

FIRST REGULAR SESSION

HOUSE BILL NO. 783

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES LAMPE (Sponsor), WILDBERGER, WALSH, ROBINSON,
VILLA, GRILL, BROWN (50), BAKER (25), OXFORD, TALBOY, DARROUGH, ROORDA,
CASEY AND SCHIEFFER (Co-sponsors).

Read 1st time February 7, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

1745L.01I

AN ACT

To repeal section 226.030, RSMo, and to enact in lieu thereof one new section relating to the director of the department of transportation.

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

Section A. Section 226.030, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 226.030, to read as follows:

226.030. 1. The highways and transportation commission shall consist of six members, who shall be appointed by the governor, by and with the advice and consent of the senate, not more than three thereof to be members of the same political party. Each commissioner shall be a taxpayer and resident of state for at least five years prior to his appointment. Any commissioner may be removed by the governor if fully satisfied of his inefficiency, neglect of duty, or misconduct in office. Commissioners appointed pursuant to this section shall be appointed for terms of six years, except as otherwise provided in this subsection. Upon the expiration of each of the foregoing terms of these commissioners a successor shall be appointed for a term of six years or until his successor is appointed and qualified which term of six years shall thereafter be the length of term of each member of the commission unless removed as above provided. The members of the commission shall receive as compensation for their services twenty-five dollars per day for the time spent in the performance of their official duties, and also their necessary traveling and other expenses incurred while actually engaged in 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.

14 discharge of their official duties. Members whose terms otherwise expire December 1, 2003,
15 shall serve with terms expiring March 1, 2004, and new members or the members reappointed
16 shall be appointed for terms expiring March 1, 2005; a member whose term otherwise expires
17 December 1, 2005, shall serve with a term expiring March 1, 2007; a member whose term
18 otherwise expires December 1, 2007, shall serve with a term expiring March 1, 2009; and one
19 member whose term otherwise expires October 13, 2007, shall serve with a term expiring March
20 1, 2007; and one member whose term otherwise expires October 13, 2007, shall serve with a
21 term expiring March 1, 2009. If a vacancy occurs in any term of a commissioner due to death,
22 resignation, or removal, a successor shall be appointed for only the remainder of the unexpired
23 term.

24 2. The two members of the commission, one each from opposing political parties, who
25 have the most seniority in commission service shall serve as commission leadership with one
26 member as chair and the other member as vice chair, respectively, for terms ending March 1,
27 2005. The commission shall elect one of the members as chair and the other as vice chair.
28 Effective March 1, 2005, the commission shall elect the two members of the commission, one
29 from each opposing political party who has the most seniority in commission service, who shall
30 serve as commission leadership with one member as chair and the other member as vice chair,
31 respectively, for one year. At the end of such year, the member currently serving as chair shall
32 then serve as vice chair, and the member currently serving as vice chair shall serve as chair, each
33 to serve in such position for one year. Thereafter, commission leadership shall continue to rotate
34 accordingly with the two members from opposing political parties who have the most seniority
35 in terms of commission service being elected by the commission to serve as commission
36 leadership. If one of the commission leadership offices becomes vacant due to death,
37 resignation, removal, or refuses to serve before the one-year leadership term expires, the
38 commission shall elect one of its members that is of the same political party as the vacating
39 officer to serve the remainder of the vacating officer's leadership term. Such election shall not
40 prohibit that member from later serving as chair and vice chair when such member's seniority
41 in commission service qualifies him or her for those offices as provided in this subsection.

42 3. No more than one-half of the members of the commission shall be of the same
43 political party. The selection and removal of all employees of the department of transportation
44 shall be without regard to political affiliation.

45 4. The present members of the commission shall continue to serve as members of the
46 commission for the remainder of the terms for which they were appointed, except as provided
47 in subsection 1 of this section.

48 5. [The director of the department of transportation shall, by February fifteenth of each
49 year, present an annual state of the state of transportation to a joint session of the general

50 assembly. The six members of the commission shall be present and available at such
51 presentations for questions by members.] The transportation inspector general may [also be
52 present and] report to the general assembly on any matter of concern within his or her statutory
53 authority. [The provisions of this subsection shall expire August 28, 2008.]
54 6. Any member reappointed shall only be eligible to serve as chair or vice-chair during
55 the final two years of such member's reappointment.

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