

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR

# SENATE BILLS NOS. 44 & 63

## 99TH GENERAL ASSEMBLY

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Reported from the Committee on Education, February 16, 2017, with recommendation that the Senate Committee Substitute do pass.

0516S.05C

ADRIANE D. CROUSE, Secretary.

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### AN ACT

To repeal sections 162.1115 and 178.550, RSMo, and to enact in lieu thereof four new sections relating to career and technical education.

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

Section A. Sections 162.1115 and 178.550, RSMo, are repealed and four  
2 new sections enacted in lieu thereof, to be known as sections 160.572, 162.1115,  
3 170.028, and 178.550, to read as follows:

**160.572. 1. For purposes of this section, the following terms  
2 mean:**

3 **(1) "ACT assessment", the ACT assessment or the ACT Plus  
4 Writing assessment;**

5 **(2) "WorkKeys", the ACT WorkKeys assessments required for the  
6 National Career Readiness Certificate.**

7 **2. In any school year in which the department of elementary and  
8 secondary education directs a state-funded census administration of  
9 the ACT assessment to any group of students, any student who would  
10 be allowed or required to participate in the census administration shall  
11 receive the opportunity, on any date within three months before the  
12 census administration, to participate in a state-funded administration  
13 of WorkKeys.**

14 **3. Any student who participated in a state-funded administration  
15 of WorkKeys as described under subsection 2 of this section shall not  
16 participate in any state-funded census administration of the ACT  
17 assessment.**

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

18           **4. The department of elementary and secondary education shall**  
19 **not require school districts or charter schools to administer the ACT**  
20 **assessment to any student who participated in a state-funded**  
21 **administration of WorkKeys as described under subsection 2 of this**  
22 **section.**

162.1115. 1. Notwithstanding any provision of law to the contrary, no  
2 district shall be penalized for any reason under the Missouri school improvement  
3 program if students who graduate from the district complete career and technical  
4 education programs approved by the department of elementary and secondary  
5 education but are not placed in occupations directly related to their training  
6 within six months of graduating.

7           2. The department of elementary and secondary education shall revise its  
8 scoring guide under the Missouri school improvement program to provide  
9 additional points to districts that create and enter into a partnership with area  
10 career centers, comprehensive high schools, industry, and business to develop and  
11 implement a pathway for students to:

12           (1) Enroll in a program of career and technical education while in high  
13 school;

14           (2) Participate and complete an internship or apprenticeship during their  
15 final year of high school; and

16           (3) Obtain the industry certification or credentials applicable to their  
17 program or career and technical education and internship or apprenticeship.

18           3. Each school district shall be authorized to create and enter into a  
19 partnership with area career centers, comprehensive high schools, industry, and  
20 business to develop and implement a pathway for students to:

21           (1) Enroll in a program of career and technical education while in high  
22 school;

23           (2) Participate and complete an internship or apprenticeship during their  
24 final year of high school; and

25           (3) Obtain the industry certification or credentials applicable to their  
26 program or career and technical education and internship or apprenticeship.

27           **4. In complying with the provisions of subsection 3 of this**  
28 **section, each school district may rely on technical coursework and**  
29 **skills assessments developed for industry-recognized certificates and**  
30 **credentials.**

31           5. The department of elementary and secondary education shall permit

32 student scores, that are from a nationally recognized examination that  
33 demonstrates achievement of workplace employability skills, to count towards  
34 credit for college and career readiness standards on the Missouri school  
35 improvement program or any subsequent school accreditation or improvement  
36 program.

170.028. 1. As used in this section, the following terms shall  
2 mean:

3 (1) "Council", the career and technical education advisory council  
4 established pursuant to section 178.550;

5 (2) "CTEC exam", an entry-level exam that is a component of an  
6 industry certification program that leads toward an industry  
7 certification;

8 (3) "Industry certification", a full certification from a recognized  
9 industry, trade, or professional association validating essential skills  
10 of a particular occupation, which may include but shall not be limited  
11 to:

12 (a) Perkins Technical Skills Assessment;

13 (b) Any certification related to a high demand occupation as  
14 described by the Missouri economic research and information center  
15 (MERIC);

16 (4) "Occupational competency assessment", a national  
17 standardized assessment of skills and knowledge in a specific career or  
18 technical area, which may include but shall not be limited to  
19 assessments offered by the National Occupational Competency Testing  
20 Institute (NOCTI).

21 2. The council shall annually review, update, approve, and  
22 publish a list of industry certifications, state-issued professional  
23 licenses, and occupational assessments.

178.550. 1. This section shall be known and may be cited as the "Career  
2 and Technical Education Student Protection Act". There is hereby established  
3 the "Career and Technical Education Advisory Council" within the department  
4 of elementary and secondary education.

5 2. The advisory council shall be composed of [fifteen] **sixteen** members  
6 who shall be Missouri residents. The commissioner of education shall appoint the  
7 following members:

8 (1) A director or administrator of a career and technical education center;

9 (2) An individual from the business community with a background in  
10 commerce;

11 (3) A representative from State Technical College of Missouri;

12 (4) Three current or retired career and technical education teachers who  
13 also serve or served as an advisor to any of the nationally recognized career and  
14 technical education student organizations of:

15 (a) DECA;

16 (b) Future Business Leaders of America (FBLA);

17 (c) FFA;

18 (d) Family, Career and Community Leaders of America (FCCLA);

19 (e) Health Occupations Students of America (HOSA);

20 (f) SkillsUSA; or

21 (g) Technology Student Association (TSA);

22 (5) A representative from a business organization, association of  
23 businesses, or a business coalition;

24 (6) A representative from a Missouri community college;

25 (7) A representative from Southeast Missouri State University or the  
26 University of Central Missouri;

27 (8) An individual participating in an apprenticeship recognized by the  
28 department of labor and industrial relations or approved by the United States  
29 Department of Labor's Office of Apprenticeship;

30 (9) A school administrator or school superintendent of a school that offers  
31 career and technical education;

32 **(10) The director of the department of economic development, or**  
33 **his or her designee.**

34 3. Members shall serve a term of five years except for the initial  
35 appointments, which shall be for the following lengths:

36 (1) One member shall be appointed for a term of one year;

37 (2) Two members shall be appointed for a term of two years;

38 (3) Two members shall be appointed for a term of three years;

39 (4) Three members shall be appointed for a term of four years;

40 (5) Three members shall be appointed for a term of five years.

41 4. Four members shall be from the general assembly. The president pro  
42 tempore of the senate shall appoint two members of the senate of whom not more  
43 than one shall be of the same party. The speaker of the house of representatives  
44 shall appoint two members of the house of representatives of whom not more than

45 one shall be of the same party. The legislative members shall serve on the  
46 advisory council until such time as they resign, are no longer members of the  
47 general assembly, or are replaced by new appointments.

48 5. The advisory council shall have three nonvoting ex officio members:

49 (1) A director of guidance and counseling services at the department of  
50 elementary and secondary education, or a similar position if such position ceases  
51 to exist;

52 (2) The director of the division of workforce development; and

53 (3) A member of the coordinating board for higher education, as selected  
54 by the coordinating board.

55 6. The assistant commissioner for the office of college and career readiness  
56 of the department of elementary and secondary education shall provide staff  
57 assistance to the advisory council.

58 7. The advisory council shall meet at least four times annually. The  
59 advisory council may make all rules it deems necessary to enable it to conduct its  
60 meetings, elect its officers, and set the terms and duties of its officers. The  
61 advisory council shall elect from among its members a chairperson, vice  
62 chairperson, a secretary-reporter, and such other officers as it deems  
63 necessary. Members of the advisory council shall serve without compensation but  
64 may be reimbursed for actual expenses necessary to the performance of their  
65 official duties for the advisory council.

66 8. Any business to come before the advisory council shall be available on  
67 the advisory council's internet website at least seven business days prior to the  
68 start of each meeting. All records of any decisions, votes, exhibits, or outcomes  
69 shall be available on the advisory council's internet website within forty-eight  
70 hours following the conclusion of every meeting. Any materials prepared for the  
71 members shall be delivered to the members at least five days before the meeting,  
72 and to the extent such materials are public records as defined in section 610.010  
73 and are not permitted to be closed under section 610.021, shall be made available  
74 on the advisory council's internet website at least five business days in advance  
75 of the meeting.

76 9. The advisory council shall make an annual written report to the state  
77 board of education and the commissioner of education regarding the development,  
78 implementation, and administration of the state budget for career and technical  
79 education.

80 10. The advisory council shall annually submit written recommendations

81 to the state board of education and the commissioner of education regarding the  
82 oversight and procedures for the handling of funds for student career and  
83 technical education organizations.

84 11. The advisory council shall:

85 (1) Develop a comprehensive statewide short- and long-range strategic  
86 plan for career and technical education;

87 (2) Identify service gaps and provide advice on methods to close such gaps  
88 as they relate to youth and adult employees, workforce development, and  
89 employers on training needs;

90 (3) Confer with public and private entities for the purpose of promoting  
91 and improving career and technical education, **including encouraging local**  
92 **employers to participate in college and career fairs hosted by local**  
93 **school districts;**

94 (4) Identify legislative recommendations to improve career and technical  
95 education;

96 (5) Promote coordination of existing career and technical education  
97 programs;

98 (6) **Cooperate with local school districts to ensure that the**  
99 **curriculum for the career and technical education certification**  
100 **program established in section 170.029 includes programs of study and**  
101 **course offerings that will lead to industry-recognized certificates or**  
102 **credentials;**

103 (7) Adopt, alter, or repeal by its own bylaws, rules and regulations  
104 governing the manner in which its business may be transacted.

105 12. For purposes of this section, the department of elementary and  
106 secondary education shall provide such documentation and information as to  
107 allow the advisory council to be effective.

108 13. For purposes of this section, "advisory council" shall mean the career  
109 and technical education advisory council.

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