

FIRST REGULAR SESSION

SENATE BILL NO. 448

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

Read 1st time February 5, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

2046S.011

AN ACT

To amend chapter 160, RSMo, by adding thereto one new section relating to recall elections for school board members.

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

Section A. Chapter 160, RSMo, is amended by adding thereto one new
2 section, to be known as section 160.670, to read as follows:

**160.670. 1. A school board member in any school district may be
2 removed by the voters in a recall election. Such election shall be held
3 upon the submission of a petition signed by voters of the district equal
4 in number to at least twenty-five percent of the number of persons
5 voting at the last preceding election to elect a district board
6 member. The petition shall be filed with the election authority and the
7 secretary of the district board of education, and the petition shall
8 contain a general statement of the grounds for which the removal is
9 sought. The signatures to the petition need not all be appended to one
10 paper, but each signer shall add to his or her signature his or her place
11 of residence, giving the street and number. One of the signers of each
12 paper shall make oath before an officer competent to administer oaths
13 that the statements made on the paper are true as he or she believes
14 and that each signature to the paper appended is the genuine signature
15 of the person whose name it purports to be.**

**16 2. Within thirty days from the date of filing the petition, the
17 election authority shall examine and ascertain whether the petition is
18 signed by the requisite number of voters. The election authority shall
19 attach to the petition his or her certificate, showing the result of the
20 examination. The election authority shall, within ten days after such
21 amendment, make like examination of the amended petition and, if his**

22 or her certificate shall show the amended petition to be insufficient, it
23 shall be returned to the person filing the amended petition, without
24 prejudice to the filing of a new petition to the same effect. If the
25 petition shall be deemed to be sufficient, the election authority shall
26 submit the petition to the district board without delay. If the petition
27 shall be found to be sufficient, the district board shall order the
28 question to be submitted to the voters of the district.

29 3. If a majority of the voters vote in favor of retaining the
30 member, the member shall remain in office and shall not be subject to
31 another recall election during his or her term of office. If a majority
32 of voters vote to remove the member, his or her successor shall be
33 chosen as provided in section 162.261, RSMo.

✓

Bill

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