

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 82 of the Regular Session

As Engrossed: S1/27/09

A Bill

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

SENATE BILL 206

4  
5 By: Senator Miller  
6 By: Representatives Everett, Cooper

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9 **For An Act To Be Entitled**

10 AN ACT CONCERNING APPOINTMENTS TO THE LOCAL BOARD  
11 OF TRUSTEES OF TECHNICAL COLLEGES; AND FOR OTHER  
12 PURPOSES.

13  
14 **Subtitle**

15 CONCERNING APPOINTMENTS TO THE LOCAL  
16 BOARD OF TRUSTEES OF TECHNICAL COLLEGES.

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18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code § 6-53-302(d), concerning persons prohibited  
22 from serving on the local board of trustees of a technical college, is  
23 amended to read as follows:

24 ~~(d) No candidate for public office, holder of public office in the~~  
25 ~~state, certified or noncertified employee of a public school district,~~  
26 ~~classified or nonclassified employee of any community college, vocational and~~  
27 ~~technical school, or any institution of higher learning, nor any member of a~~  
28 ~~board of trustees of a school district, of any community college, or~~  
29 ~~institution of higher learning, or his or her spouse, shall serve as a member~~  
30 ~~of the local board.~~

31 (d)(1) A person shall not serve as a member of the local board if the  
32 person is:

33 (A) A candidate for public office;

34 (B) A holder of public office in the state;

35 (C) A certified or noncertified employee of a public



1 school district;

2 (D) A classified or nonclassified employee of:

3 (i) A community college;

4 (ii) A vocational school;

5 (iii) A technical school; or

6 (iv) An institution of higher education; or

7 (E) A member of a board of trustees of a:

8 (i) School district;

9 (ii) Community college; or

10 (iii) Institution of higher education.

11 (2) A person shall not serve as a member of the local board if  
12 the person's spouse is:

13 (A) A candidate for public office;

14 (B) A holder of public office in the state;

15 (C) A classified or nonclassified employee of the  
16 technical college for which the person would serve as a member of the local  
17 board; or

18 (D) A member of the board of trustees of the technical  
19 college for which the person would serve as a member of the local board.

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21 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
22 General Assembly of the State of Arkansas that current Arkansas law unfairly  
23 limits the possible candidates for appointments to the local boards of  
24 trustees of technical colleges and that the law should be revised as soon as  
25 possible to increase the pool of candidates for these positions. Therefore,  
26 an emergency is declared to exist and this act being immediately necessary  
27 for the preservation of the public peace, health, and safety shall become  
28 effective on:

29 (1) The date of its approval by the Governor;

30 (2) If the bill is neither approved nor vetoed by the Governor,  
31 the expiration of the period of time during which the Governor may veto the  
32 bill; or

33 (3) If the bill is vetoed by the Governor and the veto is  
34 overridden, the date the last house overrides the veto.

35  
36 /s/ Miller

**APPROVED: 2/09/2009**