

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 1750, Page 3, Section 162.091, Line 20,  
2 by inserting after all of the said section and line the following:  
3

4 "162.974. 1. The state department of elementary and secondary education shall reimburse  
5 school districts, including special school districts, for the special educational costs of high-need  
6 children with an individualized education program exceeding three times the current expenditure per  
7 average daily attendance as calculated on the district annual secretary of the board report for the  
8 year in which expenditures are claimed. For any school district with an average daily attendance of  
9 five hundred students or fewer, the calculation of three times the current expenditure per average  
10 daily attendance shall not include any moneys reimbursed to a school district under this section.

11 2. A school district shall submit, through timely application, as determined by the state  
12 department of elementary and secondary education, the cost of serving any high-needs student with  
13 an individualized education program, as provided in subsection 1 of this section.

14 171.033. 1. "Inclement weather", for purposes of this section, shall be defined as ice, snow,  
15 extreme cold, excessive heat, flooding, or a tornado.

16 2. (1) A district shall be required to make up the first six days of school lost or cancelled  
17 due to inclement weather and half the number of days lost or cancelled in excess of six days if the  
18 makeup of the days is necessary to ensure that the district's students will attend a minimum of one  
19 hundred forty-two days and a minimum of one thousand forty-four hours for the school year except  
20 as otherwise provided in this section. Schools with a four-day school week may schedule such  
21 make-up days on Fridays.

22 (2) Notwithstanding subdivision (1) of this subsection, in school year 2019-20 and  
23 subsequent years, a district shall be required to make up the first thirty-six hours of school lost or  
24 cancelled due to inclement weather and half the number of hours lost or cancelled in excess of  
25 thirty-six if the makeup of the hours is necessary to ensure that the district's students attend a  
26 minimum of one thousand forty-four hours for the school year, except as otherwise provided under  
27 subsections 3 and 4 of this section.

28 3. (1) In the 2009-10 school year and subsequent years, a school district may be exempt  
29 from the requirement to make up days of school lost or cancelled due to inclement weather in the  
30 school district when the school district has made up the six days required under subsection 2 of this

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1 section and half the number of additional lost or cancelled days up to eight days, resulting in no  
2 more than ten total make-up days required by this section.

3 (2) In school year 2019-20 and subsequent years, a school district may be exempt from the  
4 requirement to make up school lost or cancelled due to inclement weather in the school district  
5 when the school district has made up the thirty-six hours required under subsection 2 of this section  
6 and half the number of additional lost or cancelled hours up to forty-eight, resulting in no more than  
7 sixty total make-up hours required by this section.

8 4. The commissioner of education may provide, for any school district that cannot meet the  
9 minimum school calendar requirement of at least one hundred seventy-four days for schools with a  
10 five-day school week or one hundred forty-two days for schools with a four-day school week and  
11 one thousand forty-four hours of actual pupil attendance or, in school year 2019-20 and subsequent  
12 years, one thousand forty-four hours of actual pupil attendance, upon request, a waiver to be  
13 excused from such requirement. This waiver shall be requested from the commissioner of education  
14 and may be granted if the school was closed due to circumstances beyond school district control,  
15 including inclement weather or fire.

16 5. (1) Except as otherwise provided in this subsection, in school year 2020-21 and  
17 subsequent years, a district shall not be required to make up any hours of school lost or cancelled  
18 due to exceptional or emergency circumstances during a school year if the district has an alternative  
19 methods of instruction plan approved by the department of elementary and secondary education for  
20 such school year. Exceptional or emergency circumstances shall include, but not be limited to,  
21 inclement weather, a utility outage, or an outbreak of a contagious disease. The department of  
22 elementary and secondary education shall not approve any such plan unless the district demonstrates  
23 that the plan will not negatively impact teaching and learning in the district.

24 (2) If school is closed due to exceptional or emergency circumstances and the district has an  
25 approved alternative methods of instruction plan, the district shall notify students and parents on  
26 each day of the closure whether the alternative methods of instruction plan is to be implemented for  
27 that day. If the plan is to be implemented on any day of the closure, the district shall ensure that  
28 each student receives assignments for that day in hard copy form or receives instruction through  
29 virtual learning or another method of instruction.

30 (3) A district with an approved alternative methods of instruction plan shall not use  
31 alternative methods of instruction as provided for in the plan for more than thirty-six hours during a  
32 school year. A district that has used such alternative methods of instruction for thirty-six hours  
33 during a school year shall be required, notwithstanding subsections 2 and 3 of this section, to make  
34 up any subsequent hours of school lost or cancelled due to exceptional or emergency circumstances  
35 during such school year.

36 (4) The department of elementary and secondary education shall give districts with  
37 approved alternative methods of instruction plans credit for the hours in which they use alternative  
38 methods of instruction by considering such hours as hours in which school was actually in session.

39 (5) Any district wishing to use alternative methods of instruction under this subsection shall

1 submit an application to the department of elementary and secondary education. The application  
2 shall describe:

3 (a) The manner in which the district intends to strengthen and reinforce instructional content  
4 while supporting student learning outside the classroom environment;

5 (b) The process the district intends to use to communicate to students and parents the  
6 decision to implement alternative methods of instruction on any day of a closure;

7 (c) The manner in which the district intends to communicate the purpose and expectations  
8 for a day in which alternative methods of instruction will be implemented to students and parents;

9 (d) The assignments and materials to be used within the district for days in which alternative  
10 methods of instruction will be implemented to effectively facilitate teaching and support learning for  
11 the benefit of the students;

12 (e) The manner in which student attendance will be determined for a day in which  
13 alternative methods of instruction will be implemented. The method chosen shall be linked to  
14 completion of lessons and activities;

15 (f) The instructional methods, which shall include instruction through electronic means and  
16 instruction through other means for students who have no access to internet services or a computer;

17 (g) Instructional plans for students with individualized education programs; and

18 (h) The role and responsibility of certified personnel to be available to communicate with  
19 students.

20 6. ~~[For the 2018-19 school year, a district shall be exempt from the requirements of~~  
21 ~~subsections 2 and 3 of this section, and only be required to make up the first six days of school lost~~  
22 ~~or cancelled due to inclement weather]~~ In the 2022-23 school year and subsequent years, a school  
23 district's one-half-day education programs shall be subject to the following provisions in proportions  
24 appropriate for a one-half-day education program, as applicable:

25 (1) Requirements in subsection 2 of this section to make up days or hours of school lost or  
26 cancelled because of inclement weather;

27 (2) Exemptions in subsection 3 of this section;

28 (3) Waiver provisions in subsection 4 of this section; and

29 (4) Approved alternative methods of instruction provisions in subsection 5 of this section.";

30 and

31 Further amend said bill by amending the title, enacting clause, and intersectional references  
32 accordingly.