

SECOND REGULAR SESSION

[TRULY AGREED TO AND FINALLY PASSED]

# HOUSE BILL NO. 2365

## 101ST GENERAL ASSEMBLY

4668H.02T

2022

---

### AN ACT

To repeal section 161.217, RSMo, and to enact in lieu thereof one new section relating to the early learning quality assurance report program.

---

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

Section A. Section 161.217, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 161.217, to read as follows:

161.217. 1. The department of elementary and secondary education **shall**, in collaboration with the Missouri Head Start State Collaboration Office and the ~~[departments]~~ **department of [health and senior services,] mental health[, and social services, shall develop, as a three-year pilot program, a voluntary] and as part of a program, provide a continuous quality improvement process for early learning programs and present families with updated consumer education about the quality of early learning programs by producing an** early learning quality assurance report. The early learning quality assurance report shall be developed based on evidence-based practices.

2. Participation in the early learning quality assurance report ~~[pilot program]~~ shall be voluntary for any licensed or license-exempt early learning providers that are center-based or home-based and are providing services for children from any ages from birth up to kindergarten.

3. The early learning quality assurance report may include, but is not limited to, information regarding staff qualifications, instructional quality, professional development, health and safety standards, parent engagement, and community engagement.

4. The early learning quality assurance report shall not be used for enforcement of compliance with any law or for any punitive purposes.

EXPLANATION — Matter enclosed in bold-faced brackets ~~[thus]~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18           5. The department of elementary and secondary education shall promulgate all  
19 necessary rules and regulations for the administration of this section. Any rule or portion of a  
20 rule, as that term is defined in section 536.010, that is created under the authority delegated in  
21 this section shall become effective only if it complies with and is subject to all of the  
22 provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536  
23 are nonseverable and if any of the powers vested with the general assembly pursuant to  
24 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are  
25 subsequently held unconstitutional, then the grant of rulemaking authority and any rule  
26 proposed or adopted after August 28, 2016, shall be invalid and void.

27           6. Under section 23.253 of the Missouri sunset act:

28           (1) The provisions of the ~~[new]~~ program authorized under this section shall  
29 automatically sunset ~~[three]~~ **six** years after August 28, ~~[2019]~~ **2022**, unless reauthorized by an  
30 act of the general assembly; and

31           (2) If such program is reauthorized, the program authorized under this section shall  
32 automatically sunset three years after the effective date of the reauthorization of this section;  
33 and

34           (3) This section shall terminate on September first of the calendar year immediately  
35 following the calendar year in which the program authorized under this section is sunset.

✓