SENATE AMENDMENT NO.

Offered by Of	
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Amend SS/SCS/Senate Bill Nos. 4, 42, & 89, Page 1, Section A, Line 4,

by inserting after all of said line the following: 2 3 "160.011. As used in chapters 160, 161, 162, 163, 164, 165, 167, 168, 170, 171, 177 and 178, the following terms 4 5 mean: "District" or "school district", when used alone, 6 7 may include seven-director, urban, and metropolitan school 8 districts; 9 (2) "Elementary school", a public school giving instruction in a grade or grades not higher than the eighth 10 11 grade; (3) "Family literacy programs", services of sufficient 12 intensity in terms of hours, and of sufficient duration, to 13 make sustainable changes in families that include: 14 15 Interactive literacy activities between parents and their children; 16 Training of parents regarding how to be the 17 primary teacher of their children and full partners in the 18 education of their children; 19 20 (c) Parent literacy training that leads to high school completion and economic self sufficiency; and 21 22 An age-appropriate education to prepare children 23 of all ages for success in school; 24 (4) "Graduation rate", the quotient of the number of graduates in the current year as of June thirtieth divided 25 by the sum of the number of graduates in the current year as 26

- 27 of June thirtieth plus the number of twelfth graders who
- 28 dropped out in the current year plus the number of eleventh
- 29 graders who dropped out in the preceding year plus the
- 30 number of tenth graders who dropped out in the second
- 31 preceding year plus the number of ninth graders who dropped
- 32 out in the third preceding year;
- 33 (5) "High school", a public school giving instruction
- in a grade or grades not lower than the ninth nor higher
- 35 than the twelfth grade;
- 36 (6) "Metropolitan school district", any school
- 37 district the boundaries of which are coterminous with the
- 38 limits of any city which is not within a county;
- 39 (7) "Public school" includes all elementary and high
- 40 schools operated at public expense;
- 41 (8) "School board", the board of education having
- 42 general control of the property and affairs of any school
- 43 district;
- 44 (9) "School term", a minimum of one hundred seventy-
- 45 four school days, as that term is defined in section
- 46 160.041, [for schools with a five-day school week or a
- 47 minimum of one hundred forty-two school days, as that term
- 48 is defined in section 160.041, for schools with a four-day
- school week,] and one thousand forty-four hours of actual
- 50 pupil attendance as scheduled by the board pursuant to
- 51 section 171.031 during a twelve-month period in which the
- 52 academic instruction of pupils is actually and regularly
- 53 carried on for a group of students in the public schools of
- 54 any school district. [In school year 2019-20 and subsequent
- years, one thousand forty-four hours of actual pupil
- attendance shall be required with no minimum number of
- 57 school days required.] A school term may be within a school
- 58 year or may consist of parts of two consecutive school
- 59 years, but does not include summer school. A district may

- 60 choose to operate two or more terms for different groups of
- 61 children. A school term for students participating in a
- 62 school flex program as established in section 160.539 may
- 63 consist of a combination of actual pupil attendance and
- 64 attendance at college or technical career education or
- 65 approved employment aligned with the student's career
- 66 academic plan for a total of the required number of hours as
- 67 provided in this subdivision;
- 68 (10) "Secretary", the secretary of the board of a
- 69 school district;
- 70 (11) "Seven-director district", any school district
- 71 which has seven directors and includes urban districts
- 72 regardless of the number of directors an urban district may
- 73 have unless otherwise provided by law;
- 74 (12) "Taxpayer", any individual who has paid taxes to
- 75 the state or any subdivision thereof within the immediately
- 76 preceding twelve-month period or the spouse of such
- 77 individual;
- 78 (13) "Town", any town or village, whether or not
- 79 incorporated, the plat of which has been filed in the office
- 80 of the recorder of deeds of the county in which it is
- 81 situated;
- 82 (14) "Urban school district", any district which
- 83 includes more than half of the population or land area of
- 84 any city which has not less than seventy thousand
- 85 inhabitants, other than a city which is not within a county.
- 86 160.041. 1. Notwithstanding any provision of law to
- 87 the contrary, every public elementary or secondary school in
- 88 the state shall attend a five-day school week. The "minimum
- 89 school day" consists of three hours [for schools with a five-
- 90 day school week or four hours for schools with a four-day
- 91 school week] in which the pupils are under the quidance and
- 92 direction of teachers in the teaching process. A "school

- 93 month" consists of four weeks of five days each [for schools
- 94 with a five-day school week or four weeks of four days each
- 95 for schools with a four-day school week. In school year
- 96 2019-20 and subsequent years, no minimum number of school
- 97 days shall be required, and "school day" shall mean any day
- 98 in which, for any amount of time, pupils are under the
- 99 guidance and direction of teachers in the teaching
- 100 process]. The "school year" commences on the first day of
- 101 July and ends on the thirtieth day of June following.
- 102 2. Notwithstanding the provisions of subsection 1 of
- 103 this section, the commissioner of education is authorized to
- 104 reduce the required number of hours or days in which the
- 105 pupils are under the guidance and direction of teachers in
- 106 the teaching process if:
- 107 (1) There is damage to or destruction of a public
- 108 school facility which requires the dual utilization of
- 109 another school facility; or
- 110 (2) Flooding or other inclement weather as defined in
- 111 subsection 1 of section 171.033 prevents students from
- 112 attending the public school facility.
- 113 Such reduction shall not extend beyond two calendar years in
- 114 duration."; and
- 115 Further amend said bill, page 17, section 170.370, line
- 116 28, by inserting after all of said line the following:
- 117 "171.031. 1. Each school board shall prepare annually
- 118 a calendar for the school term, specifying the opening date,
- 119 days of planned attendance, and providing a minimum term of
- 120 at least one hundred seventy-four days [for schools with]
- and a five-day school week [or one hundred forty-two days
- for schools with a four-day school week], and one thousand
- 123 forty-four hours of actual pupil attendance. [In school
- year 2019-20 and subsequent years, one thousand forty-four
- hours of actual pupil attendance shall be required for the

- school term with no minimum number of school days.] In
- 127 addition, such calendar shall include six make-up days for
- 128 possible loss of attendance due to inclement weather as
- defined in subsection 1 of section 171.033. [In school year
- 2019-20 and subsequent years, such calendar shall include
- thirty-six make-up hours for possible loss of attendance due
- to inclement weather, as defined in subsection 1 of section
- 133 171.033, with no minimum number of make-up days.]
- 2. Each local school district may set its opening date
- 135 each year, which date shall be no earlier than fourteen
- 136 calendar days prior to the first Monday in September. No
- 137 public school district shall select an earlier start date
- 138 unless, for calendars for school years before school year
- 2020-21, the district follows the procedure set forth in
- 140 subsection 3 of this section. The procedure set forth in
- 141 subsection 3 of this section shall be unavailable to school
- 142 districts in preparing their calendars for school year 2020-
- 143 21 and for subsequent years.
- 144 3. For calendars for school years before school year
- 145 2020-21, a district may set an opening date that is more
- 146 than fourteen calendar days prior to the first Monday in
- 147 September only if the local school board first gives public
- 148 notice of a public meeting to discuss the proposal of
- 149 opening school on a date more than fourteen days prior to
- 150 the first Monday in September, and the local school board
- 151 holds said meeting and, at the same public meeting, a
- 152 majority of the board votes to allow an earlier opening
- 153 date. If all of the previous conditions are met, the
- 154 district may set its opening date more than fourteen
- 155 calendar days prior to the first Monday in September. The
- 156 condition provided in this subsection must be satisfied by
- 157 the local school board each year that the board proposes an

- opening date more than fourteen days before the first Monday in September.
- 4. If any local district violates the provisions of this section, the department of elementary and secondary education shall withhold an amount equal to one quarter of
- 163 the state funding the district generated under section
- 164 163.031 for each date the district was in violation of this
- 165 section.
- 5. The provisions of subsections 2 to 4 of this section shall not apply to school districts in which school is in session for twelve months of each calendar year.
- 169 6. The state board of education may grant an exemption 170 from this section to a school district that demonstrates 171 highly unusual and extenuating circumstances justifying 172 exemption from the provisions of subsections 2 to 4 of this 173 section. Any exemption granted by the state board of 174 education shall be valid for one academic year only.
- 175 171.033. 1. "Inclement weather", for purposes of this section, shall be defined as ice, snow, extreme cold, excessive heat, flooding, or a tornado.
- 178 [(1)] A district shall be required to make up the 179 first six days of school lost or cancelled due to inclement 180 weather and half the number of days lost or cancelled in 181 excess of six days if the makeup of the days is necessary to ensure that the district's students will attend a minimum of 182 one hundred forty-two days and a minimum of one thousand 183 forty-four hours for the school year except as otherwise 184 185 provided in this section. [Schools with a four-day school week may schedule such make-up days on Fridays. 186
- (2) Notwithstanding subdivision (1) of this subsection, in school year 2019-20 and subsequent years, a district shall be required to make up the first thirty-six hours of school lost or cancelled due to inclement weather

- and half the number of hours lost or cancelled in excess of
- thirty-six if the makeup of the hours is necessary to ensure
- that the district's students attend a minimum of one
- 194 thousand forty-four hours for the school year, except as
- otherwise provided under subsections 3 and 4 of this
- 196 section.]
- 197 3. (1) In the 2009-10 school year and subsequent
- 198 years, a school district may be exempt from the requirement
- 199 to make up days of school lost or cancelled due to inclement
- 200 weather in the school district when the school district has
- 201 made up the six days required under subsection 2 of this
- 202 section and half the number of additional lost or cancelled
- 203 days up to eight days, resulting in no more than ten total
- 204 make-up days required by this section.
- 205 (2) In school year 2019-20 and subsequent years, a
- 206 school district may be exempt from the requirement to make
- 207 up school lost or cancelled due to inclement weather in the
- 208 school district when the school district has made up the
- 209 thirty-six hours required under subsection 2 of this section
- 210 and half the number of additional lost or cancelled hours up
- 211 to forty-eight, resulting in no more than sixty total make-
- 212 up hours required by this section.
- 213 4. The commissioner of education may provide, for any
- 214 school district that cannot meet the minimum school calendar
- 215 requirement of at least one hundred seventy-four days [for
- 216 schools with a five-day school week or one hundred forty-two
- 217 days for schools with a four-day school week] and one
- 218 thousand forty-four hours of actual pupil attendance [or, in
- 219 school year 2019-20 and subsequent years, one thousand forty-
- four hours of actual pupil attendance], upon request, a
- 221 waiver to be excused from such requirement. This waiver
- 222 shall be requested from the commissioner of education and
- 223 may be granted if the school was closed due to circumstances

- beyond school district control, including inclement weather
 or fire.
- 226 5. (1) Except as otherwise provided in this 227 subsection, in school year 2020-21 and subsequent years, a 228 district shall not be required to make up any hours of 229 school lost or cancelled due to exceptional or emergency circumstances during a school year if the district has an 230 231 alternative methods of instruction plan approved by the 232 department of elementary and secondary education for such 233 school year. Exceptional or emergency circumstances shall 234 include, but not be limited to, inclement weather, a utility 235 outage, or an outbreak of a contagious disease. 236 department of elementary and secondary education shall not 237 approve any such plan unless the district demonstrates that 238 the plan will not negatively impact teaching and learning in 239 the district.
- 240 If school is closed due to exceptional or emergency circumstances and the district has an approved 241 242 alternative methods of instruction plan, the district shall notify students and parents on each day of the closure 243 whether the alternative methods of instruction plan is to be 244 implemented for that day. If the plan is to be implemented 245 on any day of the closure, the district shall ensure that 246 247 each student receives assignments for that day in hard copy 248 form or receives instruction through virtual learning or 249 another method of instruction.
- instruction plan shall not use alternative methods of instruction as provided for in the plan for more than thirty-six hours during a school year. A district that has used such alternative methods of instruction for thirty-six hours during a school year shall be required, notwithstanding subsections 2 and 3 of this section, to make up any

- subsequent hours of school lost or cancelled due to
 exceptional or emergency circumstances during such school
 year.
- 260 (4) The department of elementary and secondary
 261 education shall give districts with approved alternative
 262 methods of instruction plans credit for the hours in which
 263 they use alternative methods of instruction by considering
 264 such hours as hours in which school was actually in session.
- 265 (5) Any district wishing to use alternative methods of 266 instruction under this subsection shall submit an 267 application to the department of elementary and secondary 268 education. The application shall describe:
- 269 (a) The manner in which the district intends to
 270 strengthen and reinforce instructional content while
 271 supporting student learning outside the classroom
 272 environment;
- 273 (b) The process the district intends to use to
 274 communicate to students and parents the decision to
 275 implement alternative methods of instruction on any day of a
 276 closure;
- (c) The manner in which the district intends to
 communicate the purpose and expectations for a day in which
 alternative methods of instruction will be implemented to
 students and parents;
- (d) The assignments and materials to be used within
 the district for days in which alternative methods of
 instruction will be implemented to effectively facilitate
 teaching and support learning for the benefit of the
 students;
- (e) The manner in which student attendance will be
 determined for a day in which alternative methods of
 instruction will be implemented. The method chosen shall be
 linked to completion of lessons and activities;

- 290 (f) The instructional methods, which shall include 291 instruction through electronic means and instruction through 292 other means for students who have no access to internet 293 services or a computer;
- 294 (g) Instructional plans for students with
 295 individualized education programs; and
- 296 (h) The role and responsibility of certified personnel 297 to be available to communicate with students.
- 298 6. In the 2022-23 school year and subsequent years, a 299 school district's one-half-day education programs shall be 300 subject to the following provisions in proportions 301 appropriate for a one-half-day education program, as 302 applicable:
- 303 (1) Requirements in subsection 2 of this section to
 304 make up days or hours of school lost or cancelled because of
 305 inclement weather;
 - (2) Exemptions in subsection 3 of this section;

306

- 307 (3) Waiver provisions in subsection 4 of this section;308 and
- (4) Approved alternative methods of instructionprovisions in subsection 5 of this section."; andFurther amend the title and enacting clause accordingly.