

SECOND REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
SENATE COMMITTEE SUBSTITUTE FOR

# SENATE BILL NO. 650

93RD GENERAL ASSEMBLY

2006

3306S.04T

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## AN ACT

To repeal sections 174.450, 174.453, and 174.500, RSMo, and to enact in lieu thereof three new sections relating to the board of governors of Missouri State University, 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Section A. Sections 174.450, 174.453, and 174.500, RSMo, are repealed  
2 and three new sections enacted in lieu thereof, to be known as sections 174.450,  
3 174.453, and 174.500, to read as follows:

174.450. 1. Except as provided in subsection 2 **and subsection 6** of this  
2 section, the governing board of Central Missouri State University, Missouri State  
3 University, Missouri Southern State University, Missouri Western State  
4 University, and of each other public institution of higher education which,  
5 through the procedures established in subdivision (7) or (8) of section 173.030,  
6 RSMo, is charged with a statewide mission shall be a board of governors  
7 consisting of eight members, composed of seven voting members and one  
8 nonvoting member as provided in sections 174.453 and 174.455, who shall be  
9 appointed by the governor of Missouri, by and with the advice and consent of the  
10 senate. No person shall be appointed a voting member who is not a citizen of the  
11 United States and who has not been a resident of the state of Missouri for at  
12 least two years immediately prior to such appointment. Not more than four  
13 voting members shall belong to any one political party. The appointed members  
14 of the board of regents serving on the date of the statutory mission change shall  
15 become members of the board of governors on the effective date of the statutory  
16 mission change and serve until the expiration of the terms for which they were  
17 appointed. The board of regents of any such institution shall be abolished on the

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

18 effective date of the statutory mission change, as prescribed in subdivision (7) or  
19 (8) of section 173.030, RSMo.

20           2. The governing board of Missouri State University, a public institution  
21 of higher education charged with a statewide mission in public affairs, shall be  
22 a board of governors of ten members, composed of nine voting members and one  
23 nonvoting member, who shall be appointed by the governor, by and with the  
24 advice and consent of the senate. The nonvoting member shall be a student  
25 selected in the same manner as prescribed in section 174.055. No more than one  
26 voting member shall be appointed to the board from the same congressional  
27 district, and every member of the board shall be a citizen of the United States,  
28 and a resident of this state for at least two years prior to his or her appointment.  
29 No more than five voting members shall belong to any one political party. **The**  
30 **term of office of the governors shall be six years. The voting members**  
31 **of the board of governors serving on August 28, 2005, shall serve until**  
32 **the expiration of the terms for which they were appointed. For those**  
33 **voting members appointed after August 28, 2005, the term of office will**  
34 **be established in a manner where no more than three terms shall**  
35 **expire in a given year. The term of office for those appointed hereafter**  
36 **shall end January first in years ending in an odd number.**

37           3. **If a voting member of the board of governors of Missouri State**  
38 **University is found by unanimous vote of the other governors to have**  
39 **moved such governor's residence from the district from which such**  
40 **governor was appointed, then the office of such governor shall be**  
41 **forfeited and considered vacant.**

42           4. **Should the total number of Missouri congressional districts be**  
43 **altered, all members of the board of governors of Missouri State**  
44 **University shall be allowed to serve the remainder of the term for**  
45 **which they were appointed.**

46           5. **Should the boundaries of any congressional districts be**  
47 **altered in a manner that displaces a member of the board of governors**  
48 **of Missouri State University from the congressional district from which**  
49 **the member was appointed, the member shall be allowed to serve the**  
50 **remainder of the term for which the member was appointed.**

51           [3.] 6. The governing board of Missouri Southern State University shall  
52 be a board of governors consisting of nine members, composed of eight voting  
53 members and one nonvoting member as provided in sections 174.453 and 174.455,  
54 who shall be appointed by the governor of Missouri, by and with the advice and  
55 consent of the senate. No person shall be appointed a voting member who is not

56 a citizen of the United States and who has not been a resident of the state of  
57 Missouri for at least two years immediately prior to such appointment. Not more  
58 than four voting members shall belong to any one political party.

174.453. 1. **Except as provided in section 174.450**, the board of  
2 governors shall be appointed as follows:

3 (1) Five voting members shall be selected from the counties comprising  
4 the institution's historic statutory service region as described in section 174.010,  
5 except that no more than two members shall be appointed from any one county  
6 with a population of less than two hundred thousand inhabitants;

7 (2) Two voting members shall be selected from any of the counties in the  
8 state which are outside of the institution's historic service region; and

9 (3) One nonvoting member who is a student shall be selected in the same  
10 manner as prescribed in section 174.055.

11 2. The term of service of the governors shall be as follows:

12 (1) The voting members shall be appointed for terms of six years; and

13 (2) The nonvoting student member shall serve a two-year term.

14 3. Members of any board of governors selected pursuant to this section  
15 and in office on May 13, 1999, shall serve the remainder of their unexpired terms.

16 4. Notwithstanding the provisions of subsection 1 of this section, the  
17 board of governors of Missouri Southern State University shall be appointed as  
18 follows:

19 (1) Six voting members shall be selected from any of the following  
20 counties: Barton, Jasper, Newton, McDonald, Dade, Lawrence, and Barry  
21 provided that no more than three of these six members shall be appointed from  
22 any one county;

23 (2) Two voting members shall be selected from any of the counties in the  
24 state which are outside of the counties articulated in subdivision (1) of this  
25 subsection;

26 (3) One nonvoting member who is a student shall be selected in the same  
27 manner as prescribed in section 174.055; and

28 (4) The provisions of subdivisions (1) and (2) of this subsection shall only  
29 apply to board members first appointed after August 28, 2004.

30 5. Notwithstanding the provisions of subsection 1 of this section, the  
31 board of governors of Missouri Western State University shall be appointed as  
32 follows:

33 (1) Five voting members shall be selected from any of the following  
34 counties: Buchanan, Platte, Clinton, Andrew, and DeKalb provided that no more  
35 than three of these five members shall be appointed from any one county;

36 (2) Two voting members shall be selected from any of the counties in the  
37 state which are outside of the counties articulated in subdivision (1) of this  
38 subsection;

39 (3) One nonvoting member who is a student shall be selected in the same  
40 manner as prescribed in section 174.055; and

41 (4) The provisions of subdivisions (1) and (2) of this subsection shall only  
42 apply to board members first appointed after August 28, 2005.

174.500. 1. The board of [regents of Southwest] **governors of** Missouri  
2 State University is authorized to continue the program of higher education at  
3 West Plains, Missouri, which was begun in 1963 and which shall be known as the  
4 "West Plains Campus of [Southwest] Missouri State University". [Southwest]  
5 Missouri State University may include an appropriation request for the branch  
6 facility at West Plains in its operating budget.

7 2. The coordinating board for higher education in cooperation with the  
8 board of [regents] **governors** shall develop a mission implementation plan for  
9 the campus at West Plains, Howell County, which is known as the "West Plains  
10 Campus of [Southwest] Missouri State University", and which shall be a teaching  
11 institution, offering one-year certificates, two-year associate degrees and credit  
12 and noncredit courses to both traditional and nontraditional students to meet the  
13 ongoing and emerging employer and educational needs of the citizens of the area  
14 served.

Section B. Because it is necessary for the state to provide effective  
2 leadership for institutions of higher education in this state, section A of this act  
3 is deemed necessary for the immediate preservation of the public health, welfare,  
4 peace and safety, and is hereby declared to be an emergency act within the  
5 meaning of the constitution, and section A of this act shall be in full force and  
6 effect upon its passage and approval.

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