

FIRST REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR  
**HOUSE BILL NO. 63**  
**98TH GENERAL ASSEMBLY**

0545S.13T

2015

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**AN ACT**

To repeal sections 162.481 and 162.491, RSMo, and to enact in lieu thereof four new sections relating to persons seeking public office, with an emergency clause.

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

Section A. Sections 162.481 and 162.491, RSMo, are repealed and four new sections  
2 enacted in lieu thereof, to be known as sections 115.308, 162.025, 162.481, and 162.491, to read  
3 as follows:

**115.308. Sections 115.307 to 115.405 shall not apply to candidates for special  
2 district offices; township offices in township organization counties; or city, town, and  
3 village offices.**

**162.025. No person shall be a candidate for a member or director of the school  
2 board in any district in this state if such person has previously been employed by the  
3 district as the district's superintendent.**

162.481. 1. Except as otherwise provided in this section **and in section 162.492**, all  
2 elections of school directors in urban **school** districts shall be held biennially at the same times  
3 and places as municipal elections.

4 2. [In any urban district which includes all or the major part of a city which first obtained  
5 a population of more than seventy-five thousand inhabitants by reason of the 1960 federal  
6 decennial census, elections of directors shall be held on municipal election days of

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

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

33 [4.] 3. In any school district in [any city with a population of one hundred thousand or  
34 more inhabitants which is located within a county of the first classification that adjoins no other  
35 county of the first classification, or any school district which becomes an urban school district  
36 by reason of the 2000 federal decennial census] **which a majority of the district is located in**  
37 **any home rule city with more than one hundred fifty-five thousand but fewer than two**  
38 **hundred thousand inhabitants**, elections shall be held annually at the same times and places  
39 as general municipal elections for all years where one or more terms expire, and the terms shall  
40 be for three years and until their successors are duly elected and qualified for all directors elected  
41 on and after August 28, 1998.

42           **4. For any school district which becomes an urban school district by reason of the**  
43 **2000 federal decennial census, elections shall be held annually at the same times and places**  
44 **as general municipal elections for all years where one or more terms expire, and the terms**  
45 **shall be for three years and until their successors are duly elected and qualified for all**  
46 **directors elected on and after August 28, 2001.**

47           5. In any school district in any county with a charter form of government and with more  
48 than three hundred thousand but fewer than four hundred fifty thousand inhabitants which  
49 becomes an urban school district by reason of the 2010 federal decennial census, elections shall  
50 be held annually at the same times and places as general municipal elections for all years where  
51 one or more terms expire, and the terms shall be for three years and until their successors are  
52 duly elected and qualified for all directors elected on and after April 2, 2012.

53           **6. In any urban school district in a county of the first classification with more than**  
54 **eighty-three thousand but fewer than ninety-two thousand inhabitants and with a home**  
55 **rule city with more than seventy-six thousand but fewer than ninety-one thousand**  
56 **inhabitants as the county seat, elections shall be held annually at the same times and places**  
57 **as general municipal elections for all years where one or more terms expire, and upon**  
58 **expiration of any term after August 28, 2015, the term of office shall be for three years and**  
59 **until their successors are duly elected and qualified.**

          162.491. 1. Directors for urban school districts, other than those districts containing the  
2 greater part of a city of over one hundred thirty thousand inhabitants, may be nominated by  
3 petition to be filed with the secretary of the board and signed by a number of voters in the district  
4 equal to ten percent of the total number of votes cast for the director receiving the highest  
5 number of votes cast at the next preceding biennial election, **except as provided in subsection**  
6 **4 of this section.**

7           2. This section shall not be construed as providing the sole method of nominating  
8 candidates for the office of school director in urban districts which do not contain the greater part  
9 of a city of over three hundred thousand inhabitants.

10          3. A director for any urban school district containing a city of greater than one hundred  
11 thirty thousand inhabitants and less than three hundred thousand inhabitants may be nominated  
12 as an independent candidate by filing with the secretary of the board a petition signed by five  
13 hundred registered voters of such school district.

14          **4. In any urban school district located in a home rule city with more than**  
15 **seventy-one thousand but fewer than seventy-nine thousand inhabitants, a candidate for**  
16 **director shall file a declaration of candidacy with the secretary of the board and shall not**  
17 **be required to submit a petition.**

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

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