

FIRST REGULAR SESSION

HOUSE BILL NO. 1217

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE CURTMAN.

1650H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 160.254, 160.530, and 161.650, RSMo, and to enact in lieu thereof three new sections relating to state aid for schools.

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

Section A. Sections 160.254, 160.530, and 161.650, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 160.254, 160.530, and 161.650, to read as follows:

160.254. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Education", which shall be composed of seven members of the senate and seven members of the house of representatives. The senate members of the committee shall be appointed by the president pro tem of the senate and the house members by the speaker of the house.

2. The committee shall meet at least twice a year. In the event of three consecutive absences on the part of any member, such member may be removed from the committee.

3. The committee shall select either a ~~chairman~~ **chair** or ~~cochairmen~~ **cochairs**, one of whom shall be a member of the senate and one a member of the house. A majority of the members shall constitute a quorum. Meetings of the committee may be called at such time and place as the ~~chairman~~ **chair** or ~~chairmen~~ **cochairs** designate.

4. The committee shall:

(1) Review and monitor the progress of education in the state's public schools and institutions of higher education;

(2) Receive reports from the commissioner of education concerning the public schools and from the commissioner of higher education concerning institutions of higher education;

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 (3) Conduct a study and analysis of the public school system;
- 18 (4) Make recommendations to the general assembly for legislative action;
- 19 (5) Conduct an in-depth study concerning all issues relating to the equity and adequacy
20 of the distribution of state school aid, teachers' salaries, funding for school buildings, and overall
21 funding levels for schools and any other education funding-related issues the committee deems
22 relevant;
- 23 (6) Monitor the establishment of performance measures as required by section 173.1006
24 and report on their establishment to the governor and the general assembly;
- 25 (7) Conduct studies and analysis regarding:
- 26 (a) The higher education system, including financing public higher education and the
27 provision of financial aid for higher education; and
- 28 (b) The feasibility of including students enrolled in proprietary schools, as that term is
29 defined in section 173.600, in all state-based financial aid programs;
- 30 (8) Annually review the collection of information under section 173.093 to facilitate a
31 more accurate comparison of the actual costs at public and private higher education institutions;
- 32 (9) Within three years of August 28, 2007, review a new model for the funding of public
33 higher education institutions upon submission of such model by the coordinating board for
34 higher education; **and**
- 35 (10) Within three years of August 28, 2007, review the impact of the higher education
36 student funding act established in sections 173.1000 to 173.1006[~~;~~
- 37 ~~——(11) Beginning August 28, 2008, upon review, approve or deny any expenditures made~~
38 ~~by the commissioner of education pursuant to section 160.530, as provided in subsection 5 of~~
39 ~~section 160.530].~~

40 5. The committee may make reasonable requests for staff assistance from the research
41 and appropriations staffs of the house and senate and the committee on legislative research, as
42 well as the department of elementary and secondary education, the department of higher
43 education, the coordinating board for higher education, the state tax commission, the department
44 of economic development, all school districts and other political subdivisions of this state,
45 teachers and teacher groups, business and other commercial interests and any other interested
46 persons.

47 6. Members of the committee shall receive no compensation but may be reimbursed for
48 reasonable and necessary expenses associated with the performance of their official duties.

160.530. [~~+~~] Beginning with fiscal year [~~1994~~] **2018** and for all fiscal years thereafter,
2 in order to be eligible for state aid distributed pursuant to section 163.031, a school district shall
3 allocate one percent of moneys received pursuant to section 163.031, exclusive of categorical
4 add-ons, to the professional development committee of the district as established in subdivision

5 (1) of subsection 4 of section 168.400. Of the moneys allocated to the professional development
6 committee in any fiscal year as specified by this ~~[subsection]~~ **section**, seventy-five percent of
7 such funds shall be spent in the same fiscal year for purposes determined by the professional
8 development committee **of the school district** after consultation with the administrators of the
9 school district and approved by the local board of education as meeting the objectives of a school
10 improvement plan of the district that has been developed by the local board. Moneys expended
11 for staff training pursuant to any provisions of this act shall not be considered in determining the
12 requirements for school districts imposed by this ~~[subsection]~~ **section**.

13 ~~[2. Beginning with fiscal year 1994 and for all fiscal years thereafter, eighteen million~~
14 ~~dollars shall be distributed by the commissioner of education to address statewide areas of~~
15 ~~critical need for learning and development, provided that such disbursements are approved by~~
16 ~~the joint committee on education as provided in subsection 5 of this section, and as determined~~
17 ~~by rule and regulation of the state board of education with the advice of the advisory council~~
18 ~~provided by subsection 1 of section 168.015. The moneys described in this subsection may be~~
19 ~~distributed by the commissioner of education to colleges, universities, private associations,~~
20 ~~professional education associations, statewide associations organized for the benefit of members~~
21 ~~of boards of education, public elementary and secondary schools, and other associations and~~
22 ~~organizations that provide professional development opportunities for teachers, administrators,~~
23 ~~family literacy personnel and boards of education for the purpose of addressing statewide areas~~
24 ~~of critical need, provided that subdivisions (1), (2) and (3) of this subsection shall constitute~~
25 ~~priority uses for such moneys. "Statewide areas of critical need for learning and development"~~
26 ~~shall include:~~

27 ~~—— (1) Funding the operation of state management teams in districts with academically~~
28 ~~deficient schools and providing resources specified by the management team as needed in such~~
29 ~~districts;~~

30 ~~—— (2) Funding for grants to districts, upon application to the department of elementary and~~
31 ~~secondary education, for resources identified as necessary by the district, for those districts which~~
32 ~~are failing to achieve assessment standards;~~

33 ~~—— (3) Funding for family literacy programs;~~

34 ~~—— (4) Ensuring that all children, especially children at risk, children with special needs, and~~
35 ~~gifted students are successful in school;~~

36 ~~—— (5) Increasing parental involvement in the education of their children;~~

37 ~~—— (6) Providing information which will assist public school administrators and teachers~~
38 ~~in understanding the process of site-based decision making;~~

39 ~~—— (7) Implementing recommended curriculum frameworks as outlined in section 160.514;~~

40 ~~—— (8) Training in new assessment techniques for students;~~

- 41 ~~———(9) Cooperating with law enforcement authorities to expand successful antidrug~~
42 ~~programs for students;—~~
- 43 ~~———(10) Strengthening existing curricula of local school districts to stress drug and alcohol~~
44 ~~prevention;—~~
- 45 ~~———(11) Implementing and promoting programs to combat gang activity in urban areas of~~
46 ~~the state;—~~
- 47 ~~———(12) Establishing family schools, whereby such schools adopt proven models of one-stop~~
48 ~~state services for children and families;—~~
- 49 ~~———(13) Expanding adult literacy services; and—~~
- 50 ~~———(14) Training of members of boards of education in the areas deemed important for the~~
51 ~~training of effective board members as determined by the state board of education.—~~
- 52 ~~———3. Beginning with fiscal year 1994 and for all fiscal years thereafter, two million dollars~~
53 ~~of the moneys appropriated to the department of elementary and secondary education otherwise~~
54 ~~distributed to the public schools of the state pursuant to the provisions of section 163.031,~~
55 ~~exclusive of categorical add-ons, shall be distributed in grant awards by the state board of~~
56 ~~education, by rule and regulation, for the "Success Leads to Success" grant program, which is~~
57 ~~hereby created. The purpose of the success leads to success grant program shall be to recognize,~~
58 ~~disseminate and exchange information about the best professional teaching practices and~~
59 ~~programs in the state that address student needs, and to encourage the staffs of schools with these~~
60 ~~practices and programs to develop school-to-school networks to share these practices and~~
61 ~~programs.—~~
- 62 ~~———4. The department shall include a listing of all expenditures under this section in the~~
63 ~~annual budget documentation presented to the governor and general assembly.—~~
- 64 ~~———5. Prior to distributing any funds under subsection 2 of this section, the commissioner~~
65 ~~of education shall appear before the joint committee on education and present a proposed~~
66 ~~delineation of the programs to be funded under the provisions of subsection 2 of this section.—~~
67 ~~The joint committee shall review all proposed spending under subsection 2 of this section and~~
68 ~~shall affirm, by a majority vote of all members serving on the committee, the spending proposal~~
69 ~~of the commissioner prior to any disbursement of funds under subsection 2 of this section.—~~
- 70 ~~———6. If any provision of subdivision (11) of subsection 4 of section 160.254 or any~~
71 ~~provision of subsection 2 or 5 of this section regarding approval of disbursements by the joint~~
72 ~~committee on education is held to be invalid for any reason, then such decision shall invalidate~~
73 ~~subsection 2 of this section in its entirety.]~~

161.650. 1. The department of elementary and secondary education shall identify and
2 adopt an existing program or programs of educational instruction regarding violence prevention
3 to be administered by public school districts pursuant to subsection 2 of this section, and which

4 shall include, but shall not be limited to, instructing students of the negative consequences, both
5 to the individual and to society at large, of membership in or association with criminal street
6 gangs or participation in criminal street gang activity, as those phrases are defined in section
7 578.421, and shall include related training for school district employees directly responsible for
8 the education of students concerning violence prevention and early identification of and
9 intervention in violent behavior. The state board of education shall adopt such program or
10 programs by rule as approved for use in Missouri public schools. The program or programs of
11 instruction shall encourage nonviolent conflict resolution of problems facing youth; present
12 alternative constructive activities for the students; encourage community participation in program
13 instruction, including but not limited to parents and law enforcement officials; and shall be
14 administered as appropriate for different grade levels and shall not be offered for academic
15 credit.

16 2. All public school districts within this state with the approval of the district's board of
17 education may administer the program or programs of student instruction adopted pursuant to
18 subsection 1 of this section to students within the district starting at the kindergarten level and
19 every year thereafter through the twelfth-grade level.

20 3. Any district adopting and providing a program of instruction pursuant to this section
21 shall be entitled to receive state aid pursuant to section 163.031. If such aid is determined by the
22 department to be insufficient to implement any program or programs adopted by a district
23 pursuant to this section:

24 (1) The department may fund the program or programs adopted pursuant to this section
25 ~~[or pursuant to subsection 2 of section 160.530, or both,]~~ after securing any funding available
26 from alternative sources; and

27 (2) School districts may fund the program or programs from funds received pursuant to
28 ~~[subsection 1 of]~~ section 160.530.

29 4. No rule or portion of a rule promulgated pursuant to this section shall become
30 effective unless it has been promulgated pursuant to chapter 536.

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