

FIRST REGULAR SESSION  
[PERFECTED]  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 742**  
**98TH GENERAL ASSEMBLY**

0729H.05P

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To repeal sections 160.514, 161.855, 161.960, and 161.965 RSMo, and to enact in lieu thereof four new sections relating to elementary and secondary education.

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

Section A. Sections 160.514, 161.855, 161.960, and 161.965, RSMo, are repealed and  
2 four new sections enacted in lieu thereof, to be known as sections 160.514, 161.855, 161.960,  
3 and 161.965, to read as follows:

160.514. 1. By rule and regulation, and consistent with the provisions contained in  
2 section 160.526, the state board of education shall adopt no more than seventy-five academic  
3 performance standards which establish the knowledge, skills and competencies necessary for  
4 students to successfully advance through the public elementary and secondary education system  
5 of this state; lead to or qualify a student for high school graduation; prepare students for  
6 postsecondary education or the workplace or both; and are necessary in this era to preserve the  
7 rights and liberties of the people.

8 2. Whenever the state board of education develops, [evaluates,] modifies, or revises  
9 academic performance standards or learning standards, it shall convene work groups composed  
10 of education professionals to develop and recommend such academic performance standards or  
11 learning standards. Separate work groups composed of education professionals shall be  
12 convened for the following subject areas: English language arts; mathematics; science; and  
13 history and governments. The subject area of history and governments shall incorporate  
14 geography and the history and governments of the United States and the world. For each subject  
15 area in which the state board of education develops, [evaluates,] modifies, or revises academic  
16 performance standards or learning standards, the state board shall convene two separate work

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.

17 groups, one work group for standards for grades kindergarten through five consisting of sixteen  
18 members and a second work group for standards for grades six through twelve consisting of  
19 seventeen members. A person may be selected to serve on more than one work group if he or  
20 she is qualified. No work group member shall be required to be a member of a professional  
21 teacher association. An education professional serving on a work group shall be a Missouri  
22 resident for at least three years and have taught in the work group's subject area for at least ten  
23 years or have ten years of experience in that subject area, except for the parents appointed by the  
24 president pro tempore of the senate and the speaker of the house of representatives. Work group  
25 members shall be chosen in such a manner as to represent the geographic diversity of the state.

26 3. Work group members shall be selected in the following manner:

27 (1) Two parents of children currently enrolled in grades kindergarten through twelve  
28 shall be selected by the president pro tempore of the senate;

29 (2) Two parents of children currently enrolled in grades kindergarten through twelve  
30 shall be selected by the speaker of the house of representatives;

31 (3) One education professional selected by the state board of education from names  
32 submitted to it by the professional teachers' organizations of the state;

33 (4) One education professional selected by a statewide association of Missouri school  
34 boards;

35 (5) One education professional selected by the state board of education from names  
36 submitted to it by a statewide coalition of school administrators;

37 (6) Two education professionals selected by the president pro tempore of the senate in  
38 addition to the members selected under subdivision (1) of this subsection;

39 (7) Two education professionals selected by the speaker of the house of representatives  
40 in addition to the members selected under subdivision (2) of this subsection;

41 (8) One education professional selected by the governor;

42 (9) One education professional selected by the lieutenant governor;

43 (10) One education professional selected by the commissioner of higher education;

44 (11) One education professional selected by the state board of education from names  
45 submitted to it by nationally recognized career and technical education student organizations  
46 operating in Missouri; and

47 (12) One education professional selected by the state board of education from names  
48 submitted to it by the heads of state-approved baccalaureate-level teacher preparation programs  
49 located in Missouri.

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51 The state board of education shall also appoint to each work group for grades six through twelve  
52 from names submitted to it by a statewide organization for career and technical education one

53 current or retired career and technical education professional who also serves or served as an  
54 advisor to any of the nationally recognized career and technical education student organizations  
55 identified in subdivision (4) of subsection 2 of section 178.550. **Each work group shall elect**  
56 **a chairperson and a secretary. The secretary shall record minutes including the names of**  
57 **those attending, motions made, and votes taken. The secretary shall provide the recorded**  
58 **minutes to work group members before any subsequent meeting, at which time a vote shall**  
59 **be taken to approve the minutes. Once persons are elected to these positions, they shall**  
60 **submit their names, telephone numbers, email addresses, and mailing addresses to the**  
61 **governor, lieutenant governor, president pro tempore of the senate, and the speaker of the**  
62 **house of representatives. The chairperson and secretary shall respond to any inquiry from**  
63 **the governor, lieutenant governor, office of the president pro tempore, and the speaker**  
64 **within five business days of any inquiry.**

65 4. Any person selected under subdivision (1), (2), (6), (7), (8), or (9) of subsection  
66 3 of this section shall serve on the work group at the pleasure of the appointing authority  
67 who has selected him or her. He or she may be removed at any time and for any reason as  
68 the appointing authority who selected him or her deems necessary.

69 5. If a member of the work group or an appointing agency challenges a work group  
70 member's qualifications, a panel consisting of the chairpersons of the other seven work  
71 groups shall review the member's qualifications. The member shall provide proof to the  
72 panel within thirty days that the member is qualified to serve under the provisions of this  
73 section. In the event the panel determines that a member does not meet the qualifications  
74 of this section, the member shall be considered removed from the work group and the  
75 original appointing entity shall appoint a qualified person to fill the position within thirty  
76 days of the disqualified member's dismissal.

77 6. The state board of education shall hold at least three public hearings whenever it  
78 develops, [evaluates,] modifies, or revises academic performance standards or [learning  
79 standards] **grade-level expectations**. The hearings shall provide an opportunity to receive public  
80 testimony, including but not limited to testimony from educators at all levels in the state, local  
81 school boards, parents, representatives from business and industry, labor and community leaders,  
82 members of the general assembly, and the general public. The state board of education shall hold  
83 the first hearing within thirty days of the work groups being convened. The state board of  
84 education shall hold the second hearing approximately six months after it holds the first hearing.  
85 The state board of education shall hold the third hearing when the work groups submit the  
86 academic performance standards they have developed to the state board. The state board of  
87 education shall also solicit comments and feedback on the academic performance standards or  
88 learning standards from the joint committee on education and from academic researchers. All

89 comments shall be made publicly available. **The state board of education shall send copies**  
90 **of all comments to the chairpersons of all work groups established under subsection 2 of**  
91 **this section.**

92 [5.] 7. The state board of education shall develop written curriculum frameworks that  
93 may be used by school districts. Such curriculum frameworks shall incorporate the academic  
94 performance standards adopted by the state board of education pursuant to subsection 1 of this  
95 section. The curriculum frameworks shall provide guidance to school districts but shall not be  
96 mandates for local school boards in the adoption or development of written curricula as required  
97 by subsection [6] 8 of this section.

98 [6.] 8. Not later than one year after the development of written curriculum frameworks  
99 pursuant to subsection [5] 7 of this section, the board of education of each school district in the  
100 state shall adopt or develop a written curriculum designed to ensure that students attain the  
101 knowledge, skills and competencies established pursuant to subsection 1 of this section. Local  
102 school boards are encouraged to adopt or develop curricula that are rigorous and ambitious and  
103 may, but are not required to, use the curriculum frameworks developed pursuant to subsection  
104 [5] 7 of this section. Nothing in this section or this act shall prohibit school districts, as  
105 determined by local boards of education, to develop or adopt curricula that provide for academic  
106 standards in addition to those identified by the state board of education pursuant to subsection  
107 1 of this section.

108 [7.] 9. Local school districts and charter schools may adopt their own education  
109 standards, in addition to those already adopted by the state, provided the additional standards are  
110 in the public domain and do not conflict with the standards adopted by the state board of  
111 education.

161.855. 1. By October 1, 2014, the state board of education shall convene work groups  
2 composed of education professionals to develop and recommend academic performance  
3 standards. The work groups shall be composed of individuals as provided in section 160.514.  
4 The state board of education and the work groups shall follow the procedures and conduct the  
5 public hearings required by section 160.514. The state board of education shall convene separate  
6 work groups for the following subject areas: English language arts; mathematics; science; and  
7 history and governments. For each of these four subject areas, the state board of education shall  
8 convene two separate work groups, one work group for grades kindergarten through five and  
9 another work group for grades six through twelve.

10 2. **The chairperson of each work group shall submit a monthly progress report to**  
11 **the governor, lieutenant governor, president pro tempore of the senate, and the speaker**  
12 **of the house of representatives by the fifth day of each month. The chairperson of each**  
13 **work group shall update the offices of the governor, lieutenant governor, president pro**

14 tempore, and speaker as to any changes in member contact information. If a quorum is  
15 not reached for a meeting, members may work as a subcommittee but shall not vote. A  
16 quorum shall be present for any vote to occur. If a specific member misses more than four  
17 meetings within a six-month period, the work group may, by a majority vote, recommend  
18 to the panel under subsection 5 of section 160.514 to have the member removed from the  
19 work group. If a member is so dismissed by a majority vote of the panel, he or she shall  
20 be replaced within thirty days of dismissal with a new member appointed by the original  
21 appointing entity. The department of elementary and secondary education shall reimburse  
22 work group members for travel expenses, including overnight accommodations, meals, and  
23 mileage using the state per-diem formula as appropriated. The department of elementary  
24 and secondary education shall reimburse school districts for the cost of a substitute teacher  
25 if a work group member is required to miss a school day to attend a work group meeting.  
26 No district policy or administrative action shall prohibit a teacher member from  
27 participating in a work group meeting nor shall any teacher member be required to use  
28 personal leave or have a reduction in pay for participating in a work group meeting.

29       **3. Work groups may establish as many grade-level expectations as believed**  
30 **necessary for each grade level. Each work group shall meet with and collaborate with the**  
31 **other work group of the same subject area in order to ensure alignment of grade-level**  
32 **expectations.**

33       **4. The work groups shall develop and recommend academic performance standards to**  
34 **the state board of education by October 1, 2015. The work groups shall report on their progress**  
35 **in developing the academic performance standards to the president pro tempore of the senate and**  
36 **the speaker of the house of representatives on a monthly basis.**

37       **5. Before making any recommendations as to grade-level expectations or academic**  
38 **performance standards, the work groups shall ensure that any standards developed or**  
39 **recommendations made are:**

40       **(1) In compliance with the show-me standards approved by the state board of**  
41 **education;**

42       **(2) Age appropriate and developmentally appropriate; and**

43       **(3) Understandable to teachers in that subject area.**

44       **[3.] 6. The state board of education [shall] may adopt and the department of**  
45 **elementary and secondary education may implement, as written, the academic performance**  
46 **standards developed and recommended by the work groups under subsection 4 of this**  
47 **section beginning in the 2016-17 school year. If the state board of education declines to**  
48 **adopt such standards, the board shall provide suggestions for improvement to the work**

49 **groups.** The state board of education shall align the statewide assessment system to the  
50 academic performance standards as needed.

51 [4.] **7.** The department of elementary and secondary education shall pilot assessments  
52 from the Smarter Balanced Assessment Consortium during the 2014-15 school year.  
53 Notwithstanding any rules adopted by the state board of education or the department of  
54 elementary and secondary education in place on August 28, 2014, for the 2014-15 school year,  
55 and at any time the state board of education or the department of elementary and secondary  
56 education implements a new statewide assessment system, develops new academic performance  
57 standards, or makes changes to the Missouri school improvement program, the first [year] **two**  
58 **years** of such statewide assessment system and performance indicators shall be utilized as [a]  
59 pilot [year] **years** for the purposes of calculating a district's annual performance report under the  
60 Missouri school improvement program. The results of a statewide pilot shall not be used to  
61 lower a public school district's accreditation or for a teacher's evaluation.

62 [5.] **8.** Any person performing work for a school district or charter school for which  
63 teacher certification or administrator certification is regularly required under the laws relating  
64 to the certification of teachers or administrators shall be an employee of the school district or  
65 charter school. All evaluations of any such person shall be maintained in the teacher's or  
66 administrator's personnel file and shall not be shared with any state or federal agency.

**161.960. 1. There is hereby established in the department of elementary and  
2 secondary education a "Council for Community Education".**

3 **2. The council shall have a membership of eleven persons, appointed by the  
4 governor. Membership may include, but not be limited to, representatives of the following  
5 groups:**

- 6 **(1) Civic organizations;**
- 7 **(2) Community-based organizations;**
- 8 **(3) Community education organizations;**
- 9 **(4) Local government;**
- 10 **(5) Local school district administrators;**
- 11 **(6) Parent organizations;**
- 12 **(7) Post-secondary education;**
- 13 **(8) School boards; and**
- 14 **(9) Teachers.**

15 **3. The commissioner of education or the commissioner's designee shall convene the  
16 first meeting of the council for the purpose of establishing the bylaws of the council and  
17 electing officers to include a chairperson, vice chairperson, and secretary. The council**

18 shall not meet more than four times annually. Members may be reimbursed for expenses  
19 but shall not receive a per diem allowance.

20 4. The council shall:

21 (1) Conduct feasibility studies on the establishment of community education  
22 programs within the state;

23 (2) Advise the commissioner of education and the department of education on issues  
24 relating to the establishment of community education programs;

25 (3) Make recommendations for a state plan for community education which sets  
26 forth the goals and objectives of a community schools program and establishes a system  
27 of priorities for targeting available resources on the areas with the greatest need within a  
28 school district; and

29 (4) Make recommendations for the funding of local community education  
30 programs.

31 5. For purposes of this section, "community school", means a school that makes its  
32 facilities available for citizen use, coordinates activities of local citizens in identifying  
33 program needs and establishing priorities, identifies and utilizes available program  
34 resources, and assists in the initiation of programs to improve the cultural, social,  
35 recreational, and educational opportunities available in a community. "Community  
36 education program", means a program in which a public building, including a public  
37 elementary or secondary school, is used as a community center operated by a school board  
38 in cooperation with other groups in the community, community organizations, and local  
39 governmental agencies to provide educational, recreational, cultural, health care, and other  
40 related community services in accordance with the needs, interests, and concerns of the  
41 community.

161.965. 1. There is hereby established in the department of elementary and  
2 secondary education a "Task Force on School Safety Improvement".

3 2. The task force shall have a membership of eleven persons, appointed by the  
4 commissioner of the department of elementary and secondary education. Membership  
5 may include, but not be limited to, representatives of the following groups:

6 (1) Licensed attorneys with experience in criminal defense who are in no way  
7 involved in prosecuting crimes;

8 (2) Community-based organizations;

9 (3) Community education organizations;

10 (4) Law enforcement agencies, including at least one representative from a city not  
11 within a county, a county with a charter form of government and with more than nine

12 **hundred fifty thousand inhabitants, or a home rule city with more than four hundred**  
13 **thousand inhabitants and located in more than one county;**

14 **(5) Local government;**

15 **(6) Local school district administrators;**

16 **(7) Parent organizations;**

17 **(8) Postsecondary education;**

18 **(9) School boards; and**

19 **(10) Teachers.**

20 **3. The commissioner of education or the commissioner's designee shall convene the**  
21 **first meeting of the task force for the purpose of establishing the bylaws of the task force**  
22 **and electing officers to include a chairperson, vice chairperson, and secretary. The task**  
23 **force shall not meet more than four times annually. Members may be reimbursed for**  
24 **expenses but shall not receive a per diem allowance.**

25 **4. The task force shall conduct studies on:**

26 **(1) School security features and practices schools and law enforcement officers can**  
27 **take to decrease the likelihood that an event or crisis will occur;**

28 **(2) Actions schools and law enforcement officers can take to eliminate or reduce the**  
29 **loss of life and property damage related to an event or crisis;**

30 **(3) The establishment of programs within schools to provide instruction in grades**  
31 **seven through twelve on the criminal justice system and make curriculum**  
32 **recommendations for such programs, including recommendations on specific curriculum**  
33 **designed to educate students about career opportunities in law enforcement; and**

34 **(4) The practicality and need for the appointment of a director of school safety in**  
35 **a county with a charter form of government and with more than nine hundred fifty**  
36 **thousand inhabitants.**

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