

SECOND REGULAR SESSION

HOUSE BILL NO. 2896

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BROWN.

6382H.02I

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 174.300, 174.332, 174.450, 174.453, 174.610, 175.020, and 178.632, RSMo, and to enact in lieu thereof seven new sections relating to higher education governing bodies.

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

Section A. Sections 174.300, 174.332, 174.450, 174.453, 174.610, 175.020, and 2 178.632, RSMo, are repealed and seven new sections enacted in lieu thereof, to be known as 3 sections 174.300, 174.332, 174.450, 174.453, 174.610, 175.020, and 178.632, to read as 4 follows:

174.300. 1. Prior to October 17, 1978, the governor shall, with the advice and 2 consent of the senate, appoint a six-member board of regents to assume the general control 3 and management of Harris-Stowe College. The members of the board shall serve for terms of 4 six years each, except for the members first appointed, two of whom shall serve two-year 5 terms, two of whom shall serve four-year terms, and two of whom shall serve six-year terms. 6 Not more than three of the regents shall be affiliated with any one political party **or reside in** 7 **the city in which the institution's principal administrative office is located.**

174.332. 2. On and after August 28, 2005, Harris-Stowe State College shall be known as 8 Harris-Stowe State University, and the provisions contained in subsection 1 of this section 9 shall continue to apply to the institution.

174.332. 1. Notwithstanding the provisions of section 174.050 to the contrary, the 2 board of regents of Northwest Missouri State University shall be composed of nine members, 3 eight of whom shall be voting members and one who shall be a nonvoting member. Not more 4 than four voting members shall belong to any one political party~~. Not more than two voting~~

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.

5 ~~members shall be residents of the same county. The appointed members of the board serving~~
6 ~~on August 28, 2008, shall continue to serve until the expiration of the terms for which the~~
7 ~~appointed members were appointed and until such time a successor is duly appointed.~~

8 2. The board of regents shall be appointed as follows:

9 (1) ~~Six voting members shall be residents of the university's historic statutory service~~
10 ~~region, provided at least one member shall be a resident of Nodaway County. For the sole~~
11 ~~purpose of determining the composition of the board of regents, the university's historic~~
12 ~~statutory service region shall consist of the counties of Atchison, Andrew, Caldwell, Carroll,~~
13 ~~Clay, Clinton, Daviess, DeKalb, Gentry, Grundy, Harrison, Holt, Livingston, Meree,~~
14 ~~Nodaway, Ray, and Worth;~~

15 (2) ~~Two voting members shall be residents of a county in the state that is outside the~~
16 ~~university's historic statutory service region, as described in subdivision (1) of this subsection,~~
17 ~~provided these two members shall not be appointed from the same congressional district; and~~

18 (3) **or reside in the county in which the institution's principal administrative**
19 **office is located.** One nonvoting member shall be a full-time student of the university, a
20 United States citizen, and a resident of Missouri.

21 [3.] 2. A majority of the voting members of the board shall constitute a quorum for
22 the transaction of business; however, no appropriation of money nor any contract that shall
23 require any appropriation or disbursement of money shall be made, nor teacher employed or
24 dismissed, unless a majority of the voting members of the board vote for the same.

25 [4.] 3. Except as specifically provided in this section, the appointments and terms of
26 office for the voting and nonvoting members of the board, and all other duties and
27 responsibilities of the board, shall comply with the provisions of state law regarding boards of
28 regents.

174.450. 1. Except as provided in subsections 2, [6] 3, and [7] 4 of this section, the
2 governing board of the University of Central Missouri, Missouri State University, Missouri
3 Southern State University, Missouri Western State University, and of each other public
4 institution of higher education which, through the procedures established in subdivision (8) or
5 (9) of section 173.030, is charged with a statewide mission shall be a board of governors
6 consisting of eight members, composed of seven voting members and one nonvoting member
7 as provided in sections 174.453 and 174.455, who shall be appointed by the governor of
8 Missouri, by and with the advice and consent of the senate. No person shall be appointed a
9 voting member who is not a citizen of the United States and who has not been a resident of
10 the state of Missouri for at least two years immediately prior to such appointment. Not more
11 than four voting members shall belong to any one political party. The appointed members of
12 the board of regents serving on the date of the statutory mission change shall become
13 members of the board of governors on the effective date of the statutory mission change and

14 serve until the expiration of the terms for which such members were appointed. The board of
15 regents of any such institution shall be abolished on the effective date of the statutory mission
16 change, as prescribed in subdivision (8) or (9) of section 173.030.

17 2. The governing board of Missouri State University, a public institution of higher
18 education charged with a statewide mission in public affairs, shall be a board of governors of
19 ten members, composed of nine voting members and one nonvoting member, who shall be
20 appointed by the governor, by and with the advice and consent of the senate. The nonvoting
21 member shall be a student selected in the same manner as prescribed in section 174.055. ~~[At~~
22 ~~least one but no more than two voting members shall be appointed to the board from each~~
23 ~~congressional district, and]~~ Every member of the board shall be a citizen of the United States,
24 and a resident of this state for at least two years prior to the member's appointment. No more
25 than five voting members shall belong to any one political party. **No more than four voting**
26 **members shall reside in the county in which the institution's principal administrative**
27 **office is located.** The term of office of the governors shall be six years, except as provided in
28 this subsection. The term of office for those appointed hereafter shall end January first in
29 years ending in an odd number.

30 3. ~~If a voting member of the board of governors of Missouri State University is~~
31 ~~found by unanimous vote of the other governors to have moved such governor's residence~~
32 ~~from the district from which such governor was appointed, then the office of such governor~~
33 ~~shall be forfeited and considered vacant.~~

34 4. ~~Should the total number of Missouri congressional districts be altered, all members~~
35 ~~of the board of governors of Missouri State University shall be allowed to serve the remainder~~
36 ~~of the term for which such members were appointed.~~

37 5. ~~Should the boundaries of any congressional districts be altered in a manner that~~
38 ~~displaces a member of the board of governors of Missouri State University from the~~
39 ~~congressional district from which the member was appointed, the member shall be allowed to~~
40 ~~serve the remainder of the term for which the member was appointed.~~

41 6.] The governing board of Missouri Southern State University shall be a board of
42 governors consisting of nine members, composed of eight voting members and one nonvoting
43 member as provided in sections 174.453 and 174.455, who shall be appointed by the governor
44 of Missouri, by and with the advice and consent of the senate. No person shall be appointed a
45 voting member who is not a citizen of the United States and who has not been a resident of
46 the state of Missouri for at least two years immediately prior to such appointment. Not more
47 than four voting members shall belong to any one political party **or reside in the county in**
48 **which the institution's principal administrative office is located.**

49 [7.] 4. The governing board of Northwest Missouri State University shall be a board
50 of regents as provided in section 174.332.

51 **5. Not more than three voting members of the governing board of the University**
52 **of Central Missouri shall reside in the county in which the institution's principal**
53 **administrative office is located.**

174.453. 1. Except as provided in section 174.450 and in [subseetion] subsections 4,
2 5, and 6 of this section, the board of governors shall be appointed as follows:

3 (1) Five voting members shall be selected from the counties comprising the
4 institution's historic statutory service region as described in section 174.010, except that no
5 more than two members shall be appointed from any one county with a population of less
6 than two hundred thousand inhabitants;

7 (2) Two voting members shall be selected from any of the counties in the state which
8 are outside of the institution's historic service region; and

9 (3) One nonvoting member who is a student shall be selected in the same manner as
10 prescribed in section 174.055.

11 2. The term of service of the governors shall be as follows:

12 (1) The voting members shall be appointed for terms of six years; and

13 (2) The nonvoting student member shall serve a two-year term.

14 3. Members of any board of governors selected pursuant to this section and in office
15 on May 13, 1999, shall serve the remainder of their unexpired terms.

16 4. Notwithstanding the provisions of subsection 1 of this section, the board of
17 governors of Missouri Southern State University shall be appointed as follows:

18 (1) ~~[Six voting members shall be selected from any of the following counties:
Barton, Jasper, Newton, McDonald, Dade, Lawrence, and Barry provided that no more than
three of these six members shall be appointed from any one county;~~

21 (2) ~~Two voting members shall be selected from any of the counties in the state which
are outside of the counties articulated in subdivision (1) of this subsection;~~

23 ~~(3)] Not more than four voting members shall be selected who reside in the
24 county in which the institution's principal administrative office is located; and~~

25 (2) One nonvoting member who is a student shall be selected in the same manner as
26 prescribed in section 174.055[; and

27 (4) ~~The provisions of subdivisions (1) and (2) of this subsection shall only apply to
28 board members first appointed after August 28, 2004].~~

29 5. Notwithstanding the provisions of subsection 1 of this section, the board of
30 governors of Missouri Western State University shall be composed of eight members
31 appointed as follows:

32 (1) Five voting members shall be selected from any of the following counties:
33 Buchanan, Platte, Clinton, Andrew, and DeKalb;

34 (2) One nonvoting member who is a student shall be selected in the same manner as
35 prescribed in section 174.055; and

36 (3) The provisions of subdivisions (1) and (2) of this subsection shall only apply to
37 board members first appointed after August 28, 2005.

38 6. [+] Notwithstanding the provisions of subsection 1 of this section to the contrary,
39 the board of governors of Southeast Missouri State University shall be appointed as follows:

40 ~~I(a) Two voting members shall be selected from any of the following counties:~~
41 ~~Butler, Dunklin, Mississippi, New Madrid, Pemiscot, Scott, or Stoddard;~~

42 (b) Two voting members shall be selected from any of the following counties:
43 Bollinger, Cape Girardeau, Madison, Perry, Ste. Genevieve, or St. Francois;

44 (e) Two voting members shall be selected from any of the following counties or areas:
45 Franklin, Jefferson, Lincoln, St. Charles, St. Louis, St. Louis City, or Warren;

(d) One voting member shall be selected from one of the counties in the

47 (e) (1) Seven voting members shall be selected, not more than three of whom
48 shall reside in the county in which the institution's principal administrative office is
49 located; and

50 **(2)** One nonvoting member who is a student shall be selected in the same manner as
51 provided in section 174.055.

52 |~~(2) The provisions of paragraphs (a) to (c) of subdivision (1) of this subsection shall~~
53 ~~only apply to board members first appointed after August 28, 2021.~~|

174.610. The governing board of the Truman State University shall be a board of
2 governors consisting of ten members, composed of seven voting members and three
3 nonvoting members as provided in section 174.620, who shall be appointed by the governor
4 of Missouri, by and with the advice and consent of the senate. No person shall be appointed a
5 voting governor who is not a citizen of the United States and who has not been a resident of
6 the state of Missouri for at least two years immediately prior to such person's appointment.
7 Not more than four voting governors shall belong to any one political party. **Not more than**
8 **three voting governors shall reside in the county in which the institution's principal**
9 **administrative office is located.** The appointed members of the board of regents serving on
10 January 1, 1986, shall become members of the board of governors on January 1, 1986, and
11 serve until the expiration of the terms for which they were appointed.

175.020. The board of curators of Lincoln University of Missouri shall hereafter
2 consist of nine members who shall be appointed by the governor, by and with the advice and
3 consent of the senate. No person shall be appointed a curator who shall not be a citizen of the
4 United States and who shall not have been a resident of the state of Missouri two years next
5 prior to his or her appointment. Not more than five curators shall belong to any one political

6 party, **and not more than four curators shall reside in the county in which the**
7 **institution's principal administrative office is located.**

178.632. The governing board of State Technical College of Missouri shall be a board
2 of regents composed of seven voting members and one nonvoting student member. Such
3 members shall be appointed by the governor with the advice and consent of the senate after
4 August 28, 1995, and after the conditions of section 178.631 are satisfied. No person shall be
5 appointed to the board who is not a citizen of the United States and who has not been a
6 resident of the state of Missouri for at least two years immediately prior to his appointment.
7 Not less than three voting members shall belong to one of the two major political parties and
8 not less than three shall belong to the other major political party. Not more than [~~two voting~~
9 ~~members shall reside in Osage County or other immediately contiguous counties~~] three
10 **voting members shall reside in the county in which the institution's principal**
11 **administrative office is located.**

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