

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 63

98TH GENERAL ASSEMBLY

0545H.03P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 115.348, 115.350, and 162.481, RSMo, and to enact in lieu thereof three new sections relating to primary elections, with penalty provisions and an emergency clause.

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

Section A. Sections 115.348, 115.350, and 162.481, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 115.190, 115.305, and 162.481, to read as follows:

115.190. 1. No person shall qualify as a candidate for elective public office in the state of Missouri who has been found guilty of or pled guilty to a felony or misdemeanor under the federal laws of the United States of America or to a felony under the laws of this state.

2. Notwithstanding any other provision of law to the contrary, no person shall be appointed to any public office if the person is delinquent in the payment of any state income taxes, personal property taxes, real property taxes on the place of residence, or any county or municipal taxes or user fees.

115.305. This subchapter shall not apply to candidates for special district offices; township offices in township organization counties; or city, town, and village offices.

162.481. 1. Except as otherwise provided in this section, all elections of school directors in urban districts shall be held biennially at the same times and places as municipal elections.

2. In any urban district which includes all or the major part of a city which first obtained a population of more than seventy-five thousand inhabitants by reason of the 1960 federal decennial census, elections of directors shall be held on municipal election days of even-numbered years. The directors of the prior district shall continue as directors of the urban district

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.

7 until their successors are elected as herein provided. On the first Tuesday in April, 1964, four
8 directors shall be elected, two for terms of two years to succeed the two directors of the prior
9 district who were elected in 1960 and two for terms of six years to succeed the two directors of
10 the prior district who were elected in 1961. The successors of these directors shall be elected for
11 terms of six years. On the first Tuesday in April, 1968, two directors shall be elected for terms
12 to commence on November 5, 1968, and to terminate on the first Tuesday in April, 1974, when
13 their successors shall be elected for terms of six years. No director shall serve more than two
14 consecutive six-year terms after October 13, 1963.

15 3. Except as otherwise provided in subsections 4 and 5 of this section, hereafter when
16 a seven-director district becomes an urban district, the directors of the prior seven-director
17 district shall continue as directors of the urban district until the expiration of the terms for which
18 they were elected and until their successors are elected as provided in this subsection. The first
19 biennial school election for directors shall be held in the urban district at the time provided in
20 subsection 1 which is on the date of or subsequent to the expiration of the terms of the directors
21 of the prior district which are first to expire, and directors shall be elected to succeed the
22 directors of the prior district whose terms have expired. If the terms of two directors only have
23 expired, the directors elected at the first biennial school election in the urban district shall be
24 elected for terms of six years. If the terms of four directors have expired, two directors shall be
25 elected for terms of six years and two shall be elected for terms of four years. At the next
26 succeeding biennial election held in the urban district, successors for the remaining directors of
27 the prior seven-director district shall be elected. If only two directors are to be elected they shall
28 be elected for terms of six years each. If four directors are to be elected, two shall be elected for
29 terms of six years and two shall be elected for terms of two years. After seven directors of the
30 urban district have been elected under this subsection, their successors shall be elected for terms
31 of six years.

32 4. In any school district [in any city with a population of one hundred thousand or more
33 inhabitants which is located within a county of the first classification that adjoins no other county
34 of the first classification, or any school district] which becomes an urban school district by
35 reason of the 2000 federal decennial census, elections shall be held annually at the same times
36 and places as general municipal elections for all years where one or more terms expire, and the
37 terms shall be for three years and until their successors are duly elected and qualified for all
38 directors elected on and after August 28, 1998.

39 5. In any school district in any county with a charter form of government and with more
40 than three hundred thousand but fewer than four hundred fifty thousand inhabitants which
41 becomes an urban school district by reason of the 2010 federal decennial census, elections shall
42 be held annually at the same times and places as general municipal elections for all years where

43 one or more terms expire, and the terms shall be for three years and until their successors are
44 duly elected and qualified for all directors elected on and after April 2, 2012.

2 [115.348. No person shall qualify as a candidate for elective public office
3 in the state of Missouri who has been found guilty of or pled guilty to a felony or
misdemeanor under the federal laws of the United States of America.]

2 [115.350. No person shall qualify as a candidate for elective public office
3 in the state of Missouri who has been convicted of or found guilty of or pled
guilty to a felony under the laws of this state.]

2 Section B. Because of the need to ensure uniform and final election practices in fourth
3 class cities, Section A of this act is deemed necessary for the immediate preservation of the
4 public health, welfare, peace, and safety, and is hereby declared to be an emergency act within
the meaning of the constitution, and this act shall be in full force upon its passage and approval.

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