

SECOND REGULAR SESSION

SENATE BILL NO. 672

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CUNNINGHAM.

Pre-filed December 1, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

3636S.011

AN ACT

To repeal section 160.540, RSMo, and to enact in lieu thereof one new section relating to teacher tenure.

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

Section A. Section 160.540, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 160.540, to read as follows:

160.540. 1. In any school district [whose graduation rate, as defined in
2 section 160.011, is below sixty-five percent], the district school board **or other**
3 **governing entity** shall determine which schools in the district **do not** meet the
4 criteria set forth [pursuant to section 160.538 as being academically deficient] **for**
5 **a classification of accreditation by the state board of education**, based
6 on the results of the assessment system developed pursuant to section 160.518,
7 whether or not the state board of education has made a finding that the [schools
8 are academically deficient] **district as a whole has been determined to be**
9 **unaccredited or provisionally accredited for purposes of its annual**
10 **performance report or full accreditation review**. With respect to any such
11 school, notwithstanding any provision of state law or regulation, district rule or
12 regulation, or contract, the school district board **or other governing entity**
13 shall have the authority to suspend or terminate contracts of certificated staff,
14 the principal and any administrators having responsibility for the school and to
15 reconstitute the school with new teachers and administrative staff. The authority
16 granted herein shall not preclude the district board **or other governing entity**
17 from offering contracts to individual teachers or administrators as the board **or**
18 **other governing entity** may deem appropriate. Any termination of a contract
19 of an individual permanent teacher pursuant to this section [shall be subject to

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 the procedures of sections 168.114 to 168.120, RSMo, or section 168.221, RSMo,
21 whichever is applicable to such contract] **may be rescinded upon a**
22 **determination that the teacher has contributed at least one grade level**
23 **to the class on the basis of a value-added assessment.**

24 2. In any school district subject to the provisions of subsection 1 of this
25 section, the district shall develop a program of incentives and rewards for
26 teachers who contribute to a successful effort to prevent schools from becoming
27 [academically deficient as defined in this section] **provisionally accredited or**
28 **unaccredited on the annual performance report** or to remove schools that
29 have been so identified from that category. The district's plan shall be subject to
30 approval by the commissioner of education and may include, but shall not be
31 limited to, [bonuses] **pay for performance**, opportunities for staff development
32 and the granting of status as master teachers.

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Bill

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