

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Bill No. 134, Page 23, Section 115.352, Line 5, by  
2 inserting after said section and line the following:

3  
4 "162.386. 1. Notwithstanding any other provision of law to the contrary, in any school  
5 district that is located within or that adjoins a school district that is located within, in whole or in  
6 part, a street light maintenance district with a population of less than three thousand inhabitants, and  
7 that is located within a county with a charter form of government and with more than nine hundred  
8 fifty thousand inhabitants, the board of election commissioners of such county shall establish seven  
9 subdistricts for the purpose of electing directors of such districts.

10 2. (1) The subdistrict boundaries shall be drawn by the commissioners within sixty days  
11 after August 28, 2017, and within six months after each decennial census is reported to the President  
12 of the United States. In the event that the board of election commissioners is unable to agree on the  
13 subdistrict boundaries by the deadlines established under this subsection, the governing body of the  
14 county shall, sitting as an apportionment commission, draw the boundaries within sixty days after  
15 the failure of the board of election commissioners to do so. Subdistrict boundaries drawn by the  
16 governing body of the county shall not be subject to veto by the chief executive of the county.

17 (2) The commissioners shall apportion the subdistricts by dividing the population,  
18 determined by the preceding decennial census, of the district by the number of directors and shall  
19 establish each subdistrict so that the population of that subdistrict shall, as nearly as possible, equal  
20 that figure or be within one percent thereof. Each subdistrict shall be composed of contiguous  
21 territory as compact as may be.

22 3. All board members elected or appointed in any such district shall be elected or appointed  
23 to represent one of the subdistricts, beginning with the first general municipal election or vacancy  
24 occurring after August 28, 2017. Each member shall reside for one year prior to the date of his or  
25 her election in the subdistrict from which he or she is elected or, in the case of a vacancy, the  
26 subdistrict from which he or she is appointed, and shall forfeit his or her office if he or she removes  
27 his or her residence from the subdistrict. Such vacancy may be declared and the office filled by the  
28 remaining members of the board as provided by law.

29 4. Elected members of the board in office on August 28, 2017, shall hold office for the  
30 length of term for which they were elected, and until their successors are elected and qualified, and  
31 any members appointed to fill vacancies in office occurring after August 28, 2017, shall serve until  
32 the next general municipal election, at which time a successor shall be elected to serve for the  
33 remainder of the term to which the replaced member was elected.

34 5. If a vacancy occurs subsequent to the eleventh Tuesday but prior to the eighth Tuesday  
35 prior to the general municipal election, notice of election to fill such vacancy shall be given within  
36 two days after the vacancy arises, but not later than the seventh Tuesday prior to the general

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1 municipal election; and declarations of candidacy to fill such vacancy shall be received for a period  
2 of five business days, between 8:00 a.m. and 5:00 p.m., after notice is given, but not later than the  
3 first Monday prior to the sixth Tuesday prior to the general municipal election; and the names of the  
4 candidates shall be certified to the election authority not later than the sixth Tuesday prior to the  
5 general municipal election. Notice of election, declaration of candidacy, and certification to the  
6 election authority of any vacancies occurring at any other time shall be filed as otherwise provided  
7 by law.

8       6. At the first general municipal election to occur after August 28, 2017, the elections for  
9 the seats of any expiring terms or appointed terms, as provided herein, of at-large board members  
10 shall be filled by persons elected from the lowest-numbered subdistricts, as those subdistricts are  
11 created and numbered by the board of election commissioners. The second such general municipal  
12 election shall be for the lowest-numbered subdistricts not filled at the prior election, and the third  
13 such election shall be for the remaining subdistricts not filled at the prior two elections.

14       7. The law governing school districts and seven-director school districts shall continue to  
15 apply to any district described under this section, except as expressly provided under this section.";  
16 and

17  
18 Further amend said bill by amending the title, enacting clause, and intersectional references  
19 accordingly.