

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/SCS/HS/House Bill No. 432, Page 1, Section A, Line 9,

2 by inserting after all of said line the following:

3       "160.3005. 1. Before July 1, 2022, the local board of  
 4 education of each school district shall adopt a written  
 5 policy that requires the administration of each public  
 6 school building within the district to provide  
 7 accommodations to lactating employees, teachers, and  
 8 students to express breast milk, breast-feed a child, or  
 9 address other needs relating to breast-feeding. The policy  
 10 shall include provisions that require the district to  
 11 provide a minimum of three opportunities during a school  
 12 day, at intervals agreed upon by the district and the  
 13 individual, to accommodate an employee's, teacher's, or  
 14 student's need to express breast milk or breast-feed a  
 15 child. The policy shall include provisions that require  
 16 such accommodations to be available to each lactating  
 17 employee, teacher, or student for at least one year  
 18 following the birth of the employee's, teacher's, or  
 19 student's child, and that permit such accommodations to be  
 20 available for longer than one year as determined by each  
 21 local school board.

22       2. District policies shall require each school  
 23 building to contain suitable accommodation in the form of a  
 24 room, other than a restroom, for the exclusive use of women  
 25 to express breast milk or breast-feed a child. Such  
 26 accommodation shall be located in close proximity to a sink

27 with running water and a refrigerator for breast milk  
28 storage and have, at a minimum, the following features:

29 (1) Ventilation and a door that may be locked for  
30 privacy;

31 (2) A work surface and a chair; and

32 (3) Conveniently-placed electrical outlets.

33 3. The department of elementary and secondary  
34 education shall develop a model policy that satisfies the  
35 requirements of subsections 1 and 2 of this section before  
36 January 1, 2022.

37 4. The department of elementary and secondary  
38 education may promulgate all necessary rules and regulations  
39 for the administration of this section. Any rule or portion  
40 of a rule, as that term is defined in section 536.010, that  
41 is created under the authority delegated in this section  
42 shall become effective only if it complies with and is  
43 subject to all of the provisions of chapter 536 and, if  
44 applicable, section 536.028. This section and chapter 536  
45 are nonseverable, and if any of the powers vested with the  
46 general assembly pursuant to chapter 536 to review, to delay  
47 the effective date, or to disapprove and annul a rule are  
48 subsequently held unconstitutional, then the grant of  
49 rulemaking authority and any rule proposed or adopted after  
50 August 28, 2021, shall be invalid and void."; and

51 Further amend the title and enacting clause accordingly.