

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 "168.036. 1. In addition to granting certificates of license to teach in public schools of the
5 state under section 168.021, the state board of education shall grant substitute teacher certificates as
6 provided in this section to any individual seeking to substitute teach in any public school in this
7 state.

8 2. (1) The state board shall not grant a certificate of license to teach under this section to
9 any individual who has not completed a background check as required under section 168.021.

10 (2) The state board may refuse to issue or renew, suspend, or revoke any certificate sought
11 or issued under this section in the same manner and for the same reasons as under section 168.071.

12 3. The state board may grant a certificate under this section to any individual who has
13 completed:

14 (1) At least thirty-six semester hours at an accredited institution of higher education; or

15 (2) The twenty-hour online training program required in this section and who possesses a
16 high school diploma or the equivalent thereof.

17 4. The department of elementary and secondary education shall develop and maintain an
18 online training program for individuals, which shall consist of twenty hours of training related to
19 subjects appropriate for substitute teachers as determined by the department.

20 5. The state board may grant a certificate under this section to any highly qualified
21 individual with expertise in a technical or business field or with experience in the Armed Forces of
22 the United States who has completed the background check required in this section but does not
23 meet any of the qualifications under subdivision (1) or (2) of subsection 3 of this section if the
24 superintendent of the school district in which the individual seeks to substitute teach sponsors such
25 individual and the school board of the school district in which the individual seeks to substitute
26 teach votes to approve such individual to substitute teach.

27 6. (1) Notwithstanding any other provisions to contrary, beginning on the effective date of
28 this section and ending on June 30, 2025, any person, who is retired and currently receiving a
29 retirement allowance under sections 169.010 to 169.141 or sections 169.600 to 169.715, other than
30 for disability, may be employed to substitute teach on a part time or temporary substitute basis by an

Action Taken _____ Date _____

1 employer included in the retirement system without a discontinuance of the person's retirement
2 allowance. Such a person shall not contribute to the retirement system, or to the public school
3 retirement system established by sections 169.010 to 169.141 or to the public education employee
4 retirement system established by sections 169.600 to 169.715, because of earnings during such
5 period of employment.

6 (2) In addition to the conditions set forth in subdivision 1 of this subsection, any person
7 retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than
8 for disability, who is employed by a third party or is performing work as an independent contractor
9 may be employed to substitute teach on a part-time or temporary substitute basis, if such person is
10 performing work for an employer included in the retirement system without a discontinuance of the
11 person's retirement allowance.

12 (3) If a person is employed pursuant to this subsection on a regular, full-time basis the
13 person shall not be entitled to receive the person's retirement allowance for any month during which
14 the person is so employed. The retirement system may require the employer, the third-party
15 employer, the independent contractor, and the retiree subject to this subsection to provide
16 documentation showing compliance with this subsection. If such documentation is not provided, the
17 retirement system may deem the retiree to have exceeded the limitations provided in this subsection.

18 7. A certificate granted under this section shall be valid for four years. A certificate granted
19 under this section shall expire at the end of any calendar year in which the individual fails to
20 substitute teach for at least five days or forty hours of in-seat instruction.

21 8. (1) An individual to whom the state board grants a certificate under this section may be a
22 substitute teacher in a public school in the state if the school district agrees to employ the individual
23 as a substitute teacher and such individual has completed a background check as required in
24 subsection 10 of this section.

25 (2) No individual to whom the state board grants a certificate under this section and who is
26 under twenty years of age shall be a substitute teacher in grades nine to twelve.

27 9. Each school district may develop an orientation for individuals to whom the state board
28 grants a certificate under this section for such individuals employed by the school district and may
29 require such individuals to complete such orientation. Such orientation shall contain at least two
30 hours of subjects appropriate for substitute teachers and shall contain instruction on the school
31 district's best practices for classroom management.

32 10. Beginning January 1, 2023, any substitute teacher may, at the time such substitute
33 teacher submits the fingerprints and information required for the background check required under
34 section 168.021, designate up to five school districts to which such substitute teacher has submitted
35 an application for substitute teaching to receive the results of the substitute teacher's criminal history
36 background check and fingerprint collection. The total amount of any fees for disseminating such
37 results to up to five school districts under this subsection shall not exceed fifty dollars.

38 11. The state board may exercise the board's authority under chapter 161 to promulgate all
39 necessary rules and regulations necessary for the administration of this section.

1 168.037. 1. The department of elementary and secondary education shall create and
2 maintain a web-based survey for collecting anonymous information from substitute teachers in
3 Missouri public schools. The survey will collect anonymous, nonbiased, real-time data that school
4 districts, charter schools, and the state can access to study and improve the effectiveness of
5 substitute teachers in supporting instruction and learning and to improve circumstances that may
6 cause a shortage of available substitute teachers.

7 2. (1) Each substitute teacher in a public school shall complete the survey described in
8 subsection 1 of this section at the end of each day of teaching. The district or charter school in
9 which the substitute teacher is teaching for that day shall provide, by email, a web link to the survey.
10 If needed, the district or charter school shall also provide brief access to a computer or other
11 connected device sufficient to allow the survey to be completed. The survey can also be completed
12 on-site by the substitute teacher using a personal device.

13 (2) The survey described in subsection 1 of this section shall include at a minimum,
14 questions regarding: the age and level of education of the substitute teacher, the date of teaching,
15 the district and school, the grade or grades taught, information about support and interaction with
16 school staff, any student health or safety issues experienced, and rate of substitute teacher pay.

17 3. Districts and charter schools shall annually provide information to the department of
18 elementary and secondary education regarding: use of third-party employment agencies for
19 substitute teachers, daily rate of substitute teacher pay, employment of full-time and part-time
20 substitute teachers, substitute teacher recruitment efforts, the substitute teacher interview process,
21 and use of current school staff as substitute teachers during other assigned time.

22 Section B. Because immediate action is necessary to provide for the safety and education of
23 school children and increase the number of substitute teachers, the enactment of section 168.036 of
24 this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and
25 safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the
26 enactment of section 168.036 of this act shall be in full force and effect upon its passage and
27 approval."; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.