

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 5, Page 1, Section A, Line 3, by inserting after all of said line the following:

3
4 "226.030. 1. Prior to January 1, 2016, the highways and transportation commission shall
5 consist of six members, who shall be appointed by the governor, by and with the advice and consent
6 of the senate, not more than three thereof to be members of the same political party. Beginning
7 January 1, 2016, the commission shall consist of eight members who shall be appointed by the
8 governor by and with the advice and consent of the senate, not more than four thereof to be members
9 of the same political party, with one commissioner appointed from each of the state's seven
10 department of transportation geographic districts and one commissioner appointed regardless of
11 where he or she resides. Each commissioner shall be a taxpayer and resident of state for at least five
12 years prior to his or her appointment. Any commissioner may be removed by the governor if fully
13 satisfied of his or her inefficiency, neglect of duty, or misconduct in office. Commissioners
14 appointed pursuant to this section shall be appointed for terms of six years, except as otherwise
15 provided in this subsection. Upon the expiration of each of the foregoing terms of these
16 commissioners a successor shall be appointed for a term of six years or until his or her successor is
17 appointed and qualified which term of six years shall thereafter be the length of term of each
18 member of the commission unless removed as above provided. The members of the commission
19 shall receive as compensation for their services twenty-five dollars per day for the time spent in the
20 performance of their official duties, and also their necessary traveling and other expenses incurred
21 while actually engaged in the discharge of their official duties. [Members whose terms otherwise
22 expire December 1, 2003, shall serve with terms expiring March 1, 2004, and new members or the
23 members reappointed shall be appointed for terms expiring March 1, 2005; a member whose term
24 otherwise expires December 1, 2005, shall serve with a term expiring March 1, 2007; a member
25 whose term otherwise expires December 1, 2007, shall serve with a term expiring March 1, 2009;
26 and one member whose term otherwise expires October 13, 2007, shall serve with a term expiring
27 March 1, 2007; and one member whose term otherwise expires October 13, 2007, shall serve with a
28 term expiring March 1, 2009.] If a vacancy occurs in any term of a commissioner due to death,
29 resignation, or removal, a successor shall be appointed for only the remainder of the unexpired term.

30 2. The two members of the commission, one each from opposing political parties, who have
31 the most seniority in commission service shall serve as commission leadership with one member as
32 chair and the other member as vice chair, respectively, for terms ending March 1, 2005. The
33 commission shall elect one of the members as chair and the other as vice chair. Effective March 1,
34 2005, the commission shall elect the two members of the commission, one from each opposing
35 political party who has the most seniority in commission service, who shall serve as commission
36 leadership with one member as chair and the other member as vice chair, respectively, for one year.

Action Taken _____ Date _____

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1 At the end of such year, the members currently serving as chair and vice chair shall have the option
2 to rotate positions, and the member currently serving as vice chair may serve as chair, and vice versa.
3 Thereafter, commission leadership shall continue to rotate accordingly with the two members from
4 opposing political parties who have the most seniority in terms of commission service being elected
5 by the commission to serve as commission leadership. If one of the commission leadership offices
6 becomes vacant due to death, resignation, removal, or [refuses] refusal to serve before the one-year
7 leadership term expires, the commission shall elect one of its members that is of the same political
8 party as the vacating officer to serve the remainder of the vacating officer's leadership term. Such
9 election shall not prohibit that member from later serving as chair and vice chair when such
10 member's seniority in commission service qualifies him or her for those offices as provided in this
11 subsection. Any member reappointed shall be eligible to serve as chair or vice-chair only during the
12 final two years of such member's reappointment.

13 3. No more than one-half of the members of the commission shall be of the same political
14 party. The selection and removal of all employees of the department of transportation shall be
15 without regard to political affiliation.

16 4. The present members of the commission shall continue to serve as members of the
17 commission for the remainder of the terms for which they were appointed, except as provided in
18 subsection 1 of this section.

19 [5. Any member reappointed shall only be eligible to serve as chair or vice-chair during the
20 final two years of such member's reappointment.]

21 226.120. The members of the commission shall elect a member as chairman and another vice
22 chairman, each of whom shall hold such office for a term prescribed by the commission. [Four] A
23 majority of the members of the commission shall constitute a quorum for the transaction of business
24 and for the exercise of any of the powers or the discharge of any of the duties authorized or imposed
25 by law. The commission shall meet at least once each month and at such other times, and at such
26 places within the state, as the commission shall determine. The chairman or, in the event of his
27 inability to act, the vice chairman may call special meetings of the commission upon notice to
28 members."; and

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