

SENATE BILL NO. 737

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR HENDERSON.

2949S.01I

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 161.026 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 161.026 as enacted by senate bill no. 743, ninety-ninth general assembly, second regular session, and to enact in lieu thereof one new section relating to teacher representatives on the state board of education.

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

Section A. Section 161.026 as enacted by house bill no. 2 1606, ninety-ninth general assembly, second regular session, 3 and section 161.026 as enacted by senate bill no. 743, ninety- 4 ninth general assembly, second regular session, are repealed 5 and one new section enacted in lieu thereof, to be known as 6 section 161.026, to read as follows:

[161.026. 1. Notwithstanding the 2 provisions of section 161.032 or any other 3 provision of law, the governor shall, by and 4 with the advice and consent of the senate, 5 appoint a teacher representative to the state 6 board of education, who shall attend all 7 meetings and participate in all deliberations of 8 the board. The teacher representative shall not 9 have the right to vote on any matter before the 10 board or be counted in establishing a quorum 11 under section 161.082.

12 2. The teacher representative shall be an 13 active classroom teacher. For purposes of this 14 section, "active classroom teacher" means a 15 resident of the state of Missouri who is a full- 16 time teacher with at least five years of 17 teaching experience in the state of Missouri,

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 who is certified to teach under the laws
19 governing the certification of teachers in
20 Missouri, and who is not on leave at the time of
21 the appointment to the position of teacher
22 representative. The teacher representative
23 shall have the written support of the local
24 school board prior to accepting the appointment.

25 3. The term of the teacher representative
26 shall be four years, and appointments made under
27 this section shall be made in rotation from each
28 congressional district beginning with the first
29 congressional district and continuing in
30 numerical order.

31 4. If a vacancy occurs for any reason in
32 the position of teacher representative, the
33 governor shall appoint, by and with the advice
34 and consent of the senate, a replacement for the
35 unexpired term. Such replacement shall be a
36 resident of the same congressional district as
37 the teacher representative being replaced, shall
38 meet the qualifications set forth under
39 subsection 2 of this section, and shall serve
40 until his or her successor is appointed and
41 qualified.

42 5. If the teacher representative ceases to
43 be an active classroom teacher, as defined under
44 subsection 2 of this section, or fails to follow
45 the board's attendance policy, the teacher
46 representative's position shall immediately
47 become vacant unless an absence is caused by
48 sickness or some accident preventing the
49 representative's arrival at the time and place
50 appointed for the meeting.

51 6. The teacher representative shall
52 receive the same reimbursement for expenses as
53 members of the state board of education receive
54 under section 161.022.

55 7. At no time shall more than one
56 nonvoting member serve on the state board of
57 education.

58 8. The provisions of this section shall
59 expire on August 28, 2026.]

161.026. 1. Notwithstanding the provisions of section
2 161.032 or any other provision of law, the governor shall,
3 by and with the advice and consent of the senate, appoint a
4 teacher representative to the state board of education who
5 shall attend all meetings and participate in all
6 deliberations of the board. The teacher representative
7 shall not have the right to vote on any matter before the
8 board or be counted in establishing a quorum under section
9 161.082.

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

21 3. The term of the teacher representative shall be
22 four years, and [appointments made under this section shall
23 be made in rotation from each congressional district
24 beginning with the first congressional district and
25 continuing in numerical order] **for the second and succeeding**
26 **appointments, the newly appointed teacher representative**
27 **shall not be appointed from the same congressional district**
28 **as the immediately preceding teacher representative.**

29 4. If a vacancy occurs for any reason in the position
30 of teacher representative, the governor shall appoint, by
31 and with the advice and consent of the senate, a replacement
32 for the unexpired term. Such replacement [shall be a

33 resident of the same congressional district as the teacher
34 representative being replaced,] shall meet the
35 qualifications set forth under subsection 2 of this section,
36 and shall serve until his or her successor is appointed and
37 qualified. [If the general assembly is not in session at
38 the time for making an appointment, the governor shall make
39 a temporary appointment until the next session of the
40 general assembly, when the governor shall nominate a person
41 to fill the position of teacher representative.]

42 5. If the teacher representative ceases to be an
43 active classroom teacher, as defined under subsection 2 of
44 this section, or fails to follow the board's attendance
45 policy, the teacher representative's position shall
46 immediately become vacant unless an absence is caused by
47 sickness or some accident preventing the teacher
48 representative's arrival at the time and place appointed for
49 the meeting.

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

53 7. At no time shall more than one nonvoting member
54 serve on the state board of education.

55 8. The provisions of this section shall expire on
56 August 28, [2025] 2031.

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