

FIRST REGULAR SESSION

HOUSE BILL NO. 848

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES FITZWATER (Sponsor), TILLEY, COLONA, CONWAY (14), MARSHALL, KELLY (24), WEBBER, SMITH (71), McCANN BEATTY, PETERS-BAKER, ZERR, SHIVELY, JONES (63), SMITH (150), TAYLOR, FALLERT, WYATT, SCHIEBER, SCHOELLER, SHUMAKE, GUERNSEY, BROWN (85), McGHEE, TORPEY, PACE, WALTON GRAY, NEWMAN, STILL, AULL, LAMPE, RIZZO, MEADOWS, BARNES, GRISAMORE, OXFORD, WETER, FUNDERBURK, SPRENG, SIFTON, NASHEED, HUBBARD, SATER, ELLINGER, REIBOLDT, SCHUPP, MONTECILLO, TALBOY, McMANUS, HUMMEL, CROSS, ALLEN AND HAEFNER (Co-sponsors).

1903L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 172.030, 172.035, 172.040, and 172.060, RSMo, and to enact in lieu thereof four new sections relating to the University of Missouri board of curators.

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

Section A. Sections 172.030, 172.035, 172.040, and 172.060, RSMo, are repealed and
2 four new sections enacted in lieu thereof, to be known as sections 172.030, 172.035, 172.040,
3 and 172.060, to read as follows:

172.030. **1.** The board of curators of the University of the state of Missouri shall
2 hereafter consist of nine members, who shall be appointed by the governor, by and with the
3 advice and consent of the senate; provided, that [not more than one person shall be appointed
4 upon said board from the same congressional district, and] **appointments to the board shall be**
5 **made so that at least one person is serving from each congressional district at all times.** No
6 person shall be appointed a curator who shall not be a citizen of the United States, and who shall
7 not have been a resident of the state of Missouri two years next prior to his appointment. Not
8 more than five curators shall belong to any one political party.

9 **2. Notwithstanding any other law, the ninth member of the board shall be a student**
10 **curator who shall have the right to vote on any matter before the board, including the**
11 **hiring or firing of the president of the University of Missouri system, the chancellors of**
12 **each of the university campuses, the general counsel of the university, the secretary of 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.

13 **board of curators, and all other general officers of the university. However, the student**
14 **curator shall be excluded from all other decisions regarding hiring or firing of faculty or**
15 **staff. The student curator may be from any congressional district, and his or her district**
16 **may be the same as one member of the board. The first student curator shall be appointed**
17 **in January 2012 and shall serve a two-year term provided the person maintains the status**
18 **of a full-time student. The student curator appointed under this subsection shall replace**
19 **the nonvoting student representative appointed under section 172.035; however, such**
20 **student curator shall be appointed in the manner prescribed in section 172.035, and he or**
21 **she shall meet all other requirements of section 172.035.**

172.035. 1. The governor shall, by and with the advice and consent of the senate,
2 appoint a student representative to the board of curators of the University of Missouri, who shall
3 attend all meetings and participate in all deliberations of the board. Such student representative
4 shall not have the right to vote on any matter before the board, **unless the student**
5 **representative position on the board is converted to a student curator position, as provided**
6 **under section 172.030.**

7 2. Such student representative shall be a full-time student at the university as defined by
8 the board, selected from a panel of three names submitted to the governor by the student
9 government presidents of the campuses of the university, a citizen of the United States, and a
10 resident of the state of Missouri. No person may be appointed who is not actually enrolled
11 during the term of such person's appointment as a student at the University of Missouri.

12 3. The term of the student representative shall be two years, except that the person first
13 appointed shall serve until January 1, 1986.

14 4. If a vacancy occurs for any reason in the position of student representative, the
15 governor shall appoint a replacement who meets the qualifications set forth in subsection 2 of
16 this section and who shall serve until the student representative's successor is appointed and
17 qualified.

18 5. If the student representative ceases to be a student at the University of Missouri, or
19 a resident of the state of Missouri, or fails to follow the board's attendance policy, the student
20 representative's position shall at once become vacant, unless such absence is caused by sickness
21 or some accident preventing such representative's arrival at the time and place appointed for the
22 meeting.

23 6. The student representative shall receive the same reimbursement for expenses as other
24 members of the board of curators receive pursuant to section 172.040.

25 7. Appointments made under this section shall be made in rotation from each of the four
26 campuses of the University of Missouri, beginning with a student from the Columbia campus,
27 next from the Rolla campus, next from the Kansas City campus, and then from the St. Louis

28 campus. **If, after August 28, 2011, the university adds another campus or campuses, then**
29 **such campus or campuses shall be inserted into the aforementioned rotation following the**
30 **St. Louis campus in the order in which such campus or campuses are admitted into the**
31 **university.**

32 8. Unless alternative arrangements for payment have been made and agreed to by the
33 student and the university, the student representative shall have paid all student and tuition fees
34 due prior to such appointment and shall pay all future student and tuition fees during the term
35 of office when such fees are due.

172.040. **Except as provided in subsection 2 of section 172.030 for student curators,**
2 the term of service of the curators shall be six years, the terms of three expiring every two years;
3 the first expiration occurring on the first day of January, 1911, and succeeding expirations of
4 three members every two years thereafter. Said curators, while attending the meetings of the
5 board, shall receive their actual expenses, which shall be paid out of the ordinary revenues of the
6 university.

172.060. **Except as provided in subsection 2 of section 172.030 for student curators,**
2 all appointments to fill vacancies, except such as may be made to fill out unexpired terms, shall
3 be for the term of six years, and until the successors of such appointees shall be appointed and
4 qualified.