

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 904,
2 Page 1, Section A, Line 3, by inserting after all of said section and line the following:

3
4 "161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of
5 law, the governor shall, by and with the advice and consent of the senate, appoint a teacher
6 representative to the state board of education, who shall attend all meetings and participate in all
7 deliberations of the board. Such teacher representative shall not have the right to vote on any matter
8 before the board or be counted in establishing a quorum under section 161.082.

9 2. Such teacher representative shall be an active classroom teacher. For purposes of this
10 section, "active classroom teacher" means a resident of the state of Missouri who is a full-time
11 teacher with at least five years of teaching experience in the state of Missouri, who is certified to
12 teach under the laws governing the certification of teachers in Missouri, and who is not on leave at
13 the time of the appointment to the position of teacher representative. Such teacher representative
14 shall have the written support of the local school board prior to accepting the appointment.

15 3. The term of the teacher representative shall be four years and appointments made under
16 this section shall be made in rotation from each congressional district beginning with the first
17 congressional district and continuing in numerical order.

18 4. If a vacancy occurs for any reason in the position of teacher representative, the governor
19 shall appoint, by and with the advice and consent of the senate, a replacement for the unexpired
20 term. Such replacement shall be a resident of the same congressional district as the teacher
21 representative being replaced, shall meet the qualifications set forth in subsection 2 of this section,
22 and shall serve until his or her successor is appointed and qualified. If the general assembly is not
23 in session at the time for making an appointment, the governor shall make a temporary appointment
24 until the next session of the general assembly, when the governor shall nominate a person to fill the
25 position of teacher representative.

26 5. If the teacher representative ceases to be an active classroom teacher, as defined in
27 subsection 2 of this section, or fails to follow the board's attendance policy, the teacher
28 representative's position shall immediately become vacant unless an absence is caused by sickness
29 or some accident preventing such representative's arrival at the time and place appointed for the
30 meeting.

31 6. The teacher representative shall receive the same reimbursement for expenses as
32 members of the state board of education receive under section 161.022.

33 7. At no time shall more than one non-voting member serve on the state board of education.

34 8. The provisions of this section shall expire on August 28, 2025.

35 161.072. 1. The state board of education shall meet semiannually in December and in June
36 in Jefferson City. Other meetings may be called by the president of the board on seven days' written

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

1 notice to the members. In the absence of the president, the commissioner of education shall call a
 2 meeting on request of three members of the board, and if both the president and the commissioner
 3 of education are absent or refuse to call a meeting, any three members of the board may call a
 4 meeting by similar notices in writing. The business to come before the board shall be available by
 5 free electronic record at least seven business days prior to the start of each meeting. All records of
 6 any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-
 7 eight hours following the conclusion of every meeting. Any materials prepared for the members of
 8 the board by the staff shall be delivered to the members at least five days before the meeting, and to
 9 the extent such materials are public records as defined in section 610.010 and are not permitted to
 10 be closed under section 610.021, shall be made available by free electronic media at least five
 11 business days in advance of the meeting.

12 2. Upon an affirmative vote of the members of the board who are present and who are not
 13 teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed
 14 to the teacher representative.

15 162.073. For the purposes of sections 162.071, 162.073, 162.152, 162.171, 162.181,
 16 162.191, 162.201, 162.241, [162.261,] 162.301, 162.311, 162.821 and 167.121, in those counties
 17 without a county commission, the following words shall have the following meaning:

- 18 (1) "County clerk" shall mean the vice-chairman of the county legislature or county council;
 19 (2) "County commission" shall mean the county legislature or county council;
 20 (3) "Presiding commissioner of the county commission" shall mean the chairman of the
 21 county legislature or county council.

22 162.261. 1. The government and control of a seven-director school district, other than an
 23 urban district, is vested in a board of education of seven members, who hold their office for three
 24 years, except as provided in section 162.241, and until their successors are duly elected and
 25 qualified. Any vacancy occurring in the board shall be filled by the remaining members of the
 26 board; except that if there are more than two vacancies at any one time, the county commission
 27 upon receiving written notice of the vacancies shall fill the vacancies by appointment. If there are
 28 more than two vacancies at any one time in a county without a county commission, the county
 29 executive upon receiving written notice of the vacancies shall fill the vacancies, with the advice and
 30 consent of the county council, by appointment. The person appointed shall hold office until the next
 31 municipal election, when a director shall be elected for the unexpired term.

32 2. No seven-director, urban, or metropolitan school district board of education shall hire a
 33 spouse of any member of such board for a vacant or newly created position unless the position has
 34 been advertised pursuant to board policy and the superintendent of schools submits a written
 35 recommendation for the employment of the spouse to the board of education. The names of all
 36 applicants as well as the name of the applicant hired for the position are to be included in the board
 37 minutes.

38 3. The provisions of article VII, section 6 of the Missouri Constitution apply to school
 39 districts."; and

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 41 Further amend said bill by amending the title, enacting clause, and intersectional references
 42 accordingly.