

FIRST REGULAR SESSION

[PERFECTED]

SENATE SUBSTITUTE FOR

SENATE BILL NO. 199

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR THOMPSON REHDER.

0841S.04P

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 160.2705, 160.2720, and 160.2725, RSMo, and to enact in lieu thereof three new sections relating to adult high schools.

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

Section A. Sections 160.2705, 160.2720, and 160.2725, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 160.2705, 160.2720, and 160.2725, to read as follows:

160.2705. 1. [The department of elementary and secondary education shall authorize before January 1, 2018, a] **The department of social services shall authorize** Missouri-based nonprofit [organization] **organizations** meeting the criteria [under subsection 2] of this section to establish and operate **up to five** [four] adult high schools, with:

(1) One adult high school to be located in a city not within a county;

(2) One adult high school to be located in a county of the third classification without a township form of government and with more than forty-one thousand but fewer than forty-five thousand inhabitants or a county contiguous to that county;

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

15 (3) One adult high school to be located in a county of
16 the first classification with more than two hundred sixty
17 thousand but fewer than three hundred thousand inhabitants
18 or a county contiguous to that county; [and]

19 (4) One adult high school to be located in a county of
20 the first classification with more than one hundred fifty
21 thousand but fewer than two hundred thousand inhabitants; and

22 **(5) One adult high school to be located in a county
23 with more than seven hundred thousand but fewer than eight
24 hundred thousand inhabitants, or a contiguous county.**

25 2. [The department of elementary and secondary
26 education shall grant the authorization described under
27 subsection 1 of this section based on a bid process
28 conducted in accordance with the rules and regulations
29 governing purchasing through the office of administration.
30 The successful bidder shall:] **The department of social
31 services shall administer funding to adult high schools,
32 subject to appropriations. The department shall be
33 responsible for granting and maintaining authorization for
34 adult high schools. For adult high schools in operation
35 prior to January 1, 2023, the department shall maintain
36 authorization for the nonprofit organization to operate the
37 schools, subject to compliance with this section. No more
38 than one organization may be authorized to operate an adult
39 high school at each location described in subsection 1 of
40 this section. An organization may establish satellite
41 campuses for any adult high school it is authorized to
42 operate. The department shall administer funding for
43 satellite campuses subject to appropriations.**

44 3. On or before January 1, 2024, the department of
45 social services shall select an eligible Missouri-based
46 nonprofit organization to operate in a location described in

47 **subdivision (5) of subsection 1 of this section. An**
48 **eligible organization shall:**

49 (1) Demonstrate the ability to establish, within
50 twenty-one months of the receipt of the authorization,
51 **[four] an adult high [schools] school** offering high school
52 diplomas, an industry certification program or programs, and
53 child care for children of the students attending the high
54 schools;

55 (2) **[Commit at least two million dollars in investment**
56 **for the purpose of establishing the necessary infrastructure**
57 **to operate four adult high schools] Demonstrate the ability**
58 **to commit at least five hundred thousand dollars for the**
59 **purpose of establishing the necessary infrastructure at the**
60 **adult high school;**

61 (3) Demonstrate substantial and positive experience in
62 providing services, including industry certifications and
63 job placement services, to adults twenty-one years of age or
64 older whose educational and training opportunities have been
65 limited by educational disadvantages, disabilities,
66 homelessness, criminal history, or similar circumstances;

67 (4) Establish a partnership with a state-supported
68 postsecondary education institution or more than one such
69 partnership, if a partnership or partnerships are necessary
70 in order to meet the requirements for an adult high school;

71 (5) Establish a comprehensive plan that sets forth how
72 the adult high schools will help address the need for a
73 sufficiently trained workforce in the surrounding region for
74 each adult high school;

75 (6) Establish partnerships and strategies for engaging
76 the community and business leaders in carrying out the goals
77 of each adult high school;

78 (7) Establish the ability to meet quality standards
79 through certified teachers and programs that support each
80 student in such student's goal to find a more rewarding job;

81 (8) Establish a plan for assisting students in
82 overcoming barriers to educational success including, but
83 not limited to, educational disadvantages, homelessness,
84 criminal history, disability, including learning disability
85 such as dyslexia, and similar circumstances;

86 (9) Establish a process for determining outcomes of
87 the adult high school, including outcomes related to a
88 student's ability to find a more rewarding job through the
89 attainment of a high school diploma and job training and
90 certification; and

91 (10) [Bids shall not include an] **Limit the**
92 administrative fee **to no more than** [greater than] ten
93 percent.

94 [3.] 4. (1) The department of elementary and
95 secondary education shall establish academic requirements
96 for students to obtain high school diplomas.

97 (2) Requirements for a high school diploma shall be
98 based on an adult student's prior high school achievement
99 and the remaining credits and coursework that would be
100 necessary for the student to receive a high school diploma
101 if such student were in a traditional high school setting.
102 The adult student shall meet the requirements with the same
103 level of academic rigor as would otherwise be necessary to
104 attain such credits.

105 (3) The adult high school authorized under this
106 section shall award high school diplomas to students who
107 successfully meet the established academic requirements.
108 The adult high school authorized under this section shall
109 confer the diploma as though the student earned the diploma

110 at a traditional high school. The diploma shall have no
111 differentiating marks, titles, or other symbols.

112 (4) Students at adult high schools may complete
113 required coursework at their own pace and as available
114 through the adult high school. They shall not be required
115 to satisfy any specific number of class minutes. The adult
116 high school may also make classes available to students
117 online as may be appropriate. However, students shall not
118 complete the majority of instruction of the school's
119 curriculum online or through remote instruction. For the
120 purposes of this subsection, synchronous instruction
121 connecting students to a live class conducted in a Missouri
122 adult high school shall be treated the same as in-person
123 instruction.

124 (5) The department of elementary and secondary
125 education shall not create additional regulations or burdens
126 on the adult high school or the students attending the adult
127 high schools beyond certifying necessary credits and
128 ensuring that students have sufficiently mastered the
129 subject matter to make them eligible for credit.

130 [4.] 5. An adult high school shall be deemed a
131 secondary school system for the purposes of subdivision (15)
132 of subsection 1 of section 210.211.

160.2720. The nonprofit organization who receives the
2 authorization described under section 160.2705 shall submit
3 to the department of elementary and secondary education, **the**
4 **department of social services**, the joint committee on
5 education, and the offices of the governor, speaker of the
6 house of representatives, and president pro tempore of the
7 senate an annual report concerning evaluations of the adult
8 high schools, including the impact the adult high schools

9 have had in meeting industry needs in the state before
10 December first of each year.

160.2725. The department of [elementary and secondary
2 education] **social services** may promulgate rules to implement
3 the provisions of sections 160.2700 to 160.2720. Any rule
4 or portion of a rule, as that term is defined in section
5 536.010, that is created under the authority delegated in
6 this section shall become effective only if it complies with
7 and is subject to all of the provisions of chapter 536 and,
8 if applicable, section 536.028. This section and chapter
9 536 are nonseverable and if any of the powers vested with
10 the general assembly pursuant to chapter 536 to review, to
11 delay the effective date, or to disapprove and annul a rule
12 are subsequently held unconstitutional, then the grant of
13 rulemaking authority and any rule proposed or adopted after
14 August 28, 2017, shall be invalid and void.

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