

FIRST REGULAR SESSION

SENATE BILL NO. 478

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HOLSMAN.

Read 1st time February 28, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2444S.011

AN ACT

To repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to make-up hours required for school days lost due to inclement weather, with an emergency clause.

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

Section A. Section 171.033, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 171.033, to read as follows:

171.033. 1. "Inclement weather", for purposes of this section, shall be
2 defined as ice, snow, extreme cold, flooding, or a tornado, but such term shall not
3 include excessive heat.

4 2. (1) A district shall be required to make up the first six days of school
5 lost or cancelled due to inclement weather and half the number of days lost or
6 cancelled in excess of six days if the makeup of the days is necessary to ensure
7 that the district's students will attend a minimum of one hundred forty-two days
8 and a minimum of one thousand forty-four hours for the school year except as
9 otherwise provided in this section. Schools with a four-day school week may
10 schedule such make-up days on Fridays.

11 (2) Notwithstanding subdivision (1) of this subsection, in school year
12 2019-20 and subsequent years, a district shall be required to make up the first
13 thirty-six hours of school lost or cancelled due to inclement weather and half the
14 number of hours lost or cancelled in excess of thirty-six if the makeup of the
15 hours is necessary to ensure that the district's students attend a minimum of one
16 thousand forty-four hours for the school year, except as otherwise provided under
17 subsections 3 and 4 of this section.

18 3. (1) In the 2009-10 school year and subsequent years, a school district
19 may be exempt from the requirement to make up days of school lost or cancelled

20 due to inclement weather in the school district when the school district has made
21 up the six days required under subsection 2 of this section and half the number
22 of additional lost or cancelled days up to eight days, resulting in no more than ten
23 total make-up days required by this section.

24 (2) In school year 2019-20 and subsequent years, a school district may be
25 exempt from the requirement to make up school lost or cancelled due to inclement
26 weather in the school district when the school district has made up the thirty-six
27 hours required under subsection 2 of this section and half the number of
28 additional lost or cancelled hours up to forty-eight, resulting in no more than
29 sixty total make-up hours required by this section.

30 4. The commissioner of education may provide, for any school district that
31 cannot meet the minimum school calendar requirement of at least one hundred
32 seventy-four days for schools with a five-day school week or one hundred forty-two
33 days for schools with a four-day school week and one thousand forty-four hours
34 of actual pupil attendance or, in school year 2019-20 and subsequent years, one
35 thousand forty-four hours of actual pupil attendance, upon request, a waiver to
36 be excused from such requirement. This waiver shall be requested from the
37 commissioner of education and may be granted if the school was closed due to
38 circumstances beyond school district control, including inclement weather or fire.

39 **5. For the 2018-2019 school year, a district shall be exempt from**
40 **the requirements of subsections 2 and 3 of this section, and only be**
41 **required to make up the first six days of school lost or cancelled due to**
42 **inclement weather.**

Section B. Because of the high number of school days lost due to
2 inclement weather this year, section A of this act is deemed necessary for the
3 immediate preservation of the public health, welfare, peace and safety, and is
4 hereby declared to be an emergency act within the meaning of the constitution,
5 and section A of this act shall be in full force and effect upon its passage and
6 approval.

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