

SECOND REGULAR SESSION

HOUSE BILL NO. 1860

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DOHRMAN.

5660H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 161.022, RSMo, and to enact in lieu thereof one new section 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Section A. Section 161.022, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 161.022, to read as follows:

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

2. **Board members serving terms as of January 24, 2019, shall serve the entire terms for which they were appointed. Successors to board members serving terms as of January 24, 2019, shall be appointed to serve until the date of the expiration of the eight-year term for which the most recently appointed member, as of January 24, 2019, was appointed. On that date, eight members shall be appointed to the state board of education. Four members shall be appointed to terms of two years each, and four members shall be appointed to terms of four years each. Following these appointments, all members shall be appointed to four-year terms.**

3. (1) **No member shall serve more than eight years on the state board of education; except that, any member appointed to serve out the remaining term of another member,**

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.

18 if the remainder of the term is less than one year, shall be eligible, after serving out the
19 remaining term, to serve an additional eight years.

20 **(2) In applying this subsection, service as a member of the board before January**
21 **24, 2019, shall not be counted.**

22 **4.** No member may be removed by the governor except after written notice and hearing
23 on charges of malfeasance, misfeasance, or nonfeasance in office.

24 ~~[3-]~~ **5. A board member shall be subject to a recall vote if a petition signed by at**
25 **least eight percent of the legal voters in each of two-thirds of the congressional districts in**
26 **the state is submitted and verified by the secretary of state. If so verified, a statewide**
27 **election on recall shall be held no later than sixty days after verification. If a majority of**
28 **the votes cast in such election is for recall, the position shall be deemed vacated and the**
29 **governor shall fill the vacancy in the manner required under section 161.052.**

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

Section B. The repeal and re-enactment of section 161.022 of this act shall become
2 effective only upon the passage and approval by the voters of a constitutional amendment
3 submitted to them by the general assembly regarding a reduction in the terms of office of
4 members of the state board of education from eight years to four years.

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