

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.
Act 344 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1563

5 By: Representative Pickett
6
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For An Act To Be Entitled

9 AN ACT TO AMEND § 6-11-101 TO CLARIFY THE
10 COMPOSITION OF THE STATE BOARD OF EDUCATION; AND
11 FOR OTHER PURPOSES.
12

Subtitle

13 TO AMEND § 6-11-101 TO CLARIFY THE
14 COMPOSITION OF THE STATE BOARD OF
15 EDUCATION.
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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 § 6-11-101 is amended to read as follows:
22 6-11-101. Members.

23 (a)~~(1)~~ The State Board of Education shall be composed of ~~twelve (12)~~
24 ~~members.~~

25 ~~(2) Beginning in 1999, the number of board members shall be~~
26 ~~reduced so that by the end of the year 2001, the board shall be composed of~~
27 ~~nine (9) members.~~

28 (1) two (2) members to be selected from each of the
29 congressional districts of the state as they exist on the effective
30 date of this section; and

31 (2) the remainder One (1) member to be appointed at large
32 from within the state. ~~The number of members shall be modified as follows:~~

33 ~~(A) Upon the expiration of the terms of two (2) board~~
34 ~~members in the year 1999, there shall be an appointment of one (1) member;~~

35 ~~(B) Upon the expiration of the terms of two (2) board~~



1 ~~members in the year 2000, there shall be an appointment of one (1) member,~~
2 ~~and~~

3 ~~(C) Upon the expiration of the terms of two (2) board~~
4 ~~members in the year 2001, there shall be an appointment of one (1) member.~~

5 (b)(1) The term of office of a member of the state board appointed
6 prior to June 3, 2004, shall be six (6) years.

7 ~~(2)(A) The term of office of the first member appointed after~~
8 ~~June 3, 2004, shall be a single term of six (6) years, and all other~~
9 ~~appointments after June 3, 2004, shall be for a single term of seven (7)~~
10 years.

11 ~~(B)(i)(2)(A)~~ Any member appointed to the state board to
12 fill a vacancy for an uncompleted term with less than three (3) years
13 remaining on the original term may be reappointed to an additional term of
14 seven (7) years.

15 ~~(ii)(B)~~ No member serving three (3) or more years on
16 the state board may be reappointed.

17 (3) No current or new member shall be allowed to resign in order
18 to be appointed to a new term on the state board.

19 (4) Nothing in this section shall be construed to change the
20 terms of any member of the state board who was appointed prior to June 3,
21 2004.

22 (c) The membership of the state board shall reflect the diversity in
23 general education.

24 (d)(1) No person may serve as a member of the state board unless he or
25 she is a qualified elector and is a person of high moral standards and
26 recognized ability.

27 (2) Neither the Commissioner of Education nor any candidate for
28 public office, holder of a public office in the state, schoolteacher, county
29 or city superintendent, employee of a state-supported college or university,
30 or member of any board of trustees of any state institution of higher
31 learning shall serve as a member of the board.

32 (e) The members of the state board shall be appointed by the Governor,
33 subject to the confirmation of the Senate, and shall take the oath of office
34 for officers prescribed by the Constitution.

35 (f)(1) ~~When~~ Whenever a vacancy occurs in the membership of the state
36 board, the Governor shall appoint a successor ~~to the person who has vacated~~

1 ~~the membership, who will~~ who shall serve the remainder of the unexpired term
2 of the ~~person~~ the member that he or she succeeded, subject to all other
3 provisions of this section.

4 (2) Resignation, removal from the district from which he or she
5 is appointed, disqualification, incapacitation from mental or physical
6 disability or otherwise, or change in status from the eligibility
7 requirements for membership on the state board shall automatically create a
8 vacancy in the membership of the state board, and no such member shall
9 thereafter exercise any of the functions of membership on the state board
10 even though his or her successor has not been appointed.

11 (g)(1) Members of the state board shall be subject to removal from
12 office by the Governor when the actions or condition of a member shall be
13 considered as sufficient cause for removal.

14 (2) However, before a member may be removed for cause, this
15 cause must have been accepted as true, good, and sufficient by a majority
16 written vote of all members of the state board after a formal hearing at a
17 regular or special session of the state board.

18 (h) The members of the state board shall serve without remuneration
19 but may receive expense reimbursement and stipends in accordance with § 25-
20 16-901 et seq., as follows:

21 (1) ~~Their actual~~ Actual expenses while attending regular and
22 special meetings of the state board; and

23 (2) A per diem allowance when in attendance at regular or
24 special meetings of the state board.

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26 APPROVED: 3/19/2007
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