

FIRST REGULAR SESSION

SENATE BILL NO. 133

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CHAPPELLE-NADAL.

Pre-filed December 1, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

0706S.01I

AN ACT

To amend chapter 162, RSMo, by adding thereto one new section relating to the creation of subdistricts in certain school districts.

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

Section A. Chapter 162, RSMo, is amended by adding thereto one new
2 section, to be known as section 162.386, to read as follows:

**162.386. 1. Notwithstanding any other provision of law to the
2 contrary, in any school district that is located within or that adjoins a
3 school district that is located within, in whole or in part, a street light
4 maintenance district with a population of less than three thousand
5 inhabitants, and that is located within a county with a charter form of
6 government and with more than nine hundred fifty thousand
7 inhabitants, the board of election commissioners of such county shall
8 establish seven subdistricts for the purpose of electing directors of
9 such districts. The subdistrict boundaries shall be drawn by the
10 commissioners within sixty days after August 28, 2017, and within six
11 months after each decennial census is reported to the President of the
12 United States. In the event that the board of election commissioners is
13 unable to agree on the subdistrict boundaries by the deadlines
14 established under this subsection, the governing body of the county
15 shall, sitting as an apportionment commission, draw the boundaries
16 within sixty days after the failure of the board of election
17 commissioners to do so. Subdistrict boundaries drawn by the
18 governing body of the county shall not be subject to veto by the chief
19 executive of the county. The commissioners shall apportion the
20 subdistricts by dividing the population, determined by the preceding
21 decennial census, of the district by the number of directors and shall**

22 establish each subdistrict so that the population of that subdistrict
23 shall, as nearly as possible, equal that figure or be within one percent
24 thereof. Each subdistrict shall be composed of contiguous territory as
25 compact as may be.

26 2. All board members elected or appointed in any such district
27 shall be elected or appointed to represent one of the subdistricts,
28 beginning with the first general municipal election or vacancy
29 occurring after August 28, 2017. Each member shall reside for one year
30 prior to the date of his or her election in the subdistrict from which he
31 or she is elected or, in the case of a vacancy, the subdistrict from which
32 he or she is appointed, and shall forfeit his or her office if he or she
33 removes his or her residence from the subdistrict. Such vacancy may
34 be declared and the office filled by the remaining members of the board
35 as provided by law.

36 3. Elected members of the board in office on August 28, 2017,
37 shall hold office for the length of term for which they were elected, and
38 until their successors are elected and qualified, and any members
39 appointed to fill vacancies in office occurring after August 28, 2017,
40 shall serve until the next general municipal election, at which time a
41 successor shall be elected to serve for the remainder of the term to
42 which the replaced member was elected.

43 4. If a vacancy occurs subsequent to the eleventh Tuesday but
44 prior to the sixth Tuesday, prior to the general municipal election,
45 notice of election to fill such vacancy shall be given within two days
46 after the vacancy arises but not later than the sixth Tuesday prior to
47 the general municipal election; and declarations of candidacy to fill
48 such vacancy shall be received for a period of five business days,
49 between 8:00 a.m. and 5:00 p.m., after notice is given, but not later than
50 the fifth Tuesday prior to the general municipal election, and the
51 names of the candidates shall be certified to the election authority not
52 later than two days following the closing date for filing. Notice of
53 election, declaration of candidacy, and certification to the election
54 authority of any vacancies occurring at any other time shall be filed as
55 otherwise provided by law.

56 5. At the first general municipal election to occur after August
57 28, 2017, the elections for the seats of any expiring terms or appointed
58 terms, as provided herein, of at-large board members shall be filled by

59 persons elected from the lowest-numbered subdistricts, as those
60 subdistricts are created and numbered by the board of election
61 commissioners. The second such general municipal election shall be for
62 the lowest-numbered subdistricts not filled at the prior election, and
63 the third such election shall be for the remaining subdistricts not filled
64 at the prior two elections.

65 6. The law governing school districts and seven-director school
66 districts shall continue to apply to any district described under this
67 section, except as expressly provided under this section.

Unofficial ✓

Bill

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