

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 996, Page 1, in the Title, Lines 3 and 4,
2 by deleting all of said line and inserting in lieu thereof the following:

3
4 "to elementary and secondary education, with an emergency clause for a certain section."
5 and

6
7 Further amend said bill, Page 5, Section 160.415, Line 138, by inserting after all of said section and
8 line the following:

9
10 "161.217. 1. The department of elementary and secondary education, in collaboration with
11 the Missouri Head Start State Collaboration Office and the departments of health and senior
12 services, mental health, and social services, shall develop, as a three-year pilot program, a voluntary
13 early learning quality assurance report. The early learning quality assurance report shall be
14 developed based on evidence-based practices.

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

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

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

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

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

33 (1) The provisions of the new program authorized under this section shall automatically
34 sunset three years after the effective date of this section unless reauthorized by an act of the general
35 assembly; and

36 (2) If such program is reauthorized, the program authorized under this section shall

Standing Action Taken _____ Date _____

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1 automatically sunset three years after the effective date of the reauthorization of this section; and
2 (3) This section shall terminate on September first of the calendar year immediately
3 following the calendar year in which the program authorized under this section is sunset.
4

5 "[161.216. 1. No public institution of higher education, political subdivision,
6 governmental entity, or quasi-governmental entity receiving state funds shall operate,
7 establish, or maintain, offer incentives to participate in, or mandate participation in a quality
8 rating system for early childhood education, a training quality assurance system, any
9 successor system, or any substantially similar system for early childhood education, unless
10 the authority to operate, establish, or maintain such a system is enacted into law through:

11 (1) A bill as prescribed by Article III of the Missouri Constitution;

12 (2) An initiative petition as prescribed by Section 50 of Article III of the
13 Missouri Constitution; or

14 (3) A referendum as prescribed by Section 52(a) of Article III of the
15 Missouri Constitution.

16 2. No public institution of higher education, political subdivision,
17 governmental entity or quasi-governmental entity receiving state funds shall
18 promulgate any rule or establish any program, policy, guideline, or plan or change
19 any rule, program, policy, guideline, or plan to operate, establish, or maintain a
20 quality rating system for early childhood education, a training quality assurance
21 system, any successor system, or any substantially similar system for early childhood
22 education unless such public institution of higher education, political subdivision,
23 governmental entity or quasi-governmental entity receiving state funds has received
24 statutory authority to do so in a manner consistent with subsection 1 of this section.

25 3. Any taxpayer of this state or any member of the general assembly shall
26 have standing to bring suit against any public institution of higher education, political
27 subdivision, governmental entity or quasi-governmental entity which is in violation
28 of this section in any court with jurisdiction to enforce the provisions of this section.

29 4. This section shall not be construed to limit the content of early childhood
30 education courses, research, or training carried out by any public institution of higher
31 education. A course on quality rating systems or training quality assurance systems
32 shall not be a requirement for certification by the state as an individual child care
33 provider or any licensing requirement that may be established for an individual child
34 care provider.

35 5. For purposes of this section:

36 (1) "Early childhood education" shall mean education programs that are both
37 centered and home-based and providing services for children from birth to
38 kindergarten;

39 (2) "Quality rating system" or "training quality assurance system" shall
40 include the model from the Missouri quality rating system pilots developed by the
41 University of Missouri center for family policy and research, any successor model, or
42 substantially similar model. "Quality rating system" or "training quality assurance
43 system" shall also include but not be limited to a tiered rating system that provides a
44 number of tiers or levels to set benchmarks for quality that build upon each other,
45 leading to a top tier that includes program accreditation. "Quality rating system" or
46 "training quality assurance system" may also include a tiered reimbursement system
47 that may be tied to a tiered rating system;

48 (3) "Tiered reimbursement system" or "training quality assurance system" shall

1 include but not be limited to a system that links funding to a quality rating system, a system
2 to award higher child care subsidy payments to programs that attain higher quality levels, or
3 a system that offers other incentives through tax policy or professional development
4 opportunities for child care providers.]; and
5

6 Further amend said bill and page, Section B, Line 1, by inserting immediately after the word
7 "education," the phrase "section 160.415 of"; and
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9 Further amend said bill, page, and section, Line 4, by inserting immediately after the word "and" the
10 phrase "section 160.415 of"; and
11

12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.