

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By  
\_\_\_\_\_

1 AMEND House Committee Substitute for Senate Bill No. 695, Page 6, Section 161.072, Line 16,  
2 by inserting after all of said section and line the following:

3  
4 "163.018. 1. Notwithstanding the definition of "average daily attendance" in subdivision  
5 (2) of section 163.011 to the contrary, pupils between the ages of three and five who are eligible for  
6 free and reduced price lunch and attend an early childhood education program:

7 (1) That is operated by and in a district or by a charter school that has declared itself as a  
8 local educational agency providing full-day kindergarten and that meets standards established by the  
9 state board of education; or

10 (2) That is under contract with a district or charter school that has declared itself as a local  
11 educational agency and that meets standards established by the state board of education

12  
13 shall be included in the district's or charter school's calculation of average daily attendance. The  
14 total number of such pupils included in the district's or charter school's calculation of average daily  
15 attendance shall not exceed four percent of the total number of pupils who are eligible for free and  
16 reduced price lunch between the ages of five and eighteen who are included in the district's or  
17 charter school's calculation of average daily attendance.

18 2. (1) For any district that has been declared unaccredited by the state board of education  
19 and remains unaccredited as of July 1, 2015, and for any charter school located in said district, the  
20 provisions of subsection 1 of this section shall become applicable during the 2015-16 school year.

21 (2) For any district that is declared unaccredited by the state board of education after July 1,  
22 2015, and for any charter school located in said district, the provisions of subsection 1 of this  
23 section shall become applicable immediately upon such declaration.

24 (3) For any district that has been declared provisionally accredited by the state board of  
25 education and remains provisionally accredited as of July 1, 2016, and for any charter school  
26 located in said district, the provisions of subsection 1 of this section shall become applicable  
27 beginning in the 2016-17 school year.

28 (4) For any district that is declared provisionally accredited by the state board of education  
29 after July 1, 2016, and for any charter school located in said district, the provisions of this section  
30 shall become applicable beginning in the 2016-17 school year or immediately upon such  
31 declaration, whichever is later.

32 (5) For all other districts and charter schools, the provisions of subsection 1 of this section  
33 shall become effective in any school year subsequent to a school year in which the amount  
34 appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the amount necessary  
35 to fund the entire entitlement calculation determined by subsections 1 and 2 of section 163.031, and  
36 shall remain effective in all school years thereafter, irrespective of the amount appropriated for

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1 subsections 1 and 2 of section 163.031 in any succeeding year.

2 3. This section shall not require school attendance beyond that mandated under section  
3 167.031 and shall not change or amend the provisions of sections 160.051, 160.053, 160.054, and  
4 160.055 relating to kindergarten attendance.

5 181.022. 1. The secretary of state shall create the "Secretary's Council on Library  
6 Development" to advise the secretary of state and the state library on matters that relate to the state's  
7 libraries and library service to Missouri citizens, to recommend to the secretary of state and the state  
8 library policies and programs relating to libraries in the state, and to communicate the value of  
9 libraries.

10 2. Members of the secretary's council on library development shall serve three-year terms,  
11 to be served on a rotating basis as shall be established by the secretary of state.

12 3. The members of the secretary's council on library development shall be appointed by the  
13 secretary of state, to include ~~[members of the house of representatives, members of the senate,]~~  
14 representatives of the public and of libraries, trustees of Missouri libraries, and users of the state  
15 libraries, as well as members of the house of representatives, members of the senate, and the state  
16 librarian, who shall serve as ex-officio members of the council.

17 181.100. 1. As used in sections 181.100 to ~~[181.130]~~ 181.110 the following terms shall  
18 mean, unless the context requires otherwise:

19 (1) "Agency", each department, office, commission, board, or other administrative office or  
20 unit of state government;

21 (2) "Electronic repository", a collection of electronic publications kept in a secure  
22 environment with adequate backup to protect the collection;

23 (3) "Format", any media used in the publication of state information including electronic,  
24 print, audio, visual, and microform;

25 (4) ~~["Participating libraries", a library selected by the secretary of state to assist the public in  
26 locating and using state publications in any format; and designated to house and make available to  
27 the public publications which agencies have produced in print;~~

28 ~~——(5)]~~ "Publications", the information published by agencies intended for distribution to the  
29 legislature, agencies, political subdivisions, nonprofit organizations or broad distribution to the  
30 public, including publications issued electronically or in other formats;

31 ~~[(6)]~~ (5) "State publications access program", a program to provide access to state  
32 publications for all citizens of Missouri through a secure repository of electronic publications  
33 available to the public through electronic networks ~~[and print collections located in libraries  
34 throughout Missouri].~~

35 2. ~~[Other provisions of law to the contrary notwithstanding, all state agencies required to  
36 issue and distribute multiple produced annual, biannual, or periodic reports shall distribute such  
37 reports without charge only to those persons and offices listed in subsection 4 of this section.]~~ For  
38 the purposes of sections 181.100 to ~~[181.130]~~ 181.110, the word "report" means a state publication  
39 which is either a ~~[printed]~~ statement by a state agency, issued at specific intervals, which describes  
40 its operations and progress, and possibly contains a statement of its future plans; or a formal, written  
41 account of an investigation given by a person or group delegated to make the investigation. Such  
42 reports shall not be distributed to any other person, including members of the general assembly,  
43 state officeholders, other state agencies, divisions or departments, or to members of the public,  
44 except upon request.

45 3. ~~[No report described in subsection 2 of this section shall be distributed free of charge to  
46 any person or office, except as provided in subsection 4 of this section. Each recipient of any such  
47 report shall pay the cost of printing and postage, which cost shall be determined by the issuing  
48 agency prior to distribution of the document.]~~

1 ———4.] Each agency of state government which distributes annual, biannual, or periodic reports  
 2 printed in paper shall provide such copies of each such document free of charge to the state library  
 3 as the state library shall specify ~~[, along with a statement of the cost and address where additional~~  
 4 ~~copies of such report may be requested]~~. Two copies of all reports shall be provided to the  
 5 legislative library, one copy to the chief clerk of the house of representatives, one copy to the  
 6 secretary of the senate, one copy to the supreme court library and one copy to the governor.

7 181.110. 1. For the purpose of providing the services described in this section, each agency  
 8 shall have the following responsibilities and powers:

9 (1) To submit to the state library electronically each publication created by the agency in a  
 10 manner consistent with the state's enterprise architecture;

11 (2) ~~[To determine the format used to publish;~~

12 ———(3)] For those publications which the agency determines shall be printed and published in  
 13 paper, to supply the number of copies ~~[for participating libraries]~~ as determined by the secretary of  
 14 state;

15 ~~[(4)] (3)~~ To assign a designee as a contact for the state publications access program and  
 16 forward this information to the secretary of state ~~[annually]~~.

17 2. For the purpose of providing the services described in this section, the secretary of state  
 18 shall have the following responsibilities:

19 (1) Through the state library, to provide a secure electronic repository of state publications.  
 20 Access to the state publications in the repository shall be provided through ~~[multiple methods of~~  
 21 ~~access, including the statewide online library catalog and]~~ a publicly accessible electronic network;

22 (2) ~~[To create, in administrative rule, the criteria for selection of participating libraries and~~  
 23 ~~the responsibilities incumbent upon those libraries in serving the citizens of Missouri;~~

24 ———(3)] To set by administrative rule the electronic formats acceptable for submission of  
 25 publications to the electronic repository;

26 ~~[(4)] (3)~~ May issue and promulgate rules to enforce, implement and effectuate the powers  
 27 and duties established in sections 181.100 to ~~[181.130]~~ 181.110.

28 3. For the purpose of providing the services described in this section, the state library shall  
 29 ~~[have the following responsibilities, all]~~ administer the electronic repository of state publications for  
 30 access by the citizens of Missouri, to be performed in a manner consistent with e-government[:

31 ———(1) ~~To administer the electronic repository of state publications for access by the citizens of~~  
 32 ~~Missouri, and receive and distribute publications in other formats, which will be housed and made~~  
 33 ~~available to the public by the participating libraries;~~

34 ———(2) ~~To ensure the organization and classification of state publications regardless of formats~~  
 35 ~~and the distribution of materials in additional formats to participating libraries;~~

36 ———(3) ~~To publish regularly a list of all publications of the agencies, regardless of format.~~

37 ———4. For the purpose of providing the services described in this section, the participating  
 38 libraries shall have the following responsibilities:

39 ———(1) ~~To ensure citizens who come to the library will be able to access publications~~  
 40 ~~electronically;~~

41 ———(2) ~~To maintain paper copies of those state publications that agencies publish in paper that~~  
 42 ~~are designated by the secretary of state to be included in the Missouri state publications access~~  
 43 ~~program;~~

44 ———(3) ~~To maintain a collection of older state publications published by the agencies in paper~~  
 45 ~~and designated by the secretary of state to be included in the Missouri state publications access~~  
 46 ~~program;~~

47 ———(4) ~~To provide training for staff of other libraries to assist the public in the use of state~~  
 48 ~~publications;~~

1 ~~——(5) To assist agencies in the distribution of paper copies of state publications to the public].~~  
 2 ~~[5.]~~ 4. All responsibilities and powers set out in this section shall be carried out consistent  
 3 with the provisions of section 161.935.

4 ~~[6.]~~ 5. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
 5 created under the authority delegated in this chapter shall become effective only if it complies with  
 6 and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This  
 7 section and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
 8 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are  
 9 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or  
 10 adopted after August 28, 2004, shall be invalid and void.

11 182.900. Any city in this state may maintain from its own resources a free public library  
 12 without the levy or collection of a tax specifically designated for the support and maintenance of  
 13 such library. The governing body of the city may act as the library board for the library and may  
 14 designate city officers and employees to serve in other capacities related to the operation of the  
 15 library. The governing body of the city may accept from any sources property or funds to be  
 16 utilized for the establishment, maintenance and support of the library. Any city, not already served  
 17 by a county or other established library district as established under sections 182.010 to 182.802,  
 18 maintaining from its own resources a free public library without the levy or collection of a tax  
 19 specifically designated for the support and maintenance of such library shall be eligible for state aid  
 20 to public libraries under the provisions of chapter 181 if the support provided by the city for the  
 21 public library is at least equal to the amount of revenue which would be realized by a tax of one mill  
 22 if the library had been tax supported.

23 ~~[181.130. The state library may enter into agreements with participating~~  
 24 ~~libraries which meet standards for eligibility to be established by the state library.]~~

25 Section B. Because of the importance of funding early childhood education programs, the  
 26 repeal and reenactment of section 163.018 of this act is deemed necessary for the immediate  
 27 preservation of the public health, welfare, peace, and safety, and the repeal and reenactment of  
 28 section 163.018 is hereby declared to be an emergency act within the meaning of the constitution,  
 29 and the repeal and reenactment of section 163.018 of this act shall be in full force and effect on July  
 30 1, 2018, or upon its passage and approval, whichever occurs later."; and

31  
 32 Further amend said bill by amending the title, enacting clause, and intersectional references  
 33 accordingly.