

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 348, Page 21, Section 115.601, Line 48,
2 by inserting after all of said Section and Line the following:

3
4 "162.459. 1. Notwithstanding other provisions of law to the contrary, the school board of
5 each school district designated in the statutes as a seven-director, seven-director or urban school
6 district[, except an urban district containing the greater part of a city of more than three hundred
7 thousand inhabitants,] shall consist of seven members. At the first election for members of the
8 school board in each of such districts after January 1, 1993, and each three years thereafter, three
9 members of the school board shall be elected; except, no school district composed of seven members
10 as of January 1, 1993, shall be required to modify its schedule of electing board members.

11 2. Provisions of law applicable to seven-director, seven-director and urban school districts,
12 except those which conflict with the provisions of this section, shall apply to and govern the school
13 districts designated in subsection 1 of this section."; and

14
15 Further amend said bill, Section 162.481, Page 21, Line 1 to Section 162.492, Page 24, Line 85 by
16 removing all of said Sections from the bill and inserting in lieu thereof the following:

17
18 "162.471. The government and control of an urban school district is vested in a board of
19 seven directors[, except that in urban districts containing the greater part of a city of more than three
20 hundred thousand inhabitants the board shall be composed of nine directors]. Each director shall be
21 a voter of the district, who has resided within this state for one year next preceding his election or
22 appointment and who is at least twenty-four years of age. All directors, except as otherwise

Action Taken _____ Date _____

1 provided in section 162.481 and section 162.492, hold their offices for six years and until their
2 successors are duly elected and qualified. All vacancies occurring in the board, except as provided in
3 section 162.492, shall be filled by appointment by the board as soon as practicable, and the person
4 appointed shall hold his office until the next school board election, when his successor shall be
5 elected for the remainder of the unexpired term. The power of the board to perform any official duty
6 during the existence of a vacancy continues unimpaired thereby.

7 162.492. 1. In all urban districts containing the greater part of the population of a city which
8 has more than three hundred thousand inhabitants [the terms of the members of the board of directors
9 in office in 1967 shall continue until the end of the respective terms to which each of them has been
10 elected to office and in each case thereafter until the next school election be held and until their
11 successors, then elected, are duly qualified as provided in this section.

12 2. In each urban district designated in subsection 1], the election authority of the city in
13 which the greater portion of the school district lies, and of the county if the district includes territory
14 not within the city limits, shall serve ex officio as a redistricting commission. The commission shall
15 on or before November 1, [1969] 2018, divide the school district into [six] five subdistricts, all
16 subdistricts being of compact and contiguous territory and as nearly equal in the number of
17 inhabitants as practicable and thereafter the board shall redistrict the district into subdivisions as
18 soon as practicable after each United States decennial census. In establishing the subdistricts each
19 member shall have one vote and a majority vote of the total membership of the commission is
20 required to make effective any action of the commission.

21 [3.] 2. School elections for the election of directors shall be held on municipal election days
22 in [each even-numbered year. At the election in 1970, one member of the board of directors shall be
23 elected by the voters of each subdistrict. The seven candidates, one from each of the subdistricts,
24 who receive a plurality of the votes cast by the voters of that subdistrict shall be elected and the
25 at-large candidate receiving a plurality of the at-large votes shall be elected] 2014 and 2016. At the
26 election in 2014, directors shall be elected to hold office until 2019 and until their successors are
27 elected and qualified. At the election in 2016, directors shall be elected until 2019 and until their

1 successors are elected and qualified. Beginning in 2019, school elections for the election of directors
2 shall be held on the local election date as specified in the charter of a home rule city with more than
3 four hundred thousand inhabitants and located in more than one county. Beginning at the election
4 for school directors in 2019, the number of directors on the board shall be reduced from nine to
5 seven. Two directors shall be at-large directors and five directors shall represent the subdistricts,
6 with one director from each of the subdistricts. Directors shall serve a four-year term. Directors
7 shall serve until the next election and until their successors, then elected, are duly qualified as
8 provided in this section. In addition to other qualifications prescribed by law, each member elected
9 from a subdistrict [must] shall be a resident of the subdistrict from which he or she is elected. The
10 subdistricts shall be numbered from one to [six and the directors elected from subdistricts one, three
11 and five shall hold office for terms of two years and until their successors are elected and qualified,
12 and the directors elected from subdistricts two, four and six shall hold office for terms of four years
13 and until their successors are elected and qualified. Every two years thereafter a member of the
14 board of directors shall be elected for a term of four years and until his successor is elected and
15 qualified from each of the three subdistricts having a member on the board of directors whose term
16 expires in that year. Those members of the board of directors who were in office in 1967 shall, when
17 their terms of office expire, be succeeded by the members of the board of directors elected from
18 subdistricts. In addition to the directors elected by the voters of each subdistrict, additional directors
19 shall be elected at large by the voters of the entire school district as follows: in 1970 one director at
20 large shall be elected for a two-year term. In 1972 one director at large shall be elected for a
21 four-year term. In 1974 two at-large directors shall be elected for a four-year term and thereafter in
22 alternative elections one director shall be elected for a four-year term and then two directors shall be
23 elected for a four-year term, so that from and after the 1970 election the board of directors not
24 including those members who were in office in 1967 shall consist of seven members until the 1974
25 election and thereafter the board shall consist of nine members. In those years in which one at-large
26 director is to be elected each voter may vote for one candidate and the candidate receiving a plurality
27 of votes cast shall be elected. In those years in which two at-large directors are to be elected] five.

1 Each voter may vote for two candidates for at-large director and the two receiving the largest number
2 of votes cast shall be elected.

3 [4.] 3. The [six] five candidates, one from each of the subdistricts, who receive a plurality of
4 the votes cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the
5 at-large votes shall be elected. The name of no candidate for nomination shall be printed on the
6 ballot unless the candidate has at least sixty days prior to the election filed a declaration of candidacy
7 with the secretary of the board of directors containing the signatures of at least two hundred fifty
8 registered voters who are residents of the subdistrict within which the candidate for nomination to a
9 subdistrict office resides, and in case of at-large candidates the signatures of at least five hundred
10 registered voters. The election authority shall determine the validity of all signatures on declarations
11 of candidacy.

12 [5.] 4. In any election either for at-large candidates or candidates elected by the voters of
13 subdistricts, if there are more than two candidates, a majority of the votes are not required to elect
14 but the candidate having a plurality of the votes if there is only one office to be filled and the
15 candidates having the highest number of votes, if more than one office is to be filled, shall be
16 elected.

17 [6.] 5. The names of all candidates shall appear upon the ballot without party designation
18 and in the order of the priority of the times of filing their petitions of nomination. No candidate may
19 file both at large and from a subdistrict and the names of all candidates shall appear only once on the
20 ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall
21 designate the candidate's residence and whether the candidate is filing at large or from a subdistrict
22 and the numerical designation of the subdistrict or at-large area.

23 [7.] 6. The provisions of all sections relating to seven-director school districts shall also
24 apply to and govern urban districts in cities of more than three hundred thousand inhabitants, to the
25 extent applicable and not in conflict with the provisions of those sections specifically relating to such
26 urban districts.

27 [8.] 7. Vacancies which occur on the school board between the dates of election shall be

1 filled by special election if such vacancy happens more than six months prior to the time of holding
2 [a general municipal] an election[,], as provided in subsection 2 of this section [115.121]. The state
3 board of education shall order a special election to fill such a vacancy. A letter from the
4 commissioner of education, delivered by certified mail to the election authority or authorities that
5 would normally conduct an election for school board members shall be the authority for the election
6 authority or authorities to proceed with election procedures. If a vacancy occurs less than six months
7 prior to the time of holding [a general municipal] an election as provided in subsection 2 of this
8 section, no special election shall occur and the vacancy shall be filled at the next [general municipal]
9 election day on which local elections are held as specified in the charter of any home rule city with
10 more than four hundred thousand inhabitants and located in more than one county."; and
11

12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.