

SENATE SUBSTITUTE  
FOR  
SENATE BILL NO. 1002  
AN ACT

To repeal sections 162.301, 162.341, 162.459, and 162.481, RSMo, and to enact in lieu thereof six new sections relating to elections submitted to the people by a school board.

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

Section A. Sections 162.301, 162.341, 162.459, and 162.481, RSMo, are repealed and six new sections enacted in lieu thereof, to be known as sections 162.082, 162.301, 162.341, 162.459, 162.481, and 164.320, to read as follows:

162.082. 1. Elections for all directors of any school district in which a majority of the district is located in a county with more than four hundred thousand but fewer than five hundred thousand inhabitants shall be held on the first Tuesday after the first Monday in November of even-numbered years, and the term of every school board member elected in 2028 and every year thereafter shall be four years, notwithstanding any provision of law to the contrary.

2. Any school board member whose term expires prior to the first Tuesday after the first Monday in November of 2028 or in any other odd-numbered year thereafter shall continue to serve until his or her successor is duly elected and qualified at the next general election.

3. In an even-numbered year, the number of school board seats to be elected shall be equal to those with terms that would have expired in the previous odd-numbered year and those with terms expiring in such even-numbered year. The candidates in each school board election receiving the

19 highest number of votes shall be elected for terms of four  
20 years.

21 4. At the time of filing a declaration of candidacy, a  
22 candidate for election as a school board member may  
23 voluntarily designate such candidate's political party  
24 affiliation and consent to have that affiliation appear  
25 beside the candidate's name on the ballot.

26 5. This section shall only apply to elections for  
27 directors in school districts in which a majority of the  
28 district is located in a county with more than four hundred  
29 thousand but fewer than five hundred thousand inhabitants.

162.301. 1. Within fourteen days after the election  
2 of the first school board in each seven-director district,  
3 other than an urban district, and within fourteen days after  
4 each [annual] election, the board shall meet. The newly  
5 elected members shall qualify by taking the oath of office  
6 prescribed by Article VII, Section 11, of the Constitution  
7 of Missouri.

8 2. Except as provided in subsection 4 of this section,  
9 the board shall organize by the election of a president and  
10 vice president, and the board shall, on or before the  
11 fifteenth day of July of each year, elect a secretary and a  
12 treasurer, who shall enter upon their respective duties on  
13 the fifteenth day of July. The secretary and treasurer may  
14 be or may not be members of the board. No compensation  
15 shall be granted to either the secretary or the treasurer  
16 until his report and settlement are made and filed or  
17 published as the law directs.

18 3. A majority of the board constitutes a quorum for  
19 the transaction of business, but no contract shall be let,  
20 person employed, bill approved or warrant ordered unless a  
21 majority of the whole board votes therefor.

22           4. In a seven-director district, other than an urban  
23 district, in which a majority of the district is located in  
24 a county with more than four hundred thousand but fewer than  
25 five hundred thousand inhabitants, the board shall organize  
26 by the election of a president and vice president, and the  
27 board shall, on or before the fifteenth day of January in  
28 odd-numbered years, elect a secretary and a treasurer, who  
29 shall enter upon their respective duties on the fifteenth  
30 day of January. The secretary and treasurer may be or may  
31 not be members of the board. No compensation shall be  
32 granted to either the secretary or the treasurer until his  
33 report and settlement are made and filed or published as the  
34 law directs.

          162.341. The annual election in seven-director  
2 districts, except urban districts and those school districts  
3 described in section 162.082, shall be held on municipal  
4 election days.

          162.459. 1. Notwithstanding other provisions of law  
2 to the contrary, the school board of each school district  
3 designated in the statutes as a seven-director or urban  
4 school district shall consist of seven members.

5           2. At the first election for members of the school  
6 board in each of such districts after January 1, 1993, and  
7 each three years thereafter, three members of the school  
8 board shall be elected; [except,] provided that, this  
9 subsection shall not apply to any school district described  
10 in section 162.082; and further provided, that no school  
11 district composed of seven members as of January 1, 1993,  
12 shall be required to modify its schedule of electing board  
13 members.

14           [2.] 3. Provisions of law applicable to seven-director  
15 and urban school districts, except those which conflict with  
16 the provisions of this section, shall apply to and govern

17 the school districts designated in subsection 1 of this  
18 section.

162.481. 1. Except as otherwise provided in this  
2 section and sections 162.492 and 162.563, all elections of  
3 school directors in urban school districts shall be held  
4 biennially at the same times and places as municipal  
5 elections.

6 2. Except as otherwise provided in subsections 3, 4,  
7 and 5 of this section, hereafter when a seven-director  
8 district becomes an urban school district, the directors of  
9 the prior seven-director district shall continue as  
10 directors of the urban school district until the expiration  
11 of the terms for which they were elected and until their  
12 successors are elected as provided in this subsection. The  
13 first biennial school election for directors shall be held  
14 in the urban school district at the time provided in  
15 subsection 1 which is on the date of or subsequent to the  
16 expiration of the terms of the directors of the prior  
17 district which are first to expire, and directors shall be  
18 elected to succeed the directors of the prior district whose  
19 terms have expired. If the terms of two directors only have  
20 expired, the directors elected at the first biennial school  
21 election in the urban school district shall be elected for  
22 terms of six years. If the terms of four directors have  
23 expired, two directors shall be elected for terms of six  
24 years and two shall be elected for terms of four years. At  
25 the next succeeding biennial election held in the urban  
26 school district, successors for the remaining directors of  
27 the prior seven-director district shall be elected. If only  
28 two directors are to be elected they shall be elected for  
29 terms of six years each. If four directors are to be  
30 elected, two shall be elected for terms of six years and two  
31 shall be elected for terms of two years. After seven

32 directors of the urban school district have been elected  
33 under this subsection, their successors shall be elected for  
34 terms of six years.

35 3. In any school district in which a majority of the  
36 district is located in any home rule city with more than one  
37 hundred fifty-five thousand but fewer than two hundred  
38 thousand inhabitants, elections shall be held annually at  
39 the same times and places as general municipal elections for  
40 all years where one or more terms expire, and the terms  
41 shall be for three years and until their successors are duly  
42 elected and qualified for all directors elected on and after  
43 August 28, 1998.

44 4. For any school district which becomes an urban  
45 school district by reason of the 2000 federal decennial  
46 census, elections shall be held annually at the same times  
47 and places as general municipal elections for all years  
48 where one or more terms expire, and the terms shall be for  
49 three years and until their successors are duly elected and  
50 qualified for all directors elected on and after August 28,  
51 2001.

52 5. In any school district in any county with a charter  
53 form of government and with more than three hundred thousand  
54 but fewer than four hundred fifty thousand inhabitants which  
55 becomes an urban school district by reason of the 2010  
56 federal decennial census, elections shall be held [annually  
57 at the same times and places as general municipal elections  
58 for all years where one or more terms expire] as provided in  
59 section 162.082, and the terms shall be for [three] four  
60 years and until their successors are duly elected and  
61 qualified for all directors elected on and after [April 2,  
62 2012] November 7, 2028.

63 6. In any urban school district in a county of the  
64 first classification with more than eighty-three thousand

65 but fewer than ninety-two thousand inhabitants and with a  
66 home rule city with more than seventy-six thousand but fewer  
67 than ninety-one thousand inhabitants as the county seat,  
68 elections shall be held annually at the same times and  
69 places as general municipal elections for all years where  
70 one or more terms expire, and upon expiration of any term  
71 after August 28, 2015, the term of office shall be for three  
72 years and until their successors are duly elected and  
73 qualified.

164.320. 1. Notwithstanding any provision of law to  
2 the contrary, all proposals submitted by a school board  
3 described in subsection 2 of this section to the voters for  
4 approval for the purpose of levying a new tax or renewing or  
5 increasing the current levy of an existing tax, including  
6 for the issuance of bonded indebtedness, shall be submitted  
7 by the school board on a general election day held on the  
8 first Tuesday after the first Monday in November of even-  
9 numbered years.

10 2. This section shall apply only to a school district  
11 in which a majority of the district is located in a county  
12 with more than four hundred thousand but fewer than five  
13 hundred thousand inhabitants.