or property.

135.716. 1. The [state treasurer] department of  
2 elementary and secondary education shall provide a  
3 standardized format for a receipt to be issued by an  
4 educational assistance organization to a taxpayer to  
5 indicate the value of a contribution received. The  
6 department of revenue shall require a taxpayer to provide a  
7 copy of this receipt if claiming the tax credit authorized  
8 by the program.

9 2. The [state treasurer] department of elementary and  
10 secondary education shall provide a standardized format for  
11 educational assistance organizations to report the  
12 information required in subsection 1 of this section.

13 3. The [state treasurer] department of elementary and  
14 secondary education or state auditor may conduct an  
15 investigation if the [state treasurer] department of  
16 elementary and secondary education possesses evidence of  
17 fraud committed by the educational assistance organization.

18 4. The [state treasurer] department of elementary and  
19 secondary education may bar an educational assistance  
20 organization from participating in the program if the [state  
21 treasurer] department establishes that the educational  
22 assistance organization has intentionally and substantially  
23 failed to comply with the requirements of section 135.714.  
24 If the [state treasurer] department bars an educational  
25 assistance organization from the program under this

26 subsection, the organization shall notify affected qualified  
27 students and their parents of the decision as soon as  
28 possible after the decision is made.

29 5. The state treasurer shall issue a report on the  
30 state of the program five years after it goes into effect.  
31 The report shall include, but is not limited to:

32 (1) Information regarding the finances of the  
33 educational assistance organizations; and

34 (2) Educational outcomes of qualified students.

35 6. (1) There is hereby created in the state treasury  
36 the "Missouri Empowerment Scholarship Accounts Fund", which  
37 shall consist of moneys collected under this section. The  
38 state treasurer shall be custodian of the fund. In  
39 accordance with sections 30.170 and 30.180, the state  
40 treasurer may approve disbursements. The fund shall be a  
41 dedicated fund, and moneys in the fund shall be used solely  
42 by the [state treasurer] department of elementary and  
43 secondary education for the purposes of sections 135.712 to  
44 135.719.

45 (2) Notwithstanding the provisions of section 33.080  
46 to the contrary, any moneys remaining in the fund at the end  
47 of the biennium shall not revert to the credit of the  
48 general revenue fund.

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

53 [7. Two percent of the total qualifying contributions  
54 received by each educational assistance organization per  
55 calendar year shall be deposited in the Missouri empowerment  
56 scholarship accounts fund to be used by the state treasurer  
57 for marketing and administrative expenses or the costs  
58 incurred in administering the program, whichever is less.

59 The state treasurer shall establish procedures to ensure  
60 the percentage of funds for administration of the program is  
61 directed to the state treasurer in a timely manner with the  
62 necessary information to verify the correct amount has been  
63 transmitted.]

135.719. 1. The [state treasurer] department of  
2 elementary and secondary education and the department of  
3 revenue may promulgate rules to implement the provisions of  
4 sections 135.712 to 135.719. Any rules in effect on July 1,  
5 2027, shall remain in effect until repealed or modified by  
6 the department of elementary and secondary education or the  
7 department of revenue. Any rule or portion of a rule, as  
8 that term is defined in section 536.010, that is created  
9 under the authority delegated in this section shall become  
10 effective only if it complies with and is subject to all of  
11 the provisions of chapter 536 and, if applicable, section  
12 536.028. This section and chapter 536 are nonseverable and  
13 if any of the powers vested with the general assembly  
14 pursuant to chapter 536 to review, to delay the effective  
15 date, or to disapprove and annul a rule are subsequently  
16 held unconstitutional, then the grant of rulemaking  
17 authority and any rule proposed or adopted after August 28,  
18 2021, shall be invalid and void.

19 2. The provisions of section 23.253 of the Missouri  
20 sunset act shall not apply to sections 135.712 to 135.719.

160.575. 1. The department of elementary and  
2 secondary education shall develop a "ready to work"  
3 endorsement program that enables high schools to endorse a  
4 certificate for students who meet certain standards that  
5 demonstrate that such students are deemed ready to work.  
6 The program shall be available no later than June 30, 2007.

7 2. The program shall include, but not be limited to,  
8 the following:

9 (1) Voluntary participation by high school seniors who  
10 choose to participate;

11 (2) Academic components;

12 (3) Work readiness components;

13 (4) Assessment tools and techniques for a third-party,  
14 independent, and objective assessment and endorsement of  
15 individual student achievement through an existing workforce  
16 investment service delivery system; and

17 (5) An easily identifiable guarantee to potential  
18 employers that the entry-level employee is ready to work.

19 3. In developing such standards, the department shall  
20 involve representatives of the [division] office of  
21 workforce development, employers, students, career center  
22 providers, local workforce investment boards, and school  
23 district personnel.

161.106. 1. The department of elementary and  
2 secondary education shall provide staffing support including  
3 but not limited to statewide coordination for career and  
4 technical student organizations' (CTSO) activities that are  
5 an integral part of the instructional educational curriculum  
6 for [career and technical education programs approved by the  
7 department] department-approved CTSOs. Such [career and  
8 technical organizations] CTSOs shall [include, but not be  
9 limited to,] be the nationally recognized organizations of  
10 DECA, FBLA, FFA, FCCLA, HOSA, PAS, SkillsUSA, and TSA. Any  
11 other CTSO that meets the criteria defined by the department  
12 of elementary and secondary education may be provided  
13 staffing support subject to appropriation. Any CTSO  
14 receiving staffing support under this subsection shall be an  
15 agency of the state for purposes of sections 105.711 to  
16 105.726 and 105.1070 to 105.1079.

17 2. The department of elementary and secondary  
18 education shall handle the funds from the career and

19 technical student organizations, with department personnel  
20 maintaining responsibility for the receipt and disbursement  
21 of funds. The department may ensure accountability and  
22 transparency by requiring the career and technical student  
23 organizations to provide sworn affidavits annually by  
24 personnel in the organization who are responsible for such  
25 funds as to the proper receipt and disbursement of such  
26 funds.

162.261. 1. The government and control of a seven-  
2 director school district, other than an urban district, is  
3 vested in a board of education of seven members, who hold  
4 their office for three years, except as provided in sections  
5 162.241 and 162.563, and until their successors are duly  
6 elected and qualified. Any vacancy occurring in the board  
7 shall be filled by the remaining members of the board;  
8 except that if there are more than two vacancies at any one  
9 time, the county commission upon receiving written notice of  
10 the vacancies shall fill the vacancies by appointment. If  
11 there are more than two vacancies at any one time in a  
12 county without a county commission, the county executive  
13 upon receiving written notice of the vacancies shall fill  
14 the vacancies, with the advice and consent of the county  
15 council, by appointment. The person appointed shall hold  
16 office until the next municipal election, when a director  
17 shall be elected for the unexpired term.

18 2. No seven-director, urban, or metropolitan school  
19 district board of education shall hire a spouse of any  
20 member of such board for a vacant or newly created position  
21 unless the position has been advertised pursuant to board  
22 policy and the superintendent of schools submits a written  
23 recommendation for the employment of the spouse to the board  
24 of education. The names of all applicants as well as the

25 name of the applicant hired for the position shall be  
26 included in the board minutes.

27 3. The provisions of Article VII, Section 6 of the  
28 Missouri Constitution apply to school districts.

29 4. Any school board member of a seven-director, urban,  
30 or metropolitan school district in this state who by virtue  
31 of office willfully and intentionally awards a contract for  
32 goods or services to any relative within the third degree,  
33 by consanguinity or affinity, may be subject to a fine of  
34 five thousand dollars or ouster from office. The attorney  
35 general or prosecuting or circuit attorney may bring a cause  
36 of action in a court with proper jurisdiction to enforce  
37 this subsection.

162.720. 1. (1) This subdivision shall apply to all  
2 school years ending before July 1, 2024. Where a sufficient  
3 number of children are identified as gifted and their  
4 development requires programs or services beyond the level  
5 of those ordinarily provided in regular public school  
6 programs, districts may establish special programs for such  
7 gifted children.

8 (2) For school year 2024-25 and all subsequent school  
9 years, if three percent or more of students enrolled in a  
10 school district are identified as gifted and their  
11 development requires programs or services beyond the level  
12 of those ordinarily provided in regular public school  
13 programs, the district shall establish a state-approved  
14 gifted program for gifted children.

15 2. For school year 2024-25 and all subsequent school  
16 years, any teacher providing gifted services to students in  
17 districts with an average daily attendance of more than  
18 three hundred fifty students shall be certificated in gifted  
19 education. In districts with an average daily attendance of  
20 three hundred fifty students or fewer, any teacher providing

21 gifted services shall not be required to be certificated to  
22 teach gifted education but such teacher shall annually  
23 participate in at least six clock hours of professional  
24 development focused on gifted services. The school district  
25 shall pay for such professional development focused on  
26 gifted services.

27 3. The state board of education shall determine  
28 standards for such gifted programs and gifted services.  
29 Approval of gifted programs shall be made by the state  
30 department of elementary and secondary education based upon  
31 project applications submitted at a time and in a form  
32 determined by the department of elementary and secondary  
33 education.

34 4. (1) For the 2027-28 school year and all subsequent  
35 school years, each school district shall provide universal  
36 screenings for all students at least once before the  
37 beginning of grade three for the purpose of screening for  
38 gifted students. Such screenings shall:

39 (a) Provide a body of current, valid, and reliable  
40 evidence from a minimum of two areas including, but not  
41 limited to:

- 42 a. General mental ability testing;
- 43 b. Academic achievement;
- 44 c. Creativity;
- 45 d. Reasoning;
- 46 e. Problem solving;
- 47 f. Parent, teacher, student, or self-referrals; and
- 48 g. Other evidence of gifts and talents; and

49 (b) Be reviewed by a minimum of three staff members  
50 trained in gifted education, administration, or assessment,  
51 or a combination of such areas for a referral for formal  
52 gifted assessment.

53           (2) No district shall identify a child as gifted based  
54 solely on the child's participation in an advanced placement  
55 course or international baccalaureate course.

56           (3) Districts shall identify a child as gifted only if  
57 the child meets the definition of gifted children as  
58 provided in section 162.675.

59           (4) A child's failure to meet criteria on a single  
60 screening or assessment tool shall not prevent further data  
61 collection or consideration for gifted identification of  
62 such child.

63           5. [Any district with a gifted education program  
64 approved under subsection 3 of this section] For the 2026-27  
65 school year and all subsequent school years, each school  
66 district shall have a policy, approved by the board of  
67 education of the district, that establishes a process:

68           (1) For the universal screening of students for gifted  
69 program selection;

70           (2) For providing annual notification to parents and  
71 guardians of such screening process;

72           (3) For identifying students for the gifted program  
73 and notifying parents and guardians of the criteria the  
74 district uses for the identification of students for the  
75 gifted program, provided that such criteria shall be guided  
76 by recommendations from the advisory council on the  
77 education of gifted and talented children established under  
78 section 161.249 and the standards established by the state  
79 board of education; and

80           (4) That outlines the procedures and conditions under  
81 which parents or guardians may request a review of the  
82 decision that their child did not qualify to receive  
83 services through the district's gifted education program.

84           6. School districts and school district employees  
85 shall be immune from liability for any and all acts or

86 omissions relating to the decision that a child did not  
87 qualify to receive services through the district's gifted  
88 education program.

89         7. The department of elementary and secondary  
90 education may promulgate all necessary rules and regulations  
91 for the implementation and administration of this section.  
92 Any rule or portion of a rule, as that term is defined in  
93 section 536.010, that is created under the authority  
94 delegated in this section shall become effective only if it  
95 complies with and is subject to all of the provisions of  
96 chapter 536 and, if applicable, section 536.028. This  
97 section and chapter 536 are nonseverable and if any of the  
98 powers vested with the general assembly pursuant to chapter  
99 536 to review, to delay the effective date, or to disapprove  
100 and annul a rule are subsequently held unconstitutional,  
101 then the grant of rulemaking authority and any rule proposed  
102 or adopted after August 28, 2022, shall be invalid and void.

166.700. As used in sections 166.700 to 166.720, the  
2 following terms mean:

3         (1) "Curriculum", a complete course of study for a  
4 particular content area or grade level, including any  
5 supplemental materials;

6         (2) "District", the same meaning as used in section  
7 160.011;

8         (3) "Educational assistance organization", the same  
9 meaning as used in section 135.712;

10         (4) "Illegal alien", any person who is not lawfully  
11 present in the United States or any person who gained  
12 illegal entry into the United States;

13         (5) "Parent", the same meaning as used in section  
14 135.712;

15         (6) "Private school", a school that is not a part of  
16 the public school system of the state of Missouri and that

17 charges tuition for the rendering of elementary or secondary  
18 educational services;

19 (7) "Program", the same meaning as used in section  
20 135.712;

21 (8) "Qualified school", an FPE school or any of the  
22 following entities that is incorporated in Missouri and that  
23 does not discriminate on the basis of race, color, or  
24 national origin:

25 (a) A charter school as defined in section 160.400;

26 (b) A private school;

27 (c) A public school as defined in section 160.011; or

28 (d) A public or private virtual school;

29 (9) "Qualified student", any elementary or secondary  
30 school student who is a resident of this state, who is not  
31 an illegal alien, and who:

32 (a) Has an approved "individualized education plan"  
33 (IEP) developed under the federal Individuals with  
34 Disabilities Education Act (IDEA), 20 U.S.C. Section 1400 et  
35 seq., as amended, in accordance with rules of the state  
36 board of education or with the applicable rules of another  
37 state, or who has been diagnosed with dyslexia, as the term  
38 "dyslexia" is defined in section 633.420, by a licensed or  
39 state-certified professional who is qualified by training  
40 and experience to diagnose dyslexia and who is acting within  
41 such professional's lawful scope of practice; or who has  
42 received a diagnosis of a disability from a physician who is  
43 licensed under chapter 334, a psychologist who is licensed  
44 under chapter 337, or a mental health professional as  
45 defined in section 632.005, while acting within such  
46 individual's lawful scope of practice; or who has received a  
47 diagnosis of a disability from a physician who holds an  
48 active license issued by another state or territory of the

49 United States, the District of Columbia, or the Commonwealth  
50 of Puerto Rico; or

51 (b) Is a member of a household whose total annual  
52 income does not exceed an amount equal to three hundred  
53 percent of the income standard used to qualify for free and  
54 reduced price lunches, and that meets at least one of the  
55 following qualifications:

56 a. Attended a public school as a full-time student for  
57 at least one semester during the previous twelve months;

58 b. Is a child who is eligible to begin kindergarten or  
59 first grade under sections 160.051 to 160.055; or

60 c. Is a sibling of a qualified student who received a  
61 scholarship grant in the previous school year and will  
62 receive a scholarship grant in the current school year.

166.705. 1. A parent of a qualified student may  
2 establish a Missouri empowerment scholarship account for the  
3 student by entering into a written agreement with an  
4 educational assistance organization. The agreement shall  
5 provide that:

6 (1) The qualified student shall enroll in a qualified  
7 school and receive an education in at least the subjects of  
8 English language arts, mathematics, social studies, and  
9 science;

10 (2) Except for a qualified student who is in the  
11 custody of the state, the qualified student shall not be  
12 enrolled in a public school operated by, or a charter school  
13 located within, the qualified student's district of  
14 residence and shall release the district of residence from  
15 all obligations to educate the qualified student while the  
16 qualified student is enrolled in the program. This  
17 subdivision shall not be construed to relieve the student's  
18 district of residence from the obligation to conduct an  
19 evaluation for disabilities;

20           (3) The qualified student shall receive a grant, in  
21 the form of moneys deposited in accordance with section  
22 135.714, in the qualified student's Missouri empowerment  
23 scholarship account;

24           (4) The moneys deposited in the qualified student's  
25 Missouri empowerment scholarship account shall be used only  
26 for the following expenses of the qualified student:

27           (a) Tuition or fees at a qualified school;

28           (b) Textbooks required by a qualified school;

29           (c) Educational therapies or services from a licensed  
30 or accredited practitioner or provider including, but not  
31 limited to, licensed or accredited paraprofessionals or  
32 educational aides;

33           (d) Tutoring services;

34           (e) Curriculum;

35           (f) Tuition or fees for a private virtual school;

36           (g) Fees for a nationally standardized norm-referenced  
37 achievement test, advanced placement examinations,  
38 international baccalaureate examinations, or any  
39 examinations related to college or university admission;

40           (h) Fees for management of the Missouri empowerment  
41 scholarship account by firms selected by the educational  
42 assistance organization;

43           (i) Services provided by a public school including,  
44 but not limited to, individual classes and extracurricular  
45 programs;

46           (j) Computer hardware or other technological devices  
47 that are used to help meet the qualified student's  
48 educational needs and that are approved by an educational  
49 assistance organization;

50           (k) Fees for summer education programs and specialized  
51 after-school education programs;

52 (1) Transportation costs for mileage to and from a  
53 qualified school; and

54 (5) Moneys deposited in the qualified student's  
55 Missouri empowerment scholarship account shall not be used  
56 for the following:

57 (a) Consumable educational supplies including, but not  
58 limited to, paper, pens, pencils, or markers;

59 (b) Tuition at a private school located outside of the  
60 state of Missouri; and

61 (c) Payments or reimbursements to any person related  
62 within the third degree of consanguinity or affinity to a  
63 qualified student.

64 2. Missouri empowerment scholarship accounts are  
65 renewable on an annual basis upon request of the parent of a  
66 qualified student. Notwithstanding any changes to the  
67 qualified student's multidisciplinary evaluation team plan,  
68 a student who has previously qualified for a Missouri  
69 empowerment scholarship account shall remain eligible to  
70 apply for renewal until the student completes high school  
71 and submits scores to the [state treasurer] department of  
72 elementary and secondary education from a nationally  
73 standardized norm-referenced achievement test, advanced  
74 placement examination, international baccalaureate  
75 examination, or any examination related to college or  
76 university admission purchased with Missouri empowerment  
77 scholarship account funds.

78 3. A signed agreement under this section shall satisfy  
79 the compulsory school attendance requirements of section  
80 167.031.

81 4. A qualified school or a provider of services  
82 purchased under this section shall not share, refund, or  
83 rebate any Missouri empowerment scholarship account moneys  
84 with the parent or qualified student in any manner.

85           5. If a qualified student withdraws from the program  
86 by enrolling in a school other than a qualified school or is  
87 disqualified from the program under the provisions of  
88 section 166.710, the qualified student's Missouri  
89 empowerment scholarship account shall be closed and any  
90 remaining funds shall be returned to the educational  
91 assistance organization for redistribution to other  
92 qualified students. Under such circumstances, the  
93 obligation to provide an education for such student shall  
94 transfer back to the student's district of residence.

95           6. Any funds remaining in a qualified student's  
96 Missouri empowerment scholarship account at the end of a  
97 school year shall remain in the account and shall not be  
98 returned to the educational assistance organization. Any  
99 funds remaining in a qualified student's Missouri  
100 empowerment scholarship account upon graduation from a  
101 qualified school shall be returned to the educational  
102 assistance organization for redistribution to other  
103 qualified students.

104           7. Moneys received under sections 166.700 to 166.720  
105 shall not constitute Missouri taxable income to the parent  
106 of the qualified student.

166.710. 1. Beginning in the [2023-24] 2027-28 school  
2 year and continuing thereafter, the state [treasurer]  
3 auditor shall conduct or contract for annual audits, and may  
4 conduct or contract for random and quarterly audits as  
5 needed, of Missouri empowerment scholarship accounts to  
6 ensure compliance with the requirements of subsection 1 of  
7 section 166.705.

8           2. A parent, qualified student, or vendor may be  
9 disqualified from program participation if the [state  
10 treasurer] commissioner of education, or the [state  
11 treasurer's] commissioner's designee, finds the party has

12 committed an intentional program violation consisting of any  
13 misrepresentation or other act that materially violates any  
14 law or rule governing the program. The [state treasurer]  
15 department of elementary and secondary education may remove  
16 any parent or qualified student from eligibility for a  
17 Missouri empowerment scholarship account. A parent may  
18 appeal the [state treasurer's] department's decision to the  
19 administrative hearing commission. A parent may appeal the  
20 administrative hearing commission's decision to the circuit  
21 court of the county in which the student resides.

22 3. The [state treasurer] department of elementary and  
23 secondary education may refer cases of substantial misuse of  
24 moneys to the attorney general for investigation if the  
25 [state treasurer] department of elementary and secondary  
26 education obtains evidence of fraudulent use of an account.

27 4. The [state treasurer] department of elementary and  
28 secondary education shall promulgate rules containing the  
29 following to implement and administer the program:

30 (1) Procedures for conducting examinations of use of  
31 account funds;

32 (2) Procedures for conducting random, quarterly, and  
33 annual reviews of accounts;

34 (3) Creation of an online anonymous fraud reporting  
35 service;

36 (4) Creation of an anonymous telephone hotline for  
37 fraud reporting; and

38 (5) A surety bond requirement for educational  
39 assistance organizations.

40 5. Any rules in effect on July 1, 2027, shall remain  
41 in effect until repealed or modified by the department of  
42 elementary and secondary education.

43 6. Any rule or portion of a rule, as that term is  
44 defined in section 536.010, that is created under the

45 authority delegated in this section shall become effective  
46 only if it complies with and is subject to all of the  
47 provisions of chapter 536 and, if applicable, section  
48 536.028. This section and chapter 536 are nonseverable and  
49 if any of the powers vested with the general assembly  
50 pursuant to chapter 536 to review, to delay the effective  
51 date, or to disapprove and annul a rule are subsequently  
52 held unconstitutional, then the grant of rulemaking  
53 authority and any rule proposed or adopted after August 28,  
54 2021, shall be invalid and void.

166.715. 1. A person commits a class A misdemeanor if  
2 the person is found to have knowingly used moneys granted  
3 under section 135.714 for purposes other than those provided  
4 for in sections 166.700 to 166.720.

2. No financial institution shall be liable in any  
6 civil action for providing a scholarship account's financial  
7 information to the [state treasurer] department of  
8 elementary and secondary education unless the information  
9 provided is false and the financial institution providing  
10 the false information does so knowingly and with malice.

[620.484.] 173.2565. The provisions of the Wagner-  
2 Peyser Act (29 U.S.C.A. Sec. 49 et seq.), as amended, are  
3 hereby accepted by this state and the [division] office of  
4 workforce development of the department of [economic] higher  
5 education and workforce development is hereby designated and  
6 constituted the agency of this state for the purposes of  
7 said act. The [division] office shall establish and  
8 maintain free public employment offices in such number and  
9 in such places as may be necessary for the proper  
10 administration of this chapter and for the purposes of  
11 performing such functions as are within the purview of the  
12 Wagner-Peyser Act.

1           [620.490.] 173.2566. The department of [economic]  
2 higher education and workforce development shall promulgate  
3 rules providing for the coordination of state and federal  
4 job training resources administered by the department of  
5 [economic] higher education and workforce development,  
6 including the local workforce investment areas established  
7 in the state to administer federal funds pursuant to the  
8 federal Workforce [Investment] Innovation and Opportunity  
9 Act (WIOA), Pub. L. 113-128, as amended, or its successor,  
10 for the provision of assistance to businesses in this state  
11 relating to the creation of new jobs in the state. The  
12 department shall include in these rules the methods to be  
13 followed by any business engaged in the creation of new jobs  
14 in state to ensure that economically disadvantaged citizens  
15 receive opportunities for employment in the new jobs  
16 created. No rule or portion of a rule promulgated pursuant  
17 to the authority of this section shall become effective  
18 unless it has been promulgated pursuant to the provisions of  
19 section 536.024.

          [620.511.] 173.2570. 1. There is hereby established  
2 the "Missouri Workforce Development Board", formerly known  
3 as the Missouri workforce investment board, and hereinafter  
4 referred to as "the board" in sections [620.511 to 620.513]  
5 173.2570 to 173.2572.

          2. The purpose of the board is to provide workforce  
7 investment activities, through statewide and local workforce  
8 investment systems, that increase the employment, retention,  
9 and earnings of participants, and increase occupational  
10 skill attainment by participants, and, as a result, improve  
11 the quality of the workforce, reduce welfare dependency, and  
12 enhance the productivity and competitiveness of the state of  
13 Missouri. The board shall be the state's advisory board  
14 pertaining to workforce preparation policy.

15           3. The board shall meet the requirements of the  
16 federal Workforce Innovation and Opportunity Act,  
17 hereinafter referred to as the "WIOA", P.L. 113-128, as  
18 amended. Should another federal law supplant the WIOA, all  
19 references in sections [620.511 to 620.513] 173.2570 to  
20 173.2572 to the WIOA shall apply as well to the new federal  
21 law.

22           4. Composition of the board shall comply with the  
23 WIOA. Board members appointed by the governor shall be  
24 subject to the advice and consent of the senate. Consistent  
25 with the requirements of the WIOA, the governor shall  
26 designate one member of the board to be its chairperson.

27           5. Each member of the board shall serve for a term of  
28 four years, subject to the pleasure of the governor, and  
29 until a successor is duly appointed. In the event of a  
30 vacancy on the board, the vacancy shall be filled in the  
31 same manner as the original appointment and said replacement  
32 shall serve the remainder of the original appointee's  
33 unexpired term.

34           6. Of the members initially appointed to the WIOA,  
35 formerly known as the WIA, board, one-fourth shall be  
36 appointed for a term of four years, one-fourth shall be  
37 appointed for a term of three years, one-fourth shall be  
38 appointed for a term of two years, and one-fourth shall be  
39 appointed for a term of one year.

40           7. WIOA board members shall receive no compensation,  
41 but shall be reimbursed for all necessary expenses actually  
42 incurred in the performance of their duties.

43           8. The department may include on its website a list of  
44 the names of the members of the board, including the names  
45 of members of local workforce development boards, along with  
46 information on how to contact such boards.

1           [620.512.] 173.2571. 1. The board shall establish  
2 bylaws governing its organization, operation, and procedure  
3 consistent with sections [620.511 to 620.513] 173.2570 to  
4 173.2572, and consistent with the WIOA.

5           2. The board shall meet at least four times each year  
6 at the call of the chairperson.

7           3. In order to assure objective management and  
8 oversight, the board shall not operate programs or provide  
9 services directly to eligible participants, but shall exist  
10 solely to plan, coordinate, and monitor the provisions of  
11 such programs and services. A member of the board may not  
12 vote on a matter under consideration by the board that  
13 regards the provision of services by the member or by an  
14 entity that the member represents or would provide direct  
15 financial benefit to the member or the immediate family of  
16 the member. A member of the board may not engage in any  
17 other activity determined by the governor to constitute a  
18 conflict of interest.

19           4. The composition and the roles and responsibilities  
20 of the board membership may be amended to comply with any  
21 succeeding federal or state legislative or regulatory  
22 requirements governing workforce investment activities,  
23 except that the procedure for such change shall be outlined  
24 in state rules and regulations and adopted in the bylaws of  
25 the board.

26           5. The department of [economic] higher education and  
27 workforce development, office of workforce development,  
28 shall provide professional, technical, and clerical staff  
29 for the board.

30           6. The board may promulgate any rules and regulations  
31 necessary to administer the provisions of sections [620.511  
32 to 620.513] 173.2570 to 173.2572. Any rule or portion of a  
33 rule, as that term is defined in section 536.010, that is

34 created under the authority delegated in this section shall  
35 become effective only if it complies with and is subject to  
36 all of the provisions of chapter 536 and, if applicable,  
37 section 536.028. This section and chapter 536 are  
38 nonseverable and if any of the powers vested with the  
39 general assembly pursuant to chapter 536 to review, to delay  
40 the effective date, or to disapprove and annul a rule are  
41 subsequently held unconstitutional, then the grant of  
42 rulemaking authority and any rule proposed or adopted after  
43 August 28, 2007, shall be invalid and void.

[620.513.] 173.2572. 1. The board shall assist the  
2 governor with the functions described in Section 101(d) of  
3 the WIOA, 29 U.S.C. Section [311d] 3111(d), and any  
4 regulations issued pursuant to the WIOA.

5 2. The board shall submit an annual report of its  
6 activities to the governor, the speaker of the house of  
7 representatives, and the president pro tem of the senate no  
8 later than January thirty-first of each year.

9 3. Nothing in sections [620.511 to 620.513] 173.2570  
10 to 173.2572 shall be construed to require or allow the board  
11 to assume or supersede the statutory authority granted to,  
12 or impose any duties or requirements on, the state  
13 coordinating board for higher education, the governing  
14 boards of the state's public colleges and universities, the  
15 state board of education, or any local educational agencies.

174.300. 1. Prior to October 17, 1978, the governor  
2 shall, with the advice and consent of the senate, appoint a  
3 six-member board of regents to assume the general control  
4 and management of Harris-Stowe College. The members of the  
5 board shall serve for terms of six years each, except for  
6 the members first appointed, two of whom shall serve two-  
7 year terms, two of whom shall serve four-year terms, and two  
8 of whom shall serve six-year terms. Not more than three of

9 the regents shall be affiliated with any one political party  
10 or reside in the city in which the institution's principal  
11 administrative office is located.

12 2. On and after August 28, 2005, Harris-Stowe State  
13 College shall be known as Harris-Stowe State University, and  
14 the provisions contained in subsection 1 of this section  
15 shall continue to apply to the institution.

174.332. 1. Notwithstanding the provisions of section  
2 174.050 to the contrary, the board of regents of Northwest  
3 Missouri State University shall be composed of nine members,  
4 eight of whom shall be voting members and one who shall be a  
5 nonvoting member. Not more than four voting members shall  
6 belong to any one political party[. Not more than two  
7 voting members shall be residents of the same county. The  
8 appointed members of the board serving on August 28, 2008,  
9 shall continue to serve until the expiration of the terms  
10 for which the appointed members were appointed and until  
11 such time a successor is duly appointed.

12 2. The board of regents shall be appointed as follows:

13 (1) Six voting members shall be residents of the  
14 university's historic statutory service region, provided at  
15 least one member shall be a resident of Nodaway County. For  
16 the sole purpose of determining the composition of the board  
17 of regents, the university's historic statutory service  
18 region shall consist of the counties of Atchison, Andrew,  
19 Caldwell, Carroll, Clay, Clinton, Daviess, DeKalb, Gentry,  
20 Grundy, Harrison, Holt, Livingston, Mercer, Nodaway, Ray,  
21 and Worth;

22 (2) Two voting members shall be residents of a county  
23 in the state that is outside the university's historic  
24 statutory service region, as described in subdivision (1) of  
25 this subsection, provided these two members shall not be  
26 appointed from the same congressional district; and

27           [3.] or reside in the county in which the institution's  
28 principal administrative office is located. One nonvoting  
29 member shall be a full-time student of the university, a  
30 United States citizen, and a resident of Missouri.

31           [3.] 2. A majority of the voting members of the board  
32 shall constitute a quorum for the transaction of business;  
33 however, no appropriation of money nor any contract that  
34 shall require any appropriation or disbursement of money  
35 shall be made, nor teacher employed or dismissed, unless a  
36 majority of the voting members of the board vote for the  
37 same.

38           [4.] 3. Except as specifically provided in this  
39 section, the appointments and terms of office for the voting  
40 and nonvoting members of the board, and all other duties and  
41 responsibilities of the board, shall comply with the  
42 provisions of state law regarding boards of regents.

174.450. 1. Except as provided in subsections 2, [6]  
2 3, and [7] 4 of this section, the governing board of the  
3 University of Central Missouri, Missouri State University,  
4 Missouri Southern State University, Missouri Western State  
5 University, and of each other public institution of higher  
6 education which, through the procedures established in  
7 subdivision (8) or (9) of section 173.030, is charged with a  
8 statewide mission shall be a board of governors consisting  
9 of eight members, composed of seven voting members and one  
10 nonvoting member as provided in sections 174.453 and  
11 174.455, who shall be appointed by the governor of Missouri,  
12 by and with the advice and consent of the senate. No person  
13 shall be appointed a voting member who is not a citizen of  
14 the United States and who has not been a resident of the  
15 state of Missouri for at least two years immediately prior  
16 to such appointment. Not more than four voting members  
17 shall belong to any one political party. The appointed

18 members of the board of regents serving on the date of the  
19 statutory mission change shall become members of the board  
20 of governors on the effective date of the statutory mission  
21 change and serve until the expiration of the terms for which  
22 such members were appointed. The board of regents of any  
23 such institution shall be abolished on the effective date of  
24 the statutory mission change, as prescribed in subdivision  
25 (8) or (9) of section 173.030.

26 2. The governing board of Missouri State University, a  
27 public institution of higher education charged with a  
28 statewide mission in public affairs, shall be a board of  
29 governors of ten members, composed of nine voting members  
30 and one nonvoting member, who shall be appointed by the  
31 governor, by and with the advice and consent of the senate.  
32 The nonvoting member shall be a student selected in the same  
33 manner as prescribed in section 174.055. [At least one but  
34 no more than two voting members shall be appointed to the  
35 board from each congressional district, and] Of the nine  
36 voting members appointed to the board, no fewer than seven  
37 members shall each be residents of different congressional  
38 districts of this state; provided that no more than one  
39 member shall be appointed from any one congressional  
40 district. In addition to the seven members appointed to  
41 represent different congressional districts, two members  
42 shall be appointed at-large and shall not be required to  
43 reside in a congressional district not otherwise represented  
44 on the board. Every member of the board shall be a citizen  
45 of the United States, and a resident of this state for at  
46 least two years prior to the member's appointment. No more  
47 than five voting members shall belong to any one political  
48 party. The term of office of the governors shall be six  
49 years, except as provided in this subsection. The term of

50 office for those appointed hereafter shall end January first  
51 in years ending in an odd number.

52 3. [If a voting member of the board of governors of  
53 Missouri State University is found by unanimous vote of the  
54 other governors to have moved such governor's residence from  
55 the district from which such governor was appointed, then  
56 the office of such governor shall be forfeited and  
57 considered vacant.

58 4. Should the total number of Missouri congressional  
59 districts be altered, all members of the board of governors  
60 of Missouri State University shall be allowed to serve the  
61 remainder of the term for which such members were appointed.

62 5. Should the boundaries of any congressional  
63 districts be altered in a manner that displaces a member of  
64 the board of governors of Missouri State University from the  
65 congressional district from which the member was appointed,  
66 the member shall be allowed to serve the remainder of the  
67 term for which the member was appointed.

68 6.] The governing board of Missouri Southern State  
69 University shall be a board of governors consisting of nine  
70 members, composed of eight voting members and one nonvoting  
71 member as provided in sections 174.453 and 174.455, who  
72 shall be appointed by the governor of Missouri, by and with  
73 the advice and consent of the senate. No person shall be  
74 appointed a voting member who is not a citizen of the United  
75 States and who has not been a resident of the state of  
76 Missouri for at least two years immediately prior to such  
77 appointment. Not more than four voting members shall belong  
78 to any one political party or reside in the county in which  
79 the institution's principal administrative office is located.

80 [7.] 4. The governing board of Northwest Missouri  
81 State University shall be a board of regents as provided in  
82 section 174.332.

83           5. Not more than three voting members of the governing  
84 board of the University of Central Missouri shall reside in  
85 the county in which the institution's principal  
86 administrative office is located.

          174.453. 1. Except as provided in section 174.450 and  
2 in [subsection] subsections 4, 5, and 6 of this section, the  
3 board of governors shall be appointed as follows:

4           (1) Five voting members shall be selected from the  
5 counties comprising the institution's historic statutory  
6 service region as described in section 174.010, except that  
7 no more than two members shall be appointed from any one  
8 county with a population of less than two hundred thousand  
9 inhabitants;

10           (2) Two voting members shall be selected from any of  
11 the counties in the state which are outside of the  
12 institution's historic service region; and

13           (3) One nonvoting member who is a student shall be  
14 selected in the same manner as prescribed in section 174.055.

15           2. The term of service of the governors shall be as  
16 follows:

17           (1) The voting members shall be appointed for terms of  
18 six years; and

19           (2) The nonvoting student member shall serve a two-  
20 year term.

21           3. Members of any board of governors selected pursuant  
22 to this section and in office on May 13, 1999, shall serve  
23 the remainder of their unexpired terms.

24           4. Notwithstanding the provisions of subsection 1 of  
25 this section, the board of governors of Missouri Southern  
26 State University shall be appointed as follows:

27           (1) [Six voting members shall be selected from any of  
28 the following counties: Barton, Jasper, Newton, McDonald,

29 Dade, Lawrence, and Barry provided that no more than three  
30 of these six members shall be appointed from any one county;

31 (2) Two voting members shall be selected from any of  
32 the counties in the state which are outside of the counties  
33 articulated in subdivision (1) of this subsection;

34 (3) ] Not more than four voting members shall be  
35 selected who reside in the county in which the institution's  
36 principal administrative office is located; and

37 (2) One nonvoting member who is a student shall be  
38 selected in the same manner as prescribed in section  
39 174.055 [; and

40 (4) The provisions of subdivisions (1) and (2) of this  
41 subsection shall only apply to board members first appointed  
42 after August 28, 2004].

43 5. Notwithstanding the provisions of subsection 1 of  
44 this section, the board of governors of Missouri Western  
45 State University shall be composed of eight members  
46 appointed as follows:

47 (1) Five voting members shall be selected from any of  
48 the following counties: Buchanan, Platte, Clinton, Andrew,  
49 and DeKalb;

50 (2) One nonvoting member who is a student shall be  
51 selected in the same manner as prescribed in section  
52 174.055; and

53 (3) The provisions of subdivisions (1) and (2) of this  
54 subsection shall only apply to board members first appointed  
55 after August 28, 2005.

56 6. [(1)] Notwithstanding the provisions of subsection  
57 1 of this section to the contrary, the board of governors of  
58 Southeast Missouri State University shall be appointed as  
59 follows:

60 [(a) Two voting members shall be selected from any of  
61 the following counties: Butler, Dunklin, Mississippi, New  
62 Madrid, Pemiscot, Scott, or Stoddard;

63 (b) Two voting members shall be selected from any of  
64 the following counties: Bollinger, Cape Girardeau, Madison,  
65 Perry, Ste. Genevieve, or St. Francois;

66 (c) Two voting members shall be selected from any of  
67 the following counties or areas: Franklin, Jefferson,  
68 Lincoln, St. Charles, St. Louis, St. Louis City, or Warren;

69 (d) One voting member shall be selected from one of  
70 the counties in the state; and

71 (e) (1) Seven voting members shall be selected, not  
72 more than three of whom shall reside in the county in which  
73 the institution's principal administrative office is  
74 located; and

75 (2) One nonvoting member who is a student shall be  
76 selected in the same manner as provided in section 174.055.

77 [(2) The provisions of paragraphs (a) to (c) of  
78 subdivision (1) of this subsection shall only apply to board  
79 members first appointed after August 28, 2021.]

174.610. The governing board of the Truman State  
2 University shall be a board of governors consisting of ten  
3 members, composed of seven voting members and three  
4 nonvoting members as provided in section 174.620, who shall  
5 be appointed by the governor of Missouri, by and with the  
6 advice and consent of the senate. No person shall be  
7 appointed a voting governor who is not a citizen of the  
8 United States and who has not been a resident of the state  
9 of Missouri for at least two years immediately prior to such  
10 person's appointment. Not more than four voting governors  
11 shall belong to any one political party. Not more than  
12 three voting governors shall reside in the county in which  
13 the institution's principal administrative office is

14 located. The appointed members of the board of regents  
15 serving on January 1, 1986, shall become members of the  
16 board of governors on January 1, 1986, and serve until the  
17 expiration of the terms for which they were appointed.

175.020. The board of curators of Lincoln University  
2 of Missouri shall hereafter consist of nine members who  
3 shall be appointed by the governor, by and with the advice  
4 and consent of the senate. No person shall be appointed a  
5 curator who shall not be a citizen of the United States and  
6 who shall not have been a resident of the state of Missouri  
7 two years next prior to his or her appointment. Not more  
8 than five curators shall belong to any one political party,  
9 and not more than four curators shall reside in the county  
10 in which the institution's principal administrative office  
11 is located.

178.530. 1. The state board of education shall  
2 establish standards and annually inspect, as a basis for  
3 approval, all public prevocational, vocational schools,  
4 State Technical College of Missouri, departments and classes  
5 receiving state or federal moneys for giving training in  
6 agriculture, industrial, home economics and commercial  
7 subjects and all schools, departments and classes receiving  
8 state or federal moneys for the preparation of teachers and  
9 supervisors of such subjects. The public prevocational and  
10 vocational schools, State Technical College of Missouri,  
11 departments, and classes, and the training schools,  
12 departments and classes are entitled to the state or federal  
13 moneys so long as they are approved by the state board of  
14 education, as to site, plant, equipment, qualifications of  
15 teachers, admission of pupils, courses of study and methods  
16 of instruction. All disbursements of state or federal  
17 moneys for the benefit of the approved prevocational and  
18 vocational schools, State Technical College of Missouri,

19 departments and classes shall be made semiannually. The  
20 school board of each approved school or the governing body  
21 of State Technical College of Missouri shall file a report  
22 with the state board of education at the times and in the  
23 form that the state board requires. Upon receipt of a  
24 satisfactory report, the state board of education shall  
25 certify to the commissioner of administration for [his] the  
26 commissioner's approval the amount of the state and federal  
27 moneys due the school district or State Technical College of  
28 Missouri. The amount due the school district shall be  
29 certified by the commissioner of administration and proper  
30 warrant therefor shall be issued to the district treasurer  
31 or State Technical College of Missouri.

32 2. Notwithstanding the provisions of subsection 1 of  
33 this section, the state board of education shall establish  
34 standards for agricultural education that may be adopted by  
35 a private school accredited by an agency recognized by the  
36 United States Department of Education as an accreditor of  
37 private schools that wishes to provide quality vocational  
38 programming outside the requirements of, but consistent  
39 with, the federal Vocational Education Act. Such standards  
40 shall be sufficient to qualify a private school to apply to  
41 the state chapter for approval of a local chapter of a  
42 federally chartered national agricultural education  
43 association on a form developed for that purpose by the  
44 department of elementary and secondary education without  
45 eligibility to receive state or federal funding for  
46 agricultural vocational education. The provisions of this  
47 subsection shall not be construed to create eligibility for  
48 a private school to receive state or federal funding for  
49 agricultural vocational education, but shall not prohibit a  
50 private school from receiving state or federal funds for  
51 which such private school would otherwise be eligible for

52 agricultural vocational education. Any such private school  
53 shall reimburse the department annually for the cost of  
54 oversight and maintenance of the program.

55 3. (1) The department of elementary and secondary  
56 education, through its agricultural education section, shall  
57 be authorized to establish a [pilot] program, beginning in  
58 the [2020-21] 2027-28 school year, to provide for  
59 agricultural education in elementary schools in the state.  
60 [The purpose of the pilot program shall be to determine  
61 whether and how to implement an elementary agricultural  
62 education program statewide.]

63 (2) (a) The department, through its employees who  
64 work in the agricultural education section, [is authorized  
65 to select from among applications submitted by the public  
66 elementary schools a minimum of sixteen public elementary  
67 schools for participation in the pilot program. The  
68 department] shall develop [an application] a process for  
69 public elementary schools to [apply to] participate in the  
70 [pilot] program.

71 (b) The local school board for each elementary school  
72 [selected] that elects to be in the [pilot] program shall  
73 agree to implement and fully fund an elementary agricultural  
74 education program in such school and [to continue to provide  
75 such elementary agricultural education program for a period  
76 no shorter than three years. The local school district] may  
77 employ an agricultural education teacher to provide such  
78 program for the elementary school.

79 (3) The department, through its employees who work in  
80 the agricultural education section, [and local school  
81 districts] shall [collaborate to] establish [the]  
82 instructional [model] models for [each] the elementary  
83 agricultural education program in conjunction and  
84 collaboration with Missouri agricultural commodity groups

85 and organizations that promote and support Missouri  
86 agriculture. Such instructional [model] models shall be  
87 grade-appropriate and include instruction in an organized  
88 classroom, collaborative learning experiences through  
89 investigation and inquiry, including laboratory and site-  
90 based learning activities, and personal, leadership, and  
91 career development opportunities.

92 (4) The department, through its agricultural education  
93 section, shall provide for a program evaluation regarding  
94 the success and impact of the [pilot] program [upon  
95 completion of the third year of the pilot program] and shall  
96 report the results of such evaluation [to the relevant house  
97 and senate committees on agriculture and education] on the  
98 department's website.

99 4. The department shall maintain an adequate number of  
100 full-time employees, certified in agricultural education and  
101 distributed regionally throughout the state, to provide  
102 accountability for program delivery of agricultural  
103 education, to continue to develop and maintain pertinent  
104 agricultural education instructional models and standards,  
105 to assist local school districts on matters related to  
106 agricultural education, and to coordinate regional and  
107 statewide activities supporting K-12 agricultural education  
108 programming.

109 5. Nothing in this section shall be construed to  
110 require public elementary schools to participate in the  
111 [pilot] program.

112 6. The requirements of section 160.514 shall not apply  
113 to the provisions of this section.

178.550. 1. This section shall be known and may be  
2 cited as the "Career and Technical Education Student  
3 Protection Act". There is hereby established the "Career

4 and Technical Education Advisory Council" within the  
5 department of elementary and secondary education.

6 2. The advisory council shall be composed of [sixteen  
7 members who shall be] Missouri residents. The director of  
8 the department of economic development and the commissioner  
9 of higher education, or [his or her designee] their  
10 designees, shall be [a member] members. The commissioner of  
11 education, in collaboration with appropriate stakeholders,  
12 shall appoint the following members:

13 (1) A director or administrator of a career and  
14 technical education center;

15 (2) [An individual from the business community with a  
16 background in commerce] Four individuals from business and  
17 commerce;

18 (3) A representative from State Technical College of  
19 Missouri;

20 (4) Three current or retired career and technical  
21 education teachers who also serve or served as an advisor to  
22 any of the nationally recognized career and technical  
23 education student organizations of:

24 (a) DECA;

25 (b) Future Business Leaders of America (FBLA);

26 (c) FFA;

27 (d) Family, Career and Community Leaders of America  
28 (FCCLA);

29 (e) [Health Occupations Students of America (HOSA)]  
30 HOSA-Future Health Professionals;

31 (f) SkillsUSA; or

32 (g) Technology Student Association (TSA);

33 (5) A representative from a business organization,  
34 association of businesses, or a business coalition;

35 (6) A representative from a Missouri community college;

36 (7) A representative from [Southeast Missouri State  
37 University or the University of Central] a Missouri four-  
38 year college or university;

39 (8) An individual participating in an apprenticeship  
40 recognized by the department of labor and industrial  
41 relations or approved by the United States Department of  
42 Labor's Office of Apprenticeship;

43 (9) A school administrator or school superintendent of  
44 a school that offers career and technical education; and

45 (10) A student-services representative, who may serve  
46 in a school counseling or career resource educator position.

47 3. Members appointed by the commissioner of education  
48 shall serve a term of [five] three years [except for the  
49 initial appointments, which shall be for the following  
50 lengths:

51 (1) One member shall be appointed for a term of one  
52 year;

53 (2) Two members shall be appointed for a term of two  
54 years;

55 (3) Two members shall be appointed for a term of three  
56 years;

57 (4) Three members shall be appointed for a term of  
58 four years;

59 (5) Three members shall be appointed for a term of  
60 five years] and shall serve no more than two terms.

61 4. Four members shall be from the general assembly.  
62 The president pro tempore of the senate shall appoint two  
63 members of the senate of whom not more than one shall be of  
64 the same party. The speaker of the house of representatives  
65 shall appoint two members of the house of representatives of  
66 whom not more than one shall be of the same party. The  
67 legislative members shall serve on the advisory council

68 until such time as they resign, are no longer members of the  
69 general assembly, or are replaced by new appointments.

70 5. The advisory council shall have [three] nonvoting  
71 ex officio members[:

72 (1) A director of guidance and counseling services at  
73 the department of elementary and secondary education, or a  
74 similar position if such position ceases to exist;

75 (2) The director of the division of workforce  
76 development; and

77 (3) A member of the coordinating board for higher  
78 education, as selected by the coordinating board], all of  
79 whom shall be employees of the department of elementary and  
80 secondary education selected by the commissioner of  
81 education.

82 6. The assistant commissioner for the office of  
83 college and career readiness of the department of elementary  
84 and secondary education shall provide staff assistance to  
85 the advisory council.

86 7. The advisory council shall meet at least [four] two  
87 times annually. The advisory council may make all rules it  
88 deems necessary to enable it to conduct its meetings, elect  
89 its officers, and set the terms and duties of its officers.  
90 The advisory council shall elect from among its members a  
91 [chairperson] chair, vice [chairperson] chair, a secretary-  
92 reporter, and such other officers as it deems necessary.  
93 Members of the advisory council shall serve without  
94 compensation but may be reimbursed for actual expenses  
95 necessary to the performance of their official duties for  
96 the advisory council.

97 8. Any business to come before the advisory council  
98 shall be available on the advisory council's internet  
99 website [at least seven business days prior to the start of  
100 each meeting] as provided under section 610.020. All

101 records of any decisions, votes, exhibits, or outcomes shall  
102 be available on the advisory council's internet website  
103 within forty-eight hours following the conclusion of every  
104 meeting. [Any materials prepared for the members shall be  
105 delivered to the members at least five days before the  
106 meeting, and to the extent such materials are public records  
107 as defined in section 610.010 and are not permitted to be  
108 closed under section 610.021, shall be made available on the  
109 advisory council's internet website at least five business  
110 days in advance of the meeting.]

111 9. The advisory council shall make an annual written  
112 report to the state board of education and the commissioner  
113 of education regarding the development, implementation, and  
114 administration of the state budget for career and technical  
115 education.

116 10. The advisory council shall annually submit written  
117 recommendations to the state board of education and the  
118 commissioner of education regarding the oversight and  
119 procedures for the handling of funds for student career and  
120 technical education organizations.

121 11.] 9. The advisory council shall:

122 (1) Develop a comprehensive statewide short- and long-  
123 range strategic plan for career and technical education;

124 (2) Identify service gaps and provide advice on  
125 methods to close such gaps as they relate to youth and adult  
126 employees, workforce development, and employers on training  
127 needs;

128 (3) Confer with public and private entities for the  
129 purpose of promoting and improving career and technical  
130 education;

131 (4) Identify legislative recommendations to improve  
132 career and technical education;

133 (5) Promote coordination of existing career and  
134 technical education programs;

135 (6) Adopt, alter, or repeal by its own bylaws, rules  
136 and regulations governing the manner in which its business  
137 may be transacted.

138 [12.] 10. For purposes of this section, the department  
139 of elementary and secondary education shall provide such  
140 documentation and information as to allow the advisory  
141 council to be effective.

142 [13.] 11. For purposes of this section, "advisory  
143 council" shall mean the career and technical education  
144 advisory council.

178.585. 1. Under rules and regulations of the state  
2 board of education, the commissioner of education, in  
3 cooperation with the [director of the division] office of  
4 workforce development of the department of [economic] higher  
5 education and workforce development, shall establish  
6 procedures to provide grants to public high schools,  
7 vocational-technical schools, State Technical College of  
8 Missouri, and community colleges solely for the purpose of  
9 new programs, curriculum enhancement, equipment and  
10 facilities so as to upgrade vocational and technical  
11 education in the state.

12 2. Each vocational-technical school, community  
13 college, State Technical College of Missouri, and school  
14 district of any public high school receiving a grant  
15 authorized by this section shall have an advisory committee  
16 composed of local business persons, labor leaders, parents,  
17 senior citizens, community leaders and teachers to establish  
18 a plan to ensure that students who graduate from the  
19 vocational-technical school, community college, State  
20 Technical College of Missouri, or public high school proceed

21 to a four-year college or high-wage job with workplace-skill  
22 development opportunities.

23 3. The [director of the] department of [economic]  
24 higher education and workforce development shall provide  
25 annually to the commissioner of education a listing of  
26 demand occupations in the state including substate  
27 projections. The listing shall include those occupations  
28 for which, in the judgment of the [director of the]  
29 department of [economic] higher education and workforce  
30 development, there is a critical shortage to meet present or  
31 future employment needs necessary to the economic growth and  
32 competitiveness of the state.

33 4. In any fiscal year, at least seventy-five percent  
34 of all moneys for the grant awards authorized by this  
35 section shall be to public high schools, vocational-  
36 technical schools, State Technical College of Missouri, or  
37 community colleges for new programs, curriculum enhancement  
38 or equipment necessary to address demand occupations  
39 identified pursuant to subsection 3 of this section.

178.632. The governing board of State Technical  
2 College of Missouri shall be a board of regents composed of  
3 seven voting members and one nonvoting student member. Such  
4 members shall be appointed by the governor with the advice  
5 and consent of the senate after August 28, 1995, and after  
6 the conditions of section 178.631 are satisfied. No person  
7 shall be appointed to the board who is not a citizen of the  
8 United States and who has not been a resident of the state  
9 of Missouri for at least two years immediately prior to his  
10 appointment. Not less than three voting members shall  
11 belong to one of the two major political parties and not  
12 less than three shall belong to the other major political  
13 party. Not more than [two voting members shall reside in  
14 Osage County or other immediately contiguous counties] three

15 voting members shall reside in the county in which the  
16 institution's principal administrative office is located.

186.019. 1. Prior to April first of each year,  
2 starting in 1992, the information described in subdivisions  
3 (1), (2), (3) and (4) of this subsection shall be delivered  
4 in report form to the Missouri women's council, the  
5 governor's office, the secretary of the senate, and the  
6 chief clerk of the house of representatives. The  
7 information shall apply only to activities which occurred  
8 during the previous calendar year. Reports shall be  
9 required from the following:

10 (1) The department of labor and industrial relations,  
11 and the [division] office of workforce development of the  
12 department of [economic] higher education and workforce  
13 development, who shall assemble all available data and  
14 report on all business start-ups and business failures which  
15 are fifty-one percent or more owned by women. The reports  
16 shall distinguish, as best as possible, those businesses  
17 which are sole proprietorships, partnerships, or  
18 corporations;

19 (2) The department of economic development, who shall  
20 assemble all available data and report on financial  
21 assistance or other incentives given to all businesses which  
22 are fifty-one percent or more owned by women. The report  
23 shall contain information relating to assistance or  
24 incentives awarded for the retention of existing businesses,  
25 the expansion of existing businesses, or the start-up of new  
26 businesses;

27 (3) The department of revenue, who shall assemble all  
28 available data and report on the number, gross receipts and  
29 net income of all businesses which are fifty-one percent or  
30 more owned by women. The reports shall distinguish those

31 businesses which are sole proprietorships, partnerships or  
32 corporations;

33 (4) The division of purchasing of the office of  
34 administration, who shall assemble all available data and  
35 report on businesses which are fifty-one percent or more  
36 owned by women which are recipients of contracts awarded by  
37 the state of Missouri.

38 2. Prior to December first of each year, starting in  
39 1990, the information described in subdivisions (1) and (2)  
40 of this subsection shall be delivered in report form to the  
41 Missouri women's council, the governor's office, the  
42 secretary of the senate, and the chief clerk of the house of  
43 representatives. The information shall apply only to  
44 activities which occurred during the previous school year.  
45 Reports shall be required from the following:

46 (1) The department of elementary and secondary  
47 education shall assemble all available data from the  
48 Vocational and Education Data System (VEDS) on class  
49 enrollments by Instruction Program Codes (CIP); by secondary  
50 and postsecondary schools; and, secondary, postsecondary,  
51 and adult level classes; and by gender. This data shall  
52 also be reported by classes of traditional and  
53 nontraditional occupational areas;

54 (2) The coordinating board for higher education shall  
55 assemble all available data and report on higher education  
56 degrees awarded by academic discipline; type of degree; type  
57 of school; and gender. All available data shall also be  
58 reported on salaries received upon completion of degree  
59 program and subsequent hire, as well as any data available  
60 on follow-up salaries.

[210.1700. 1. As used in this section,  
2 the following terms mean:

3 (1) "Overnight camp", a program operated  
4 by a person or organization that includes the

5 hours between 9:00 p.m. and 6:00 a.m. but not  
6 for two or more sequential overnights;

7 (2) "Residential camp", a program operated  
8 by a person or organization that includes the  
9 hours between 9:00 p.m. and 6:00 a.m. for two or  
10 more sequential overnights.

11 2. Each overnight camp or residential camp  
12 staff member or volunteer who is eighteen years  
13 of age or older shall have received a qualifying  
14 criminal background check as defined in  
15 210.1080.]

210.1700. 1. As used in this section, "residential  
2 camp" means a program operated by a person or organization  
3 that includes the hours between 9:00 p.m. and 6:00 a.m. for  
4 two or more sequential overnights.

5 2. Each residential camp staff member or volunteer who  
6 is eighteen years of age or older shall be subject to a  
7 criminal background check prior to commencing employment or  
8 volunteer service. Such criminal background check shall  
9 include:

10 (1) A search of the National Crime Information  
11 Center's National Sex Offender Registry; and

12 (2) A search of the following data sources in Missouri  
13 and each state where such staff member or volunteer has  
14 resided during the preceding five years, where such data  
15 sources are available:

16 (a) The state name-based criminal registry or  
17 repository; and

18 (b) The state name-based sex offender registry or  
19 repository.

20 3. Upon completion of the background check, any staff  
21 member or volunteer who is eighteen years of age or older  
22 shall be ineligible for employment or service if such person:

23 (a) Is registered, or is required to be registered, on  
24 a state sex offender registry or repository or the National  
25 Sex Offender Registry; or

26           (b) Has pled guilty or nolo contendere to or been  
27 found guilty of any of the offenses listed in paragraphs (a)  
28 to (k) of subdivision (5) of subsection 4 of section  
29 210.1080 or any similar offense in any federal, state,  
30 municipal, or other court of similar jurisdiction of which  
31 the camp has knowledge.

288.040. 1. A claimant who is unemployed and has been  
2 determined to be an insured worker shall be eligible for  
3 benefits for any week only if the deputy finds that:

4           (1) The claimant has registered for work at and  
5 thereafter has continued to report at an employment office  
6 in accordance with such regulations as the division may  
7 prescribe;

8           (2) The claimant is able to work and is available for  
9 work. No person shall be deemed available for work unless  
10 such person has been and is actively and earnestly seeking  
11 work. Upon the filing of an initial or renewed claim, and  
12 prior to the filing of each weekly claim thereafter, the  
13 deputy shall notify each claimant of the number of work  
14 search contacts required to constitute an active search for  
15 work. Unless the deputy directs otherwise, a claimant shall  
16 make a minimum of three work search contacts during any week  
17 for which he or she claims benefits. No person shall be  
18 considered not available for work, pursuant to this  
19 subdivision, solely because he or she is a substitute  
20 teacher or is on jury duty. A claimant shall not be  
21 determined to be ineligible pursuant to this subdivision  
22 because of not actively and earnestly seeking work if:

23           (a) The claimant is participating in training approved  
24 pursuant to Section 236 of the Trade Act of 1974, as  
25 amended, (19 U.S.C.A. Sec. 2296, as amended);

26           (b) The claimant is temporarily unemployed through no  
27 fault of his or her own and has a definite recall date

28 within eight weeks of his or her first day of unemployment;  
29 however, upon application of the employer responsible for  
30 the claimant's unemployment, such eight-week period may be  
31 extended not to exceed a total of sixteen weeks at the  
32 discretion of the director;

33 (3) The claimant has reported to an office of the  
34 division as directed by the deputy, but at least once every  
35 four weeks, except that a claimant shall be exempted from  
36 the reporting requirement of this subdivision if:

37 (a) The claimant is claiming benefits in accordance  
38 with division regulations dealing with partial or temporary  
39 total unemployment; or

40 (b) The claimant is temporarily unemployed through no  
41 fault of his or her own and has a definite recall date  
42 within eight weeks of his or her first day of unemployment;  
43 or

44 (c) The director of the division of employment  
45 security has determined that the claimant belongs to a group  
46 or class of workers whose opportunities for reemployment  
47 will not be enhanced by reporting, or is prevented from  
48 reporting due to emergency conditions that limit access by  
49 the general public to an office that serves the area where  
50 the claimant resides, but only during the time such  
51 circumstances exist.

52 Ineligibility pursuant to this subdivision shall begin  
53 on the first day of the week which the claimant was  
54 scheduled to claim and shall end on the last day of the week  
55 preceding the week during which the claimant does report to  
56 the division's office;

57 (4) Prior to the first week of a period of total or  
58 partial unemployment for which the claimant claims benefits  
59 he or she has been totally or partially unemployed for a  
60 waiting period of one week. No more than one waiting week

61 will be required in any benefit year. During calendar year  
62 2008 and each calendar year thereafter, the one-week waiting  
63 period shall become compensable once his or her remaining  
64 balance on the claim is equal to or less than the  
65 compensable amount for the waiting period. No week shall be  
66 counted as a week of total or partial unemployment for the  
67 purposes of this subsection unless it occurs within the  
68 benefit year which includes the week with respect to which  
69 the claimant claims benefits;

70 (5) The claimant has made a claim for benefits within  
71 fourteen days from the last day of the week being claimed.  
72 The fourteen-day period may, for good cause, be extended to  
73 twenty-eight days;

74 (6) The claimant has reported to an employment office  
75 to participate in a reemployment assessment and reemployment  
76 services as directed by the deputy or designated staff of an  
77 employment office, unless the deputy determines that good  
78 cause exists for the claimant's failure to participate in  
79 such reemployment assessment and reemployment services. For  
80 purposes of this section, "reemployment services" may  
81 include, but not be limited to, the following:

82 (a) Providing an orientation to employment office  
83 services;

84 (b) Providing job search assistance; and

85 (c) Providing labor market statistics or analysis;

86 Ineligibility under this subdivision shall begin on the  
87 first day of the week which the claimant was scheduled to  
88 report for the reemployment assessment or reemployment  
89 services and shall end on the last day of the week preceding  
90 the week during which the claimant does report in person to  
91 the employment office for such reemployment assessment or  
92 reemployment services;

93           (7) The claimant is participating in reemployment  
94 services, such as job search assistance services, as  
95 directed by the deputy if the claimant has been determined  
96 to be likely to exhaust regular benefits and to need  
97 reemployment services pursuant to a profiling system  
98 established by the division, unless the deputy determines  
99 that:

100           (a) The individual has completed such reemployment  
101 services; or

102           (b) There is justifiable cause for the claimant's  
103 failure to participate in such reemployment services.

104           2. A claimant shall be ineligible for waiting week  
105 credit or benefits for any week for which the deputy finds  
106 he or she is or has been suspended by his or her most recent  
107 employer for misconduct connected with his or her work.  
108 Suspensions of four weeks or more shall be treated as  
109 discharges.

110           3. (1) Benefits based on "service in employment",  
111 described in subsections 7 and 8 of section 288.034, shall  
112 be payable in the same amount, on the same terms and subject  
113 to the same conditions as compensation payable on the basis  
114 of other service subject to this law; except that:

115           (a) With respect to service performed in an  
116 instructional, research, or principal administrative  
117 capacity for an educational institution, benefits shall not  
118 be paid based on such services for any week of unemployment  
119 commencing during the period between two successive academic  
120 years or terms, or during a similar period between two  
121 regular but not successive terms, or during a period of paid  
122 sabbatical leave provided for in the individual's contract,  
123 to any individual if such individual performs such services  
124 in the first of such academic years (or terms) and if there  
125 is a contract or a reasonable assurance that such individual

126 will perform services in any such capacity for any  
127 educational institution in the second of such academic years  
128 or terms;

129 (b) With respect to services performed in any capacity  
130 (other than instructional, research, or principal  
131 administrative capacity) for an educational institution,  
132 benefits shall not be paid on the basis of such services to  
133 any individual for any week which commences during a period  
134 between two successive academic years or terms if such  
135 individual performs such services in the first of such  
136 academic years or terms and there is a contract or a  
137 reasonable assurance that such individual will perform such  
138 services in the second of such academic years or terms;

139 (c) With respect to services described in paragraphs  
140 (a) and (b) of this subdivision, benefits shall not be paid  
141 on the basis of such services to any individual for any week  
142 which commences during an established and customary vacation  
143 period or holiday recess if such individual performed such  
144 services in the period immediately before such vacation  
145 period or holiday recess, and there is reasonable assurance  
146 that such individual will perform such services immediately  
147 following such vacation period or holiday recess;

148 (d) With respect to services described in paragraphs  
149 (a) and (b) of this subdivision, benefits payable on the  
150 basis of services in any such capacity shall be denied as  
151 specified in paragraphs (a), (b), and (c) of this  
152 subdivision to any individual who performed such services at  
153 an educational institution while in the employ of an  
154 educational service agency, and for this purpose the term  
155 "educational service agency" means a governmental agency or  
156 governmental entity which is established and operated  
157 exclusively for the purpose of providing such services to  
158 one or more educational institutions.

159           (2) If compensation is denied for any week pursuant to  
160 paragraph (b) or (d) of subdivision (1) of this subsection  
161 to any individual performing services at an educational  
162 institution in any capacity (other than instructional,  
163 research or principal administrative capacity), and such  
164 individual was not offered an opportunity to perform such  
165 services for the second of such academic years or terms,  
166 such individual shall be entitled to a retroactive payment  
167 of the compensation for each week for which the individual  
168 filed a timely claim for compensation and for which  
169 compensation was denied solely by reason of paragraph (b) or  
170 (d) of subdivision (1) of this subsection.

171           4. (1) A claimant shall be ineligible for waiting  
172 week credit, benefits or shared work benefits for any week  
173 for which he or she is receiving or has received  
174 remuneration exceeding his or her weekly benefit amount or  
175 shared work benefit amount in the form of:

176           (a) Compensation for temporary partial disability  
177 pursuant to the workers' compensation law of any state or  
178 pursuant to a similar law of the United States;

179           (b) A governmental or other pension, retirement or  
180 retired pay, annuity, or other similar periodic payment  
181 which is based on the previous work of such claimant to the  
182 extent that such payment is provided from funds provided by  
183 a base period or chargeable employer pursuant to a plan  
184 maintained or contributed to by such employer; but, except  
185 for such payments made pursuant to the Social Security Act  
186 or the Railroad Retirement Act of 1974 (or the corresponding  
187 provisions of prior law), the provisions of this paragraph  
188 shall not apply if the services performed for such employer  
189 by the claimant after the beginning of the base period (or  
190 remuneration for such services) do not affect eligibility

191 for or increase the amount of such pension, retirement or  
192 retired pay, annuity or similar payment.

193 (2) If the remuneration referred to in this subsection  
194 is less than the benefits which would otherwise be due, the  
195 claimant shall be entitled to receive for such week, if  
196 otherwise eligible, benefits reduced by the amount of such  
197 remuneration, and, if such benefit is not a multiple of one  
198 dollar, such amount shall be lowered to the next multiple of  
199 one dollar.

200 (3) Notwithstanding the provisions of subdivisions (1)  
201 and (2) of this subsection, if a claimant has contributed in  
202 any way to the Social Security Act or the Railroad  
203 Retirement Act of 1974, or the corresponding provisions of  
204 prior law, no part of the payments received pursuant to such  
205 federal law shall be deductible from the amount of benefits  
206 received pursuant to this chapter.

207 5. A claimant shall be ineligible for waiting week  
208 credit or benefits for any week for which or a part of which  
209 he or she has received or is seeking unemployment benefits  
210 pursuant to an unemployment insurance law of another state  
211 or the United States; provided, that if it be finally  
212 determined that the claimant is not entitled to such  
213 unemployment benefits, such ineligibility shall not apply.

214 6. (1) A claimant shall be ineligible for waiting  
215 week credit or benefits for any week for which the deputy  
216 finds that such claimant's total or partial unemployment is  
217 due to a stoppage of work which exists because of a labor  
218 dispute in the factory, establishment or other premises in  
219 which such claimant is or was last employed. In the event  
220 the claimant secures other employment from which he or she  
221 is separated during the existence of the labor dispute, the  
222 claimant must have obtained bona fide employment as a  
223 permanent employee for at least the major part of each of

224 two weeks in such subsequent employment to terminate his or  
225 her ineligibility. If, in any case, separate branches of  
226 work which are commonly conducted as separate businesses at  
227 separate premises are conducted in separate departments of  
228 the same premises, each such department shall for the  
229 purposes of this subsection be deemed to be a separate  
230 factory, establishment or other premises. This subsection  
231 shall not apply if it is shown to the satisfaction of the  
232 deputy that:

233 (a) The claimant is not participating in or financing  
234 or directly interested in the labor dispute which caused the  
235 stoppage of work; and

236 (b) The claimant does not belong to a grade or class  
237 of workers of which, immediately preceding the commencement  
238 of the stoppage, there were members employed at the premises  
239 at which the stoppage occurs, any of whom are participating  
240 in or financing or directly interested in the dispute.

241 (2) "Stoppage of work" as used in this subsection  
242 means a substantial diminution of the activities, production  
243 or services at the establishment, plant, factory or premises  
244 of the employing unit. This definition shall not apply to a  
245 strike where the employees in the bargaining unit who  
246 initiated the strike are participating in the strike. Such  
247 employees shall not be eligible for waiting week credit or  
248 benefits during the period when the strike is in effect,  
249 regardless of diminution, unless the employer has been found  
250 guilty of an unfair labor practice by the National Labor  
251 Relations Board or a federal court of law for an act or  
252 actions preceding or during the strike.

253 7. On or after January 1, 1978, benefits shall not be  
254 paid to any individual on the basis of any services,  
255 substantially all of which consist of participating in  
256 sports or athletic events or training or preparing to so

257 participate, for any week which commences during the period  
258 between two successive sport seasons (or similar periods) if  
259 such individual performed such services in the first of such  
260 seasons (or similar periods) and there is a reasonable  
261 assurance that such individual will perform such services in  
262 the later of such seasons (or similar periods).

263 8. Benefits shall not be payable on the basis of  
264 services performed by an alien, unless such alien is an  
265 individual who was lawfully admitted for permanent residence  
266 at the time such services were performed, was lawfully  
267 present for purposes of performing such services, or was  
268 permanently residing in the United States under color of law  
269 at the time such services were performed (including an alien  
270 who was lawfully present in the United States as a result of  
271 the application of the provisions of Section 212(d)(5) of  
272 the Immigration and Nationality Act).

273 (1) Any data or information required of individuals  
274 applying for benefits to determine whether benefits are not  
275 payable to them because of their alien status shall be  
276 uniformly required from all applicants for benefits.

277 (2) In the case of an individual whose application for  
278 benefits would otherwise be approved, no determination that  
279 benefits to such individual are not payable because of such  
280 individual's alien status shall be made except upon a  
281 preponderance of the evidence.

282 9. A claimant shall be ineligible for waiting week  
283 credit or benefits for any week such claimant has an  
284 outstanding penalty which was assessed based upon an  
285 overpayment of benefits, as provided for in subsection 9 of  
286 section 288.380.

287 10. The directors of the division of employment  
288 security and the [division] office of workforce development  
289 shall submit to the governor, the speaker of the house of

290 representatives, and the president pro tem of the senate no  
291 later than October 15, 2006, a report outlining their  
292 recommendations for how to improve work search verification  
293 and claimant reemployment activities. The recommendations  
294 shall include, but not limited to how to best utilize  
295 "greathires.org", and how to reduce the average duration of  
296 unemployment insurance claims. Each calendar year  
297 thereafter, the directors shall submit a report containing  
298 their recommendations on these issues by December thirty-  
299 first of each year.

300 11. For purposes of this section, a claimant may  
301 satisfy reporting requirements provided under this section  
302 by reporting by internet communication or any other means  
303 deemed acceptable by the division of employment security.

620.010. 1. There is hereby created a "Department of  
2 Economic Development" to be headed by a director appointed  
3 by the governor, by and with the advice and consent of the  
4 senate. All of the general provisions, definitions and  
5 powers enumerated in section 1 of the Omnibus State  
6 Reorganization Act of 1974 shall continue to apply to this  
7 department and its divisions, agencies and personnel.

8 2. The powers, duties and functions vested in the  
9 public service commission, chapters 386, 387, 388, 389, 390,  
10 392, 393, and others, and the administrative hearing  
11 commission, sections 621.015 to 621.198 and others, are  
12 transferred by type III transfers to the department of  
13 economic development. The director of the department is  
14 directed to provide and coordinate staff and equipment  
15 services to these agencies in the interest of facilitating  
16 the work of the bodies and achieving optimum efficiency in  
17 staff services common to all the bodies. Nothing in the  
18 Reorganization Act of 1974 shall prevent the chairman of the  
19 public service commission from presenting additional budget

20 requests or from explaining or clarifying its budget  
21 requests to the governor or general assembly.

22 3. The powers, duties and functions vested in the  
23 office of the public counsel are transferred by type III  
24 transfer to the department of economic development. Funding  
25 for the general counsel's office shall be by general revenue.

26 4. The public service commission is authorized to  
27 employ such staff as it deems necessary for the functions  
28 performed by the general counsel other than those powers,  
29 duties and functions relating to representation of the  
30 public before the public service commission.

31 5. All the powers, duties and functions vested in the  
32 tourism commission, chapter 258 and others, are transferred  
33 to the "Division of Tourism", which is hereby created, by  
34 type III transfer.

35 6. All the powers, duties and functions of the  
36 department of community affairs, chapter 251 and others, not  
37 otherwise assigned, are transferred by type I transfer to  
38 the department of economic development, and the department  
39 of community affairs is abolished. The director of the  
40 department of economic development may assume all the duties  
41 of the director of community affairs or may establish within  
42 the department such subunits and advisory committees as may  
43 be required to administer the programs so transferred. The  
44 director of the department shall appoint all members of such  
45 committees and heads of subunits.

46 7. The Missouri housing development commission,  
47 chapter 215, is assigned to the department of economic  
48 development, but shall remain a governmental instrumentality  
49 of the state of Missouri and shall constitute a body  
50 corporate and politic.

51 8. [All the authority, powers, duties, functions,  
52 records, personnel, property, matters pending and other

53 pertinent vestiges of the division of manpower planning of  
54 the department of social services are transferred by a type  
55 I transfer to the "Division of Workforce Development", which  
56 is hereby created, within the department of economic  
57 development. The division of manpower planning within the  
58 department of social services is abolished. The provisions  
59 of section 1 of the Omnibus State Reorganization Act of  
60 1974, Appendix B, relating to the manner and procedures for  
61 transfers of state agencies shall apply to the transfers  
62 provided in this section.

63 9. All the authority, powers, functions, records,  
64 personnel, property, contracts, matters pending and other  
65 pertinent vestiges of the division of employment security  
66 within the department of labor and industrial relations  
67 related to job training and labor exchange that are funded  
68 with or based upon Wagner-Peyser funds, and other federal  
69 and state workforce development programs administered by the  
70 division of employment security are transferred by a type I  
71 transfer to the division of workforce development within the  
72 department of economic development.

73 10.] Any rule or portion of a rule, as that term is  
74 defined in section 536.010, that is created under the  
75 authority delegated in this section shall become effective  
76 only if it complies with and is subject to all of the  
77 provisions of chapter 536 and, if applicable, section  
78 536.028. This section and chapter 536 are nonseverable and  
79 if any of the powers vested with the general assembly  
80 pursuant to chapter 536 to review, to delay the effective  
81 date, or to disapprove and annul a rule are subsequently  
82 held unconstitutional, then the grant of rulemaking  
83 authority and any rule proposed or adopted after August 28,  
84 2008, shall be invalid and void.

Section 1. 1. For purposes of this section,

"activities association" means any nonprofit statewide organization that satisfies the following criteria:

(1) The organization facilitates interscholastic activities for secondary school students, including, but not limited to, interscholastic athletic activities;

(2) More than fifty percent of the activities facilitated by the organization are interscholastic athletic activities; and

(3) The organization's members include at least one public school or school district that pays any fees to such association, including, but not limited to, activity participation fees, tournament registration fees, membership fees, or any other fees or payments relating to membership in the organization or participation in any activities facilitated by the organization;

(4) The term "activities association" does not include organizations that do not facilitate interscholastic athletic activities. Such organizations may include, but are not limited to, career and technical student organizations, academic honor societies, service organizations, leadership organizations, or other student clubs or organizations that do not facilitate interscholastic athletic activities.

2. No student shall be declared ineligible to participate in an interscholastic activity or competition, including, but not limited to, an interscholastic athletic activity or competition, solely as a result of school district consolidation or closing a school under section 162.223. A student who is assigned or reassigned to attend a different school district, public school, or attendance center as a consequence of such consolidation shall be deemed not to have transferred schools for purposes of

34 eligibility under any applicable rules governing student  
35 participation in interscholastic activities or competitions,  
36 regardless of the school to which the student transfers in  
37 the year of consolidation or the following year.

38 3. A school district shall not be a member of, or  
39 remit any funds to, an activities association that would  
40 cause such school district to violate subsection 2 of this  
41 section.

Section 2. 1. This section shall be known and may be  
2 cited as the "Missouri Taxpayer Debt Relief and School  
3 Facilities Act". It is the intent of the general assembly  
4 through the Missouri taxpayer debt relief and school  
5 facilities act to:

6 (1) Provide state support for public school facility  
7 projects that are currently funded by local property  
8 taxpayers; and

9 (2) Reduce the property tax burden on Missouri  
10 taxpayers by lowering the amount of bonded indebtedness and  
11 property tax levies of school districts that need to finance  
12 necessary capital improvements in academic facilities.

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

14 (1) "Academic facility", a building or space, and  
15 related portions of the physical plant and grounds, where  
16 public school students receive instruction that is an  
17 integral part of an adequate public education program,  
18 including classrooms, libraries, laboratories, and related  
19 support spaces, but excluding:

20 (a) Central or district administration buildings;

21 (b) Noninstructional warehouses, bus barns, and  
22 maintenance facilities;

23 (c) Athletic stadiums and similar competition venues,  
24 except to the extent a portion of such facilities is  
25 regularly scheduled instructional space; and

26 (d) Facilities leased from or by the district, unless  
27 otherwise provided by rule of the commission;

28 (2) "Commission", the Missouri commission on academic  
29 facilities established in this section;

30 (3) "Facility condition index", a ratio that compares  
31 the cost of repairing or renovating an academic facility to  
32 the cost of replacing such facility, as determined by the  
33 commission by rule;

34 (4) "Fiscal capacity", the relative ability of a  
35 school district to raise local resources for capital  
36 projects, as determined by the commission, which may include  
37 consideration of a district's property tax base, income  
38 levels, existing debt service, and other factors the  
39 commission deems appropriate;

40 (5) "Immediate repair project", an academic facilities  
41 project that addresses an existing condition that presents a  
42 substantial and imminent danger to the health or safety of  
43 occupants, a serious deficiency in structural integrity or  
44 major building systems, or an urgent need to comply with  
45 applicable building, fire, or accessibility code  
46 requirements;

47 (6) "Local resources", the portion of the cost of a  
48 project to be funded from revenues of the school district,  
49 including proceeds of bonds, capital levies, or other  
50 locally controlled funds, but excluding any moneys received  
51 from the Missouri academic facilities partnership fund;

52 (7) "Maintenance, repair, and renovation", any  
53 activity, improvement, or work on an academic facility that  
54 maintains, conserves, or restores the condition or  
55 efficiency of the facility, including, but not limited to,  
56 roof repair or replacement, HVAC, electrical, plumbing,  
57 interior finishes, accessibility improvements, and code  
58 compliance upgrades;

59           (8) "New construction", any improvement that brings an  
60 academic facility to a better condition or efficiency,  
61 including construction of a new building, additions to an  
62 existing building, or major alterations that significantly  
63 change capacity or function;

64           (9) "Operating levy for school purposes", as such term  
65 is defined in section 163.011 or any successor provision;

66           (10) "Performance levy", as such term is defined in  
67 section 163.011 or any successor provision;

68           (11) "Project", an undertaking by a school district  
69 involving maintenance, repair, and renovation, new  
70 construction, or any combination thereof, with respect to  
71 one or more academic facilities;

72           (12) "School district" or "district", any public  
73 school district organized under the laws of this state.

74           3. There is hereby created the "Missouri Commission on  
75 Academic Facilities". The commission shall be housed within  
76 the department of elementary and secondary education for  
77 administrative purposes, and such department shall provide  
78 staff and administrative support to the commission.

79 Appointed members of the commission shall serve six-year  
80 terms, and all members of the commission shall serve without  
81 compensation but may be reimbursed for necessary expenses  
82 incurred in the performance of their duties. The commission  
83 shall consist of the following seven members, who shall have  
84 demonstrated experience in public school administration,  
85 school facility planning or construction, or public finance:

86           (1) The commissioner of education or the  
87 commissioner's designee;

88           (2) Two members appointed by the governor, not more  
89 than one from the same political party;

90           (3) One member appointed by the president pro tempore  
91 of the Missouri senate;

92           (4) One member appointed by the senate minority  
93 leader; and

94           (5) Two members appointed by the speaker of the house  
95 of representatives, not more than one from the same  
96 political party.

97           4. The commission shall:

98           (1) Administer the Missouri academic facilities  
99 partnership fund and implement this section;

100           (2) Adopt rules to implement this section, including  
101 rules establishing:

102           (a) Application procedures and timelines;  
103           (b) Project evaluation criteria and scoring systems;  
104           (c) Project categories and definitions that, at a  
105 minimum, distinguish projects that address health, safety,  
106 and code compliance needs; major maintenance, repair,  
107 renovation, and replacement projects; and new construction,  
108 additions, and space or capacity projects;

109           (d) Facility standards and a facility condition index  
110 methodology;

111           (e) Reporting, monitoring, and audit requirements; and  
112           (f) A methodology for state and local cost sharing  
113 based on district fiscal capacity;

114           (3) Review and approve or disapprove school district  
115 applications for state financial participation in academic  
116 facilities projects;

117           (4) Determine, for each approved project, the state  
118 share and local share of eligible project costs in  
119 accordance with the cost sharing methodology established  
120 under this section;

121           (5) Apply the priorities and factors set forth in this  
122 section and annually adopt a statewide prioritized list of  
123 projects recommended for funding; and

124 (6) Monitor the use of state funds and project  
125 completion and require such reports and audits from school  
126 districts as are necessary to ensure compliance with this  
127 section and rules adopted under it.

128 5. Except as expressly provided in this section, all  
129 procedures, standards, criteria, and scoring systems  
130 governing applications for and awards of state financial  
131 participation shall be determined by the commission by rule  
132 and may be modified over time as the commission deems  
133 necessary to prudently and resourcefully expend state funds.

134 6. The commission shall establish, by rule, a  
135 methodology for determining the relative fiscal capacity of  
136 each school district to provide local resources for academic  
137 facilities projects and the respective state and local  
138 shares of eligible project costs for districts that receive  
139 state financial participation. In developing this  
140 methodology, the commission shall consider measures of  
141 district fiscal capacity that may include, but need not be  
142 limited to, assessed valuation, property wealth per pupil,  
143 income levels, the district's operating levy, existing debt  
144 service obligations, and other indicators of the ability to  
145 raise local capital. The commission shall ensure that  
146 districts with lower fiscal capacity and higher operating  
147 levies generally qualify for higher effective state support  
148 than districts with higher fiscal capacity and lower  
149 operating levies. The commission shall, by rule, establish  
150 minimum and maximum state participation percentages for  
151 eligible project costs and may differentiate such  
152 percentages among project categories described in this  
153 section.

154 7. (1) There is hereby created in the state treasury  
155 the "Missouri School Facilities Partnership Fund", which  
156 shall consist of moneys appropriated by the general assembly

157 and any other moneys authorized by law to be deposited in  
158 the fund. The state treasurer shall be custodian of the  
159 fund. In accordance with sections 30.170 and 30.180, the  
160 state treasurer may approve disbursements. The fund shall  
161 be a dedicated fund and, upon appropriation, moneys in this  
162 fund shall be used solely to provide state financial  
163 participation in eligible academic facilities projects for  
164 school districts under this section and to pay the  
165 reasonable administrative costs of the department of  
166 elementary and secondary education and the commission  
167 established in this section.

168 (2) Notwithstanding the provisions of section 33.080  
169 to the contrary, any moneys remaining in the fund at the end  
170 of the biennium shall not revert to the credit of the  
171 general revenue fund.

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

176 8. Notwithstanding any provision of this section to  
177 the contrary, a school district may apply to the commission  
178 for state financial participation in an academic facilities  
179 project only if:

180 (1) The district has adopted and submitted to the  
181 commission a long range facilities plan in a form approved  
182 by the commission;

183 (2) The proposed project is consistent with that plan  
184 and with applicable facility standards established by the  
185 commission; and

186 (3) The district's current operating levy for school  
187 purposes is at or above the performance levy, or the  
188 district's operating levy for school purposes was at or  
189 above the performance levy at any point during the preceding

190 four fiscal years but was reduced below such levy amount due  
191 to a constitutionally mandated rollback.

192 9. In each funding cycle, the commission shall award  
193 state financial participation in accordance with the  
194 following priorities:

195 (1) First order priority shall be given to projects  
196 that address substantial and imminent dangers to health or  
197 safety, serious deficiencies in structural integrity or  
198 major building systems, or urgent compliance with building,  
199 fire, or accessibility codes in academic facilities,  
200 including immediate repair projects;

201 (2) Second order priority shall be given to projects  
202 that create substantial and demonstrable efficiencies in the  
203 ongoing costs of operation of a school district, including,  
204 but not limited to, projects that reduce utility or  
205 maintenance costs, improve energy efficiency, or modernize  
206 facilities in connection with voluntary consolidation,  
207 annexation, or cooperative reorganization of districts or  
208 attendance centers;

209 (3) Third order priority shall be given to projects  
210 that remedy significant facility condition deficiencies,  
211 extend the useful life of academic facilities, or replace  
212 facilities whose facility condition index exceeds a  
213 threshold established by the commission; and

214 (4) Fourth order priority shall be given to projects  
215 that provide additional capacity or reconfigured space  
216 necessary to accommodate enrollment growth, eliminate  
217 excessive reliance on temporary classrooms, or support  
218 educationally required programmatic changes.

219 10. Within and among the priority categories  
220 established in subsection 9 of this section, the commission  
221 shall further prioritize projects by considering at least

222 the following factors, in such manner and relative weight as  
223 the commission shall establish by rule:

224 (1) The severity of the facility need and the  
225 educational impact of the project, including facility  
226 condition, educational adequacy, and enrollment pressures;

227 (2) The school district's fiscal capacity, so that  
228 districts with lower fiscal capacity receive higher  
229 effective state support;

230 (3) The school district's operating levy, so that  
231 districts with higher levies receive higher effective state  
232 support to lower or mitigate increases in the amount of  
233 property taxes residents must pay than districts with lower  
234 operating levies;

235 (4) The extent to which the district is already  
236 relying on local funding effort, prioritizing districts that  
237 receive less than half of their total revenue from state  
238 sources, including:

239 (a) Existing debt service millage or equivalent local  
240 levy for capital purposes; and

241 (b) The proportion of total operating and capital  
242 revenues derived from local sources;

243 (5) The availability or lack of additional local  
244 bonding capacity for facilities purposes, including  
245 districts that are at, or within a threshold established by  
246 the commission of, the maximum bonded indebtedness level  
247 permitted by law or commission policy, or that can otherwise  
248 demonstrate insufficient remaining bonding capacity to  
249 address critical facility needs without state participation;

250 (6) The degree of local matching commitment associated  
251 with the project, including:

252 (a) Local cash or in-kind contributions, including  
253 proceeds of bonds or levies, dedicated deposits to a capital

254 and maintenance reserve fund, or other local capital  
255 sources; and

256 (b) Local actions that provide property tax relief to  
257 district residents in connection with the project, such as:

258 a. Reducing existing or planned debt service levies  
259 due to state participation; or

260 b. Avoiding or reducing the need for new or higher  
261 debt service levies that would otherwise be required to  
262 complete the project; and

263 (7) The prudent and resourceful expenditure of state  
264 funds, including consideration of life cycle cost, energy  
265 efficiency, and the extent to which state dollars leverage  
266 or replace local borrowing in a manner that reduces long  
267 term tax burdens while addressing facility needs.

268 11. The commission shall publish, at least annually,  
269 the statewide prioritized list of projects recommended for  
270 funding and shall identify, for each project, the category  
271 and principal factors supporting the commission's  
272 recommended priority.

273 12. No project shall receive state financial  
274 participation under this section unless the district  
275 demonstrates a good faith local matching commitment, as  
276 determined by the commission.

277 13. In awarding state financial participation, the  
278 commission shall give favorable consideration to projects  
279 that are accompanied by a plan, approved by the district's  
280 governing board, that uses state participation to offset or  
281 reduce the amount of new local debt that would otherwise be  
282 required for the project or allows for a reduction in future  
283 debt service levies or avoidance of levy increases that  
284 would otherwise be needed.

285 14. The commission shall not require a district  
286 eligible to apply for state financial participation under

287 subsection 8 of this section to increase local tax rates as  
288 a condition of receiving state financial participation. The  
289 commission shall ensure that state funds are allocated in a  
290 manner that reasonably balances:

291 (1) Preference for districts demonstrating strong  
292 local effort;

293 (2) Consideration for districts with limited remaining  
294 bonding capacity; and

295 (3) The goal of mitigating, where practicable, the  
296 long term property tax burden associated with necessary  
297 facility improvements.

298 15. A district receiving state financial participation  
299 shall comply with all applicable procurement, construction,  
300 and reporting requirements and shall complete the project  
301 substantially as described in such district's approved  
302 application, unless otherwise authorized by the commission.

303 16. The commission may withhold, suspend, or require  
304 repayment of state funds if the commission finds that a  
305 district has materially violated the requirements of this  
306 section, rules promulgated under this section, or the terms  
307 of such district's approved project.

308 17. The commission shall promulgate rules to implement  
309 the provisions of this section. Any rule or portion of a  
310 rule, as that term is defined in section 536.010, that is  
311 created under the authority delegated in this section shall  
312 become effective only if it complies with and is subject to  
313 all of the provisions of chapter 536 and, if applicable,  
314 section 536.028. This section and chapter 536 are  
315 nonseverable and if any of the powers vested with the  
316 general assembly pursuant to chapter 536 to review, to delay  
317 the effective date, or to disapprove and annul a rule are  
318 subsequently held unconstitutional, then the grant of

319 rulemaking authority and any rule proposed or adopted after  
320 August 28, 2026, shall be invalid and void.

[167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:

(1) A parent of a student attending elementary school, appointed by the joint committee on education;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by the joint committee on education;

(3) A parent of a student attending high school, appointed by the joint committee on education;

(4) An elementary education professional from an accredited school district, appointed by the joint committee on education from names submitted by statewide education employee organizations;

(5) Two education professionals giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in accredited school districts, appointed by the joint committee on education from names submitted by statewide education employee organizations;

(6) Two secondary education professionals from accredited school districts, appointed by the joint committee on education from names submitted by statewide education employee organizations;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

43 (8) An education professional from an  
44 accredited technical high school, appointed by a  
45 statewide career and technical education  
46 organization;

47 (9) A public school board member,  
48 appointed by a statewide association of school  
49 boards;

50 (10) A secondary school principal,  
51 appointed by a statewide association of  
52 secondary school principals;

53 (11) A principal of a school giving  
54 instruction in a grade or grades not lower than  
55 the sixth nor higher than the eighth grade,  
56 appointed by a statewide association of  
57 secondary school principals;

58 (12) An elementary school counselor,  
59 appointed by a statewide association of school  
60 counselors;

61 (13) Two school counselors from a school  
62 giving instruction in a grade or grades not  
63 lower than the sixth nor higher than the eighth  
64 grade, appointed by a statewide association of  
65 school counselors;

66 (14) A secondary school counselor,  
67 appointed by a statewide association of school  
68 counselors;

69 (15) A secondary school career and college  
70 counselor, appointed by a statewide association  
71 of school counselors;

72 (16) An apprenticeship professional,  
73 appointed by the division of workforce  
74 development of economic development;

75 (17) A representative of Missouri Project  
76 Lead the Way, appointed by the statewide Project  
77 Lead the Way organization;

78 (18) A representative of the state  
79 technical college, appointed by the state  
80 technical college;

81 (19) A representative of a public  
82 community college, appointed by a statewide  
83 organization of community colleges; and

84 (20) A representative of a public four-  
85 year institution of higher education, appointed  
86 by the commissioner of higher education.

87 2. The members of the task force  
88 established under subsection 1 of this section

89 shall elect a chair from among the membership of  
90 the task force. The task force shall meet as  
91 needed to complete its consideration of the  
92 course described in subsection 5 of this section  
93 and provide its findings and recommendations as  
94 described in subsection 6 of this section.  
95 Members of the task force shall serve without  
96 compensation. No school district policy or  
97 administrative action shall require any  
98 education employee member to use personal leave  
99 or incur a reduction in pay for participating on  
100 the task force.

101 3. The task force shall hold at least  
102 three public hearings to provide an opportunity  
103 to receive public testimony including, but not  
104 limited to, testimony from educators, local  
105 school boards, parents, representatives from  
106 business and industry, labor and community  
107 leaders, members of the general assembly, and  
108 the general public.

109 4. The department of elementary and  
110 secondary education shall provide such legal,  
111 research, clerical, and technical services as  
112 the task force may require in the performance of  
113 its duties.

114 5. The task force established under  
115 subsection 1 of this section shall consider a  
116 course that:

117 (1) Gives students an opportunity to  
118 explore various career and educational  
119 opportunities by:

120 (a) Administering career surveys to  
121 students and helping students use Missouri  
122 Connections to determine their career interests  
123 and develop plans to meet their career goals;

124 (b) Explaining the differences between  
125 types of colleges, including two-year and four-  
126 year colleges and noting the availability of  
127 registered apprenticeship programs as  
128 alternatives to college for students;

129 (c) Describing technical degrees offered  
130 by colleges;

131 (d) Explaining the courses and educational  
132 experiences offered at community colleges;

133 (e) Describing the various certificates  
134 and credentials available to earn at the school

135 or other schools including, but not limited to,  
136 career and technical education certificates  
137 described under section 170.029 and industry-  
138 recognized certificates and credentials;  
139 (f) Advising students of any advanced  
140 placement courses that they may take at the  
141 school;  
142 (g) Describing any opportunities at the  
143 school for dual enrollment;  
144 (h) Advising students of any Project Lead  
145 the Way courses offered at the school and  
146 explaining how Project Lead the Way courses help  
147 students learn valuable skills;  
148 (i) Informing students of the availability  
149 of funding for postsecondary education through  
150 the A+ schools program described under section  
151 160.545;  
152 (j) Describing the availability of virtual  
153 courses;  
154 (k) Describing the types of skills and  
155 occupations most in demand in the current job  
156 market and those skills and occupations likely  
157 to be in high demand in future years;  
158 (l) Describing the typical salaries for  
159 occupations, salary trends, and opportunities  
160 for advancement in various occupations;  
161 (m) Emphasizing the opportunities  
162 available in careers involving science,  
163 technology, engineering, and math;  
164 (n) Advising students of the resources  
165 offered by workforce or job centers;  
166 (o) Preparing students for the ACT  
167 assessment or the ACT WorkKeys assessments  
168 required for the National Career Readiness  
169 Certificate;  
170 (p) Administering a practice ACT  
171 assessment or practice ACT WorkKeys assessments  
172 required for the National Career Readiness  
173 Certificate to students;  
174 (q) Advising students of opportunities to  
175 take the SAT and the Armed Services Vocational  
176 Aptitude Battery;  
177 (r) Administering a basic math test to  
178 students so that they can assess their math  
179 skills;

180 (s) Administering a basic writing test to  
181 students so that they can assess their writing  
182 skills;

183 (t) Helping each student prepare a  
184 personal plan of study that outlines a sequence  
185 of courses and experiences that concludes with  
186 the student reaching his or her postsecondary  
187 goals; and

188 (u) Explaining how to complete college  
189 applications and the Free Application for  
190 Federal Student Aid;

191 (2) Focuses on career readiness and  
192 emphasizes the importance of work ethic,  
193 communication, collaboration, critical thinking,  
194 and creativity;

195 (3) Demonstrates that graduation from a  
196 four-year college is not the only pathway to  
197 success by describing to students at least  
198 sixteen pathways to success in detail and  
199 including guest visitors who represent each  
200 pathway described. In exploring how these  
201 pathways could be covered in the course, the  
202 task force shall consider how instructors for  
203 the course may be able to rely on assistance  
204 from Missouri's career pathways within the  
205 department of elementary and secondary education;

206 (4) Provides student loan counseling; and

207 (5) May include parent-student meetings.

208 6. Before December 1, 2019, the task force  
209 established under subsection 1 of this section  
210 shall present its findings and recommendations  
211 to the speaker of the house of representatives,  
212 the president pro tempore of the senate, the  
213 joint committee on education, and the state  
214 board of education. Upon presenting the  
215 findings and recommendations as described in  
216 this subsection, the task force shall dissolve.]

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2 the "Career Readiness Course Task Force" to  
3 explore the possibility of a course covering the  
4 topics described in this section being offered  
5 in the public schools to students in eighth  
6 grade or ninth grade. Task force members shall  
7 be chosen to represent the geographic diversity  
8 of the state. All task force members shall be

9 appointed before October 31, 2018. The task  
10 force members shall be appointed as follows:

11 (1) A parent of a student attending  
12 elementary school, appointed by a statewide  
13 association of parents and teachers;

14 (2) A parent of a student attending a  
15 grade not lower than the sixth nor higher than  
16 the eighth grade, appointed by a statewide  
17 association of parents and teachers;

18 (3) A parent of a student attending high  
19 school, appointed by a statewide association of  
20 parents and teachers;

21 (4) An elementary education professional  
22 from an accredited school district, appointed by  
23 agreement among the Missouri State Teachers  
24 Association, the Missouri National Education  
25 Association, and the American Federation of  
26 Teachers of Missouri;

27 (5) An education professional giving  
28 instruction in a grade or grades not lower than  
29 the sixth nor higher than the eighth grade in an  
30 accredited school district, appointed by  
31 agreement among the Missouri State Teachers  
32 Association, the Missouri National Education  
33 Association, and the American Federation of  
34 Teachers of Missouri;

35 (6) A secondary education professional  
36 from an accredited school district, appointed by  
37 agreement among the Missouri State Teachers  
38 Association, the Missouri National Education  
39 Association, and the American Federation of  
40 Teachers of Missouri;

41 (7) A career and technical education  
42 professional who has experience serving as an  
43 advisor to a statewide career and technical  
44 education organization, appointed by a statewide  
45 career and technical education organization;

46 (8) An education professional from an  
47 accredited technical high school, appointed by a  
48 statewide career and technical education  
49 organization;

50 (9) A public school board member,  
51 appointed by a statewide association of school  
52 boards;

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54 appointed by a statewide association of  
55 secondary school principals;

56 (11) A principal of a school giving  
57 instruction in a grade or grades not lower than  
58 the sixth nor higher than the eighth grade,  
59 appointed by a statewide association of  
60 secondary school principals;

61 (12) An elementary school counselor,  
62 appointed by a statewide association of school  
63 counselors;

64 (13) A school counselor from a school  
65 giving instruction in a grade or grades not  
66 lower than the sixth nor higher than the eighth  
67 grade, appointed by a statewide association of  
68 school counselors;

69 (14) A secondary school counselor,  
70 appointed by a statewide association of school  
71 counselors;

72 (15) A secondary school career and college  
73 counselor, appointed by a statewide association  
74 of school counselors;

75 (16) An apprenticeship professional,  
76 appointed by the division of workforce  
77 development of the department of economic  
78 development;

79 (17) A representative of Missouri Project  
80 Lead the Way, appointed by the statewide Project  
81 Lead the Way organization;

82 (18) A representative of the State  
83 Technical College of Missouri, appointed by the  
84 State Technical College of Missouri;

85 (19) A representative of a public  
86 community college, appointed by a statewide  
87 organization of community colleges; and

88 (20) A representative of a public four-  
89 year institution of higher education, appointed  
90 by the commissioner of higher education.

91 2. The members of the task force  
92 established under subsection 1 of this section  
93 shall elect a chair from among the membership of  
94 the task force. The task force shall meet as  
95 needed to complete its consideration of the  
96 course described in subsection 5 of this section  
97 and provide its findings and recommendations as  
98 described in subsection 6 of this section.

99 Members of the task force shall serve without  
100 compensation. No school district policy or  
101 administrative action shall require any  
102 education employee member to use personal leave  
103 or incur a reduction in pay for participating on  
104 the task force.

105 3. The task force shall hold at least  
106 three public hearings to provide an opportunity  
107 to receive public testimony including, but not  
108 limited to, testimony from educators, local  
109 school boards, parents, representatives from  
110 business and industry, labor and community  
111 leaders, members of the general assembly, and  
112 the general public.

113 4. The department of elementary and  
114 secondary education shall provide such legal,  
115 research, clerical, and technical services as  
116 the task force may require in the performance of  
117 its duties.

118 5. The task force established under  
119 subsection 1 of this section shall consider a  
120 course that:

121 (1) Gives students an opportunity to  
122 explore various career and educational  
123 opportunities by:

124 (a) Administering career surveys to  
125 students and helping students use Missouri  
126 Connections to determine their career interests  
127 and develop plans to meet their career goals;

128 (b) Explaining the differences between  
129 types of colleges, including two-year and four-  
130 year colleges, and noting the availability of  
131 registered apprenticeship programs as  
132 alternatives to college for students;

133 (c) Describing technical degrees offered  
134 by colleges;

135 (d) Explaining the courses and educational  
136 experiences offered at community colleges;

137 (e) Describing the various certificates  
138 and credentials available to earn at the school  
139 or other schools including, but not limited to,  
140 career and technical education certificates  
141 described under section 170.029 and industry-  
142 recognized certificates and credentials;

- 143 (f) Advising students of any advanced  
144 placement courses that they may take at the  
145 school;
- 146 (g) Describing any opportunities at the  
147 school for dual enrollment;
- 148 (h) Advising students of any Project Lead  
149 the Way courses offered at the school and  
150 explaining how Project Lead the Way courses help  
151 students learn valuable skills;
- 152 (i) Informing students of the availability  
153 of funding for postsecondary education through  
154 the A+ schools program described under section  
155 160.545;
- 156 (j) Describing the availability of virtual  
157 courses;
- 158 (k) Describing the types of skills and  
159 occupations most in demand in the current job  
160 market and those skills and occupations likely  
161 to be in high demand in future years;
- 162 (l) Describing the typical salaries for  
163 occupations, salary trends, and opportunities  
164 for advancement in various occupations;
- 165 (m) Emphasizing the opportunities  
166 available in careers involving science,  
167 technology, engineering, and math;
- 168 (n) Advising students of the resources  
169 offered by workforce or job centers;
- 170 (o) Preparing students for the ACT  
171 assessment or the ACT WorkKeys assessments  
172 required for the National Career Readiness  
173 Certificate;
- 174 (p) Administering a practice ACT  
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- 178 (q) Advising students of opportunities to  
179 take the SAT and the Armed Services Vocational  
180 Aptitude Battery;
- 181 (r) Administering a basic math test to  
182 students so that they can assess their math  
183 skills;
- 184 (s) Administering a basic writing test to  
185 students so that they can assess their writing  
186 skills;
- 187 (t) Helping each student prepare a  
188 personal plan of study that outlines a sequence

189 of courses and experiences that concludes with  
190 the student reaching his or her postsecondary  
191 goals; and  
192 (u) Explaining how to complete college  
193 applications and the Free Application for  
194 Federal Student Aid;  
195 (2) Focuses on career readiness and  
196 emphasizes the importance of work ethic,  
197 communication, collaboration, critical thinking,  
198 and creativity;  
199 (3) Demonstrates that graduation from a  
200 four-year college is not the only pathway to  
201 success by describing to students at least  
202 sixteen pathways to success in detail and  
203 including guest visitors who represent each  
204 pathway described. In exploring how these  
205 pathways could be covered in the course, the  
206 task force shall consider how instructors for  
207 the course may be able to rely on assistance  
208 from Missouri Career Pathways within the  
209 department of elementary and secondary education;  
210 (4) Provides student loan counseling; and  
211 (5) May include parent-student meetings.  
212 6. Before December 1, 2019, the task force  
213 established under subsection 1 of this section  
214 shall present its findings and recommendations  
215 to the speaker of the house of representatives,  
216 the president pro tempore of the senate, the  
217 joint committee on education, and the state  
218 board of education. Upon presenting the  
219 findings and recommendations as described in  
220 this subsection, the task force shall dissolve.]

Section B. The repeal and reenactment of sections  
2 135.713, 135.714, 135.715, 135.716, 135.719, 166.700,  
3 166.705, 166.710, and 166.715 shall become effective on July  
4 1, 2027.

Section C. In the event that any section, provision,  
2 clause, phrase, or word of this act or the application  
3 thereof is declared invalid under the Constitution of the  
4 United States or the Constitution of the State of Missouri,  
5 whether on procedural or substantive grounds, it is the  
6 intent of the general assembly that the remaining sections

7 of this act remain in force and effect as far as they are  
8 capable of being carried into execution as intended by the  
9 general assembly. The general assembly hereby declares that  
10 it would have passed each section, provision, clause,  
11 phrase, or word thereof, irrespective of the fact that any  
12 one or more sections, provisions, clauses, phrases, or words  
13 of this act or the application of this act would be declared  
14 unenforceable, unconstitutional, or invalid.