

FIRST REGULAR SESSION

# HOUSE BILL NO. 1147

## 95TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES WALSH (Sponsor), YAEGER, FRAME,  
SCHOEMEHL, WILDBERGER, FALLERT, LeVOTA, OXFORD, PACE, SCHIEFFER,  
MORRIS AND SPRENG (Co-sponsors).

1949L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal sections 104.160 and 104.450, RSMo, and to enact in lieu thereof two new sections relating to retirement systems.

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

Section A. Sections 104.160 and 104.450, RSMo, are repealed and two new sections  
2 enacted in lieu thereof, to be known as sections 104.160 and 104.450, to read as follows:

104.160. The board of trustees shall consist of three members of the state highways and  
2 transportation commission elected by the members of the commission. The superintendent of  
3 the highway patrol and the director of the department of transportation shall serve as members  
4 by virtue of their respective offices, and their successors shall succeed them as members of the  
5 board of trustees. In addition, one member of the senate **from the majority party** appointed by  
6 the president pro tem of the senate **and one member of the senate from the minority party**  
7 **appointed by the president pro tem of the senate with the concurrence of the minority floor**  
8 **leader of the senate**, and one member of the house of representatives[,] **from the majority**  
9 **party** appointed by the speaker of the house **of representatives and one member of the house**  
10 **of representatives from the minority party appointed by the speaker of the house of**  
11 **representatives with the concurrence of the minority floor leader of the house of**  
12 **representatives** shall serve as members of the board of trustees. In addition to the appointed  
13 legislators, two active employee members of the system shall be elected by a plurality vote of  
14 the active employee members of the system, herein designated for four-year terms to commence  
15 July 1, 1982, and every four years thereafter. One elected member shall be elected from the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 active employees of the department of transportation and one elected member shall be elected  
17 from the active employees of the civilian or uniformed highway patrol. In addition to the two  
18 active employee members, two retirees of the system shall be elected to serve on the board by  
19 a plurality vote of the retirees of the system. One retiree shall be elected by the retired employees  
20 of the transportation department and one retiree shall be elected by the retired employees of the  
21 civilian or uniformed highway patrol. The retiree serving on the board on August 28, 2007, shall  
22 continue to serve on the board as the representative of the retired employees of the transportation  
23 department until June 30, 2010. An election shall be held prior to January 1, 2008, for the retiree  
24 to be elected by the retired employees of the civilian or uniformed highway patrol with said term  
25 to commence on January 1, 2008, and expire on June 30, 2010. All terms of elected retired  
26 employees shall be for four years after June 30, 2010. The board shall determine the procedures  
27 for nomination and election of the elective board members. Nominations may be entered by any  
28 member of the system, provided members of the system have a reasonable opportunity to vote.

104.450. The board of trustees shall consist of the state treasurer, the commissioner of  
2 administration, [two members] **one member** of the senate **from the majority party** appointed  
3 by the president pro tem of the senate **and one member of the senate from the minority party**  
4 **appointed by the president pro tem of the senate with the concurrence of the minority floor**  
5 **leader of the senate**, [two members] **one member** of the house of representatives **from the**  
6 **majority party** appointed by the speaker of the house **of representatives and one member of**  
7 **the house of representatives from the minority party appointed by the speaker of the house**  
8 **of representatives with the concurrence of the minority floor leader of the house of**  
9 **representatives**, two members appointed by the governor, and three members who are members  
10 of the system, one of whom shall be a retiree elected by a plurality vote of retired members and  
11 two of whom shall be employees, elected by a plurality vote of the members of the system not  
12 retired for four-year terms. The board so constituted shall determine the procedures for  
13 nomination and election of the elective board members. The first two trustees designated above  
14 shall serve as trustees during their respective terms of office; the legislative members shall serve  
15 as trustees until such time as they resign, are no longer members of the general assembly, or are  
16 replaced by new appointments; and the members appointed by the governor shall serve as  
17 trustees until such time as they resign or are replaced by new appointments. Any vacancies  
18 occurring in the office of trustees shall be filled in the same manner as the office was filled  
19 previously except that vacancies occurring in the offices of the elected board members may be  
20 filled by the board of trustees until the next regularly scheduled election.

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