

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

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ACT 834 OF 1977, CODIFIED AT A.C.A. §6-
9 17-1103; TO REQUIRE THAT MEMBERS OF THE PUBLIC SCHOOL
10 EMPLOYEES INSURANCE ADVISORY COMMITTEE BE ELECTED BY THE
11 BOARDS OF DIRECTORS OF THE EDUCATIONAL SERVICE
12 COOPERATIVES; AND FOR OTHER PURPOSES."

Subtitle

14 "MEMBERS OF PUBLIC SCHOOL EMPLOYEES INSURANCE ADVISORY
15 COMMITTEE SHALL BE ELECTED BY THE BOARDS OF DIRECTORS OF
16 THE EDUCATIONAL SERVICE COOPERATIVES."

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

20
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) member
24 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."
15

16 SECTION 2. All provisions of this act of a general and permanent nature
17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
18 Revision Commission shall incorporate the same in the Code.
19

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.
25

26 SECTION 4. All laws and parts of laws in conflict with this act are
27 hereby repealed.
28
29
30
31
32
33
34
35

1

2