

SECOND REGULAR SESSION

# HOUSE BILL NO. 2574

## 98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE HUBRECHT.

6459H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal sections 160.254 and 160.530, RSMo, and to enact in lieu thereof three new sections relating to the joint committee on education.

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

Section A. Sections 160.254 and 160.530, RSMo, are repealed and three new sections  
2 enacted in lieu thereof, to be known as sections 160.254, 160.530, and 161.224, to read as  
3 follows:

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

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

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

13 4. The committee shall:

14 **(1) Provide the state board of education with a recommended candidate for the**  
15 **office of the commissioner of education in the event of a vacancy in such office;**

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.

- 16            [(1)] **(2) Review for alignment to Missouri constitution and statutes** and monitor  
17 **policies developed by the state board of education;**
- 18            **(3) Monitor** the progress of education in the state's public schools and institutions of  
19 higher education;
- 20            [(2) Receive] **(4) Review, on an annual basis,** reports from the commissioner of  
21 education **and the state board of education** concerning the public schools and from the  
22 commissioner of higher education concerning institutions of higher education;
- 23            [(3)] **(5) Conduct** a study and analysis of the public school system;
- 24            [(4)] **(6) Make** recommendations to the general assembly for legislative action;
- 25            [(5)] **(7) Conduct** an in-depth study concerning all issues relating to the equity and  
26 adequacy of the distribution of state school aid, teachers' salaries, funding for school buildings,  
27 and overall funding levels for schools and any other education funding-related issues the  
28 committee deems relevant;
- 29            [(6) Monitor] **(8) Hold public hearings when the state board of education considers**  
30 the establishment, **revision, or modification** of performance measures as required by [section]  
31 **sections 160.518 and** 173.1006 and report on their [establishment] **findings** to the governor and  
32 the general assembly;
- 33            [(7)] **(9) Conduct** studies and analysis regarding:
- 34            (a) The higher education system, including financing public higher education and the  
35 provision of financial aid for higher education; and
- 36            (b) The feasibility of including students enrolled in proprietary schools, as that term is  
37 defined in section 173.600, in all state-based financial aid programs;
- 38            [(8)] **(10) Annually** review the collection of information under section 173.093 to  
39 facilitate a more accurate comparison of the actual costs at public and private higher education  
40 institutions;
- 41            [(9)] **(11) Within** three years of August 28, 2007, review a new model for the funding  
42 of public higher education institutions upon submission of such model by the coordinating board  
43 for higher education;
- 44            [(10)] **(12) Within** three years of August 28, 2007, review the impact of the higher  
45 education student funding act established in sections 173.1000 to 173.1006;
- 46            [(11)] **(13) Beginning** August 28, 2008, upon review, approve or deny any expenditures  
47 made by the commissioner of education pursuant to section 160.530, as provided in subsection  
48 5 of section 160.530; **and**
- 49            **(14) Review all reports submitted by the department of elementary and secondary**  
50 **education, as required under section 161.224, regarding grant-funded activities and**  
51 **contracts for assessment instruments.**

52           5. The committee may make reasonable requests for staff assistance from the research  
53 and appropriations staffs of the house and senate and the committee on legislative research, as  
54 well as the department of elementary and secondary education, the department of higher  
55 education, the coordinating board for higher education, the state tax commission, the department  
56 of economic development, all school districts and other political subdivisions of this state,  
57 teachers and teacher groups, business and other commercial interests and any other interested  
58 persons.

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

160.530. 1. Beginning with fiscal year 1994 and for all fiscal years thereafter, in order  
2 to be eligible for state aid distributed pursuant to section 163.031, a school district shall allocate  
3 one percent of moneys received pursuant to section 163.031, exclusive of categorical add-ons,  
4 to the professional development committee of the district as established in subdivision (1) of  
5 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, seventy-five percent of such funds  
7 shall be spent in the same fiscal year for purposes determined by the professional development  
8 committee after consultation with the administrators of the school district and approved by the  
9 local board of education as meeting the objectives of a school improvement plan of the district  
10 that has been developed by the local board. Moneys expended for staff training pursuant to any  
11 provisions of [this act] **the Outstanding Schools Act** shall not be considered in determining the  
12 requirements for school districts imposed by this subsection.

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)] (13) 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.

**161.224. 1. The department of elementary and secondary education shall report  
2 to the joint committee on education, at least two times each year, on grant-funded activities  
3 implemented in K-12 schools. Such report shall include financial information regarding  
4 the grants and descriptions of the grant-funded activities.**

**5 2. The department of elementary and secondary education shall submit an annual  
6 report to the joint committee on education regarding any new or renewed contracts for  
7 services to develop or administer assessment instruments for the statewide assessment  
8 system described under section 160.518. Such report shall describe key provisions of any  
9 such contracts.**

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