

# SENATE BILL NO. 758

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR O'LAUGHLIN.

3900S.01I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 386.050 and 386.120, RSMo, and to enact in lieu thereof two new sections relating to the public service commission.

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

Section A. Sections 386.050 and 386.120, RSMo, are  
2 repealed and two new sections enacted in lieu thereof, to be  
3 known as sections 386.050 and 386.120, to read as follows:

386.050. The commission shall consist of five members  
2 who shall be appointed by the governor, with the advice and  
3 consent of the senate, and one of whom shall be designated  
4 by the governor to be chair of the commission. Each  
5 commissioner, at the time of the commissioner's appointment  
6 and qualification, shall be a resident of the state of  
7 Missouri, and shall have resided in the state for a period  
8 of at least five years next preceding the appointment and  
9 qualification, and shall also be a qualified voter therein  
10 and not less than twenty-five years of age. [Upon the  
11 expiration of each of the terms of office of the first  
12 commissioners,] The term of office of each commissioner  
13 [thereafter] appointed shall be [six] **two** years [from the  
14 time of the commissioner's appointment and qualification and  
15 until his successor shall qualify]. Vacancies in the  
16 commission shall be filled by the governor for the unexpired  
17 term. **A commissioner may serve for a maximum of three**

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

18 **terms. Any commissioner in office on August 28, 2024, may**  
19 **continue to serve until the expiration of their term.**

386.120. 1. The principal office of the commission  
2 shall be at the state capital at the city of Jefferson  
3 City. The office required by this subsection shall be  
4 provided and assigned by the board of public buildings.

5 2. The commission shall at all times, except  
6 Saturdays, Sundays and legal holidays, be open and in  
7 session for the transaction of business and the  
8 commissioners shall devote their entire time to the duties  
9 of their office. **All commission meetings shall only be held**  
10 **in person at the offices of the commission.**

11 3. The commission shall have an official seal bearing  
12 the following inscription: "Public Service Commission of  
13 the State of Missouri". The seal shall be affixed to all  
14 writs and authentications of copies of records and to such  
15 other instruments as the commission shall direct. All  
16 courts shall take judicial notice of such seal.

17 4. The commission may sue and be sued in its official  
18 name. The offices of said commission shall be supplied with  
19 all necessary books, maps, charts, stationery, office  
20 furniture, telephone and telegraph connections, and all  
21 other necessary appliances and incidentals, to be paid for  
22 in the same manner as other expenses authorized by this  
23 chapter.

24 5. The offices of the commission shall be open during  
25 business hours on all days except Saturdays, Sundays and  
26 legal holidays, and one or more responsible persons,  
27 designated by the commission or by the secretary, under the  
28 direction of the commission, shall be on duty at all times,  
29 in immediate charge thereof.

30           6. Any summons or other writ issued by any court of  
31 this state or of the federal government shall be served upon  
32 the secretary of the commission or on any commissioner at  
33 the principal office of the commission in Jefferson City.  
34 Service of any summons or other writ upon the secretary of  
35 the commission, or upon any single commissioner, shall  
36 constitute service upon the entire commission.

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