

SECOND REGULAR SESSION

HOUSE BILL NO. 1818

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES DOHRMAN (Sponsor), SCHARNHORST, RICHARDSON,
LYNCH, MUNTZEL, BRATTIN, MILLER, MCGAUGH, DAVIS, COX, RHOADS, HAAHR, BROWN,
NEELY, HICKS, ANDERSON, REMOLE, HURST, BAHR AND SPENCER (Co-sponsors).

5597L.021

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 161.022 and 161.032, RSMo, and to enact in lieu thereof two new sections relating to the state board of education, with a contingent effective date.

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

Section A. Sections 161.022 and 161.032, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 161.022 and 161.032, to read as follows:

161.022. 1. The state board of education [consists of eight lay members appointed by
2 the governor, by and with the advice and consent of the senate, after an open committee hearing.
3 The term of office of each member is eight years. At the expiration of the term of each member,
4 the governor, by and with the advice and consent of the senate, shall appoint a successor. If the
5 general assembly is not in session at the time for making an appointment, the governor shall
6 make a temporary appointment as in the case of a vacancy.

7 2. No member may be removed by the governor except after written notice and hearing
8 on charges of malfeasance, misfeasance, or nonfeasance in office.

9 3.] **shall be elected by the voters of Missouri beginning with the general election in**
10 **2016 and based on residence in congressional districts as follows: for persons elected from**
11 **congressional district 1, 2, 5, or 6, an initial term of two years; and for persons elected from**
12 **congressional district 3, 4, 7, or 8, an initial term of four years. No person shall be eligible**
13 **for such office who is not at least thirty years of age and who has not resided in the state**
14 **for at least five years and his or her congressional district for at least one year immediately**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 preceding the election. All subsequent terms of office shall be for a period of four years
16 and no person shall serve more than two full terms or a total of eight years.

17 **2. In the event that the number of congressional districts in the state decreases, the**
18 **board member from the eliminated district or districts shall be elected on a statewide basis.**
19 **In the event that the number of congressional districts in the state increases, the number**
20 **of positions as members of the board shall increase in the same number.**

21 **3. The board shall elect one of its members president and one vice president and**
22 **may appoint any other officers it deems necessary. The president shall vote only in the case**
23 **of breaking a tie. The officers shall serve at the pleasure of the board. Duties of the board**
24 **and compensation of its members shall be as provided by law.**

25 **4. A member of the board shall be subject to a recall vote if a petition signed by at**
26 **least twenty-five percent of the total votes cast for governor at the last general election in**
27 **the congressional district which he or she represents is submitted and verified by the**
28 **secretary of state. If so verified, an election on recall shall be held no later than sixty days**
29 **after verification. If a majority of the votes cast in such election is for recall, the position**
30 **shall be deemed vacated and an election for that position shall be held no later than ninety**
31 **days after the recall vote is certified. Any vacancy occurring in the term of office of any**
32 **board member shall be filled by an election within ninety days.**

33 **5. Each member of the board shall receive as compensation for his or her services**
34 **twenty-five dollars for each day actually spent in attendance at board meetings, and in addition**
35 **shall be reimbursed for all necessary expenses incurred in the performance of his or her duties**
36 **as a member of the board.**

161.032. The members of the board shall be citizens of high moral standards and
2 recognized ability in their respective business or profession, who have resided in the state for not
3 less than five years immediately preceding their appointment, and [not more than one of whom
4 shall be a resident of the same county or] **resided in his or her congressional district for not less**
5 **than one year immediately preceding their appointment.** [At no time shall more than four
6 members be of the same political party.] No member of the board shall be connected, either as
7 an official or as an employee, with any public, private, or denominational school, college or
8 university, nor be the holder of or a candidate for any **other** public office.

Section B. This act shall be contingent upon the passage of HJR 74.

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