

SECOND REGULAR SESSION

SENATE BILL NO. 1023

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

Read 1st time January 24, 2008, and ordered printed.

TERRY L. SPIELER, Secretary.

3062S.02I

AN ACT

To amend chapter 160, RSMo, by adding thereto one new section relating to recall elections for school board members.

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

Section A. Chapter 160, RSMo, is amended by adding thereto one new section, to be known as section 160.670, to read as follows:

160.670. 1. A school board member in any school district may be removed by the voters in a recall election. Such election shall be held upon the submission of a petition signed by voters of the district equal in number to at least twenty-five percent of the number of persons voting at the last preceding election to elect a district board member. The petition shall be filed with the election authority and the secretary of the district board of education, and the petition shall contain a general statement of the grounds for which the removal is sought. The signatures to the petition need not all be appended to one paper, but each signer shall provide the street and number of his or her residence. The person who files the petition with the election authority shall sign an affidavit that the signatures attached are true and correct to the best of his or her knowledge.

2. Within thirty days from the date of filing the petition, the election authority shall examine and ascertain whether the petition is signed by the requisite number of voters. The election authority shall attach to the petition his or her certificate, showing the result of the examination. If the election authority finds the petition to be insufficient, the petition shall be returned to the person filing the petition, without prejudice to the filing of a new petition to the same effect. If the petition shall be deemed to be sufficient, the election

22 authority shall submit the petition to the district board without delay.
23 If the petition shall be found to be sufficient, the district board shall
24 order the question to be submitted to the voters of the district.

25 3. If a majority of the voters vote in favor of retaining the
26 member, the member shall remain in office and shall not be subject to
27 another recall election during his or her term of office. If a majority
28 of voters vote to remove the member, his or her successor shall be
29 chosen as provided in section 162.261, RSMo.

Unofficial

Bill

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