

FIRST REGULAR SESSION

# SENATE BILL NO. 338

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR RAZER.

1304S.01I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 171.031, RSMo, and to enact in lieu thereof one new section relating to public schools.

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

Section A. Section 171.031, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 171.031,  
3 to read as follows:

171.031. 1. Each school board shall prepare annually  
2 a calendar for the school term, specifying the opening date,  
3 days of planned attendance, and providing a minimum term of  
4 at least one hundred seventy-four days for schools with a  
5 five-day school week or one hundred forty-two days for  
6 schools with a four-day school week, and one thousand forty-  
7 four hours of actual pupil attendance. In school year 2019-  
8 20 and subsequent years, one thousand forty-four hours of  
9 actual pupil attendance shall be required for the school  
10 term with no minimum number of school days. In addition,  
11 such calendar shall include six make-up days for possible  
12 loss of attendance due to inclement weather as defined in  
13 subsection 1 of section 171.033. In school year 2019-20 and  
14 subsequent years, such calendar shall include thirty-six  
15 make-up hours for possible loss of attendance due to  
16 inclement weather, as defined in subsection 1 of section  
17 171.033, with no minimum number of make-up days.

18           2. Each local school district may set its opening date  
19 each year, which date shall be no earlier than fourteen  
20 calendar days prior to the first Monday in September. No  
21 public school district shall select an earlier start date  
22 unless, for calendars for school years before school year  
23 2020-21, the district follows the procedure set forth in  
24 subsection 3 of this section. The procedure set forth in  
25 subsection 3 of this section shall be unavailable to school  
26 districts in preparing their calendars for school year 2020-  
27 21 and for subsequent years.

28           3. For calendars for school years before school year  
29 2020-21, a district may set an opening date that is more  
30 than fourteen calendar days prior to the first Monday in  
31 September only if the local school board first gives public  
32 notice of a public meeting to discuss the proposal of  
33 opening school on a date more than fourteen days prior to  
34 the first Monday in September, and the local school board  
35 holds said meeting and, at the same public meeting, a  
36 majority of the board votes to allow an earlier opening  
37 date. If all of the previous conditions are met, the  
38 district may set its opening date more than fourteen  
39 calendar days prior to the first Monday in September. The  
40 condition provided in this subsection must be satisfied by  
41 the local school board each year that the board proposes an  
42 opening date more than fourteen days before the first Monday  
43 in September.

44           4. If any local district violates the provisions of  
45 this section, the department of elementary and secondary  
46 education shall withhold an amount equal to one quarter of  
47 the state funding the district generated under section  
48 163.031 for each date the district was in violation of this  
49 section.

50           5. The provisions of subsections 2 to 4 of this  
51 section shall not apply to **any school district in which one**  
52 **or more charter schools are operated under the provisions of**  
53 **sections 160.400 to 160.425 or to** school districts in which  
54 school is in session for twelve months of each calendar year.

55           6. The state board of education may grant an exemption  
56 from this section to a school district that demonstrates  
57 highly unusual and extenuating circumstances justifying  
58 exemption from the provisions of subsections 2 to 4 of this  
59 section. Any exemption granted by the state board of  
60 education shall be valid for one academic year only.

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