

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative McKissack**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF THE
9 STATE BOARD OF EDUCATION; AND FOR OTHER PURPOSES."

Subtitle

12 "AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF THE
13 STATE BOARD OF EDUCATION."

15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

17 SECTION. 1 (a) The State Board of Education shall be composed of
18 twelve (12) members, two (2) to be elected from each court of appeals
19 district. Members shall be elected on a non-partisan basis.

20 (b)(1) The term of office of a member of the State Board of Education
21 shall be four (4) years.

22 (2) The initial members elected to the board shall determine
23 their terms of office by lot so that one (1) member from each district serves
24 an initial term of two (2) years and one (1) member serve an initial term of
25 four (4) years.

26 (c) No person shall be eligible to be elected to more than two (2)
27 terms of office as a member of the State Board of Education.

28 (d)(1) No person shall be a member of the board who, at the time of his
29 election, is not a citizen of the United States, nor any one who has not been
30 for two (2) years next preceding his election a resident of the state, and for
31 one (1) year next preceding his election a resident of the district from which
32 he may be chosen. Board members shall be at least twenty-one (21) years of
33 age.

34 (2) No person shall serve as a member of the State Board of
35 Education who is:

1 (A) a candidate for any other public office or a holder of
2 any other public office in the state;

3 (B) a teacher, supervisor or principal of any public or
4 private school;

5 (C) the Director of General Education or the Director of
6 Vocational Education;

7 (D) any state, county, or city superintendent of education

8 (E) an instructor, professor, administrator, president or
9 member of any board of trustees of any institution of higher learning or trade
10 school; or

11 (F) any other person engaged in an administrative capacity
12 in the field of education.

13 (e) When a vacancy occurs in the membership of the board, the board
14 shall appoint a successor who will serve the unexpired term of the person
15 succeeded. The person appointed shall meet the same qualifications as the
16 person, subject to all other provisions of this act.

17 (f) The members of the State Board of Education shall serve without
18 remuneration other than:

19 (1) Their actual expenses while attending regular and special
20 meetings of the board, or other official business of the board; and

21 (2) A per diem allowance of twenty-five dollars (\$25.00) per day
22 when in attendance at regular or special meetings or other official business
23 of the board.

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25 SECTION 2. (a) The initial members of the State Board of Education
26 elected pursuant to this act shall be elected at the 1994 general election.

27 (b) Until the board is elected and qualified, the provisions of
28 Arkansas Code 6-11-101 shall govern the appointment and qualifications of
29 board members and the per diem and reimbursement of board members.

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31 SECTION 3. All provisions of this act of a general and permanent nature
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
33 Revision Commission shall incorporate the same in the Code.

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35 SECTION 4. If any provision of this act or the application thereof to

1 any person or circumstance is held invalid, such invalidity shall not affect
2 other provisions or applications of the act which can be given effect without
3 the invalid provision or application, and to this end the provisions of this
4 act are declared to be severable.

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6 SECTION 5. All laws and parts of laws in conflict with this act are
7 hereby repealed.

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