

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

**HOUSE BILL**

4 **By: Representatives Sheid and Purdom**  
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## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 6-17-1103 TO REQUIRE THAT  
10 MEMBERS OF THE PUBLIC SCHOOL EMPLOYEES INSURANCE ADVISORY  
11 COMMITTEE BE ELECTED BY THE BOARDS OF DIRECTORS OF THE  
12 EDUCATIONAL SERVICE COOPERATIVES; AND FOR OTHER PURPOSES."  
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## Subtitle

14 "TO REQUIRE THAT PUBLIC SCHOOL EMPLOYEES INSURANCE  
15 ADVISORY COMMITTEE MEMBERS BE ELECTED BY THE BOARDS OF  
16 DIRECTORS OF THE EDUCATIONAL SERVICE COOPERATIVES."  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code 6-17-1103 is amended to read as follows:

22 "6-17-1103. Committee - Members generally.

23 (a) The committee shall consist of fifteen (15) members, one (1)  
24 member being elected from each Educational Service Cooperative in the state of  
25 Arkansas.

26 (b) A Board of Directors of each Educational Services Cooperative shall  
27 nominate candidates for the committee member from that Educational Services  
28 Cooperative, such nominees being drawn from the employees of the school  
29 districts represented on the Board of Education of a given Educational Service  
30 Cooperative.

31 (c) Beginning on July 15, 1993, each individual member of the Board of  
32 Directors of each Educational Services Cooperative, which individual members  
33 represent a local school district, shall nominate an employee of the school  
34 district which each represents on the Board of Directors as a candidate for  
35 the Public School Employees Insurance Advisory Committee. The Board of

1 Directors of the respective Educational Services Cooperatives shall then elect  
2 one (1) of the nominees by a majority vote, such board members voting by paper  
3 ballot. Such ballots shall be counted by the Educational Services Cooperative  
4 Director and a member of the Cooperative staff designated by the director.  
5 The director shall report the vote to the Board of Directors immediately upon  
6 votes being counted, and the Board of Directors shall continue voting in such  
7 a manner until one (1) nominee has a simple majority of the ballots cast.  
8 Each vote count shall be verified by one (1) member of the Board of Directors,  
9 such member to be designated by the Board of Directors, and such verification  
10 shall take place either simultaneously with, or immediately after, the  
11 counting of such ballots by the director and his designee. Upon the  
12 conclusion of the final ballot, and subsequent to the verification of the vote  
13 by the Board of Director\_s designee, such ballots shall be destroyed and shall  
14 not become public documents.

15 (d) Upon the election of the fifteen (15) members of the Public School  
16 Employees Insurance Advisory Committee, the terms of the current committee  
17 members shall immediately expire. The newly-elected members shall meet at a  
18 designated time and place, but in no circumstance more than twenty-one (21)  
19 days from the date of the election, for the purpose of drawing lots to  
20 determine the length of committee members\_ terms.

21 (e) Committee members shall draw lots to stagger the terms of the  
22 newly-elected members so as to provide for a rotational system whereby the  
23 terms of three (3) members of the committee shall expire each year, with the  
24 longest term being five (5) years. The committee members shall record the  
25 results of the drawing of such lots, and the committee shall keep a record  
26 thereafter regarding the expiration of such terms and shall have the  
27 responsibility for notifying the appropriate Educational Services Cooperative  
28 Directors when those cooperatives\_ members of the committee shall have a term  
29 to expire. Such notification to the respective appropriate Educational  
30 Services Cooperative Directors shall be made no later than thirty (30) days  
31 prior to the next election of committee members, such voting to take place on  
32 or before July 15 of each year. An expiring term of a committee member shall  
33 terminate on August 31 of the year, and the newly-elected member shall assume  
34 office on September 1.

35 (f) After the first election in 1993, committee members shall be

1 elected for a five (5) year term.

2 (g) Any vacancies arising in the membership of the committee for any  
3 reason other than expiration of the regular terms for which such members were  
4 elected shall be filled by the Board of Directors of the Educational Services  
5 Cooperative from which that member was originally elected. Such replacement  
6 member shall serve until the expiration of the term.

7 (h) Members of the committee shall receive no pay for their services,  
8 but, with respect to attendance at each regular or special meeting of the  
9 committee, each shall be entitled to reimbursement for expenses as authorized  
10 for state employees, to be paid by the Arkansas Department of Education and  
11 taken from the cash assets of this insurance program.

12 (i) School employees missing work for committee meetings shall be  
13 considered on the job and shall receive their regular pay. The cost of any  
14 necessary substitutes shall be paid by the employing school district."  
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16 SECTION 2. All provisions of this act of a general and permanent  
17 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
18 Code Revision Commission shall incorporate the same in the Code.

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20 SECTION 3. If any provision of this act or the application thereof to  
21 any person or circumstance is held invalid, such invalidity shall not affect  
22 other provisions or applications of the act which can be given effect without  
23 the invalid provision or application, and to this end the provisions of this  
24 act are declared to be severable.

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26 SECTION 4. All laws and parts of laws in conflict with this act are  
27 hereby repealed.

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