

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Representative Dawson

A Bill

HOUSE BILL 1231

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE § 24-7-301 TO ADD THE STATE AUDITOR TO THE TEACHER RETIREMENT SYSTEM'S BOARD OF TRUSTEES; TO AMEND ARKANSAS CODE § 24-7-304 TO INCREASE THE NUMBER FOR A QUORUM FROM SIX (6) TO SEVEN (7) MEMBERS AT BOARD MEETINGS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

"TO ADD THE STATE AUDITOR TO THE TEACHER RETIREMENT SYSTEM'S BOARD OF TRUSTEES AND INCREASE THE NUMBER FOR A QUORUM TO SEVEN (7) FOR BOARD MEETINGS."

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

*SECTION 1. Arkansas Code § 24-7-301 is amended to read as follows:
"24-7-301. Members.*

The general administration and responsibility for the proper operation of the system and for making effective the provisions of this act are vested in the board of trustees of thirteen (13) persons as follows:

(1) The State Bank Commissioner, the State Treasurer, the State Auditor, and the State Director of Education shall be ex officio trustees. Ex-officio trustees may designate someone as their representative to serve at meetings of the board. Each designee must be approved by the Board;

(2) Six (6) members shall be elected member trustees, each of whom shall have at least five (5) years of credited service in force and be an active member at the beginning of his term of office. One (1) member trustee shall be elected from each of the four (4) congressional districts of the state by the active members employed in school districts, educational

1 institutions, or educational agencies located in the congressional districts.
2 Each trustee must be a resident of the congressional district from which he
3 is elected. One (1) person other than a Caucasian shall be elected by the
4 Arkansas Education Association. One (1) classroom teacher shall be an
5 elected member trustee by classroom teacher members of the Arkansas Education
6 Association. The member trustees shall be elected in accordance with such
7 rules and regulations as the board shall adopt to govern the elections from
8 time to time;

9 (3) Three (3) retirants shall be elected retirant trustees by the
10 Arkansas Retired Teachers' Association; each retirant trustee shall be a
11 retirant at the beginning of his term of office. The retirant trustees shall
12 be elected in accordance with such rules and regulations as have been adopted
13 by the board of trustees to govern the elections."
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15 SECTION 2. Arkansas Code § 24-7-304 is amended to read as follows:

16 "24-7-304. Meetings.

17 (a) The board shall hold regular meetings at least quarterly.

18 (b) Seven (7) trustees, of whom at least one (1) shall be an ex
19 officio trustee or his designee, constitute a quorum at any meeting of the
20 board.

21 (c) Each trustee shall be entitled to one (1) vote on each question
22 before the board, and at least seven (7) concurring votes shall be required
23 for a decision by the board at any meeting.

24 (d) The board shall adopt its own rules of procedure and shall keep a
25 record of its proceedings.

26 (e) All meetings of the board shall be public."
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28 SECTION 3. All provisions of this act of general and permanent nature
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
30 Revision Commission shall incorporate the same in the Code.
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32 SECTION 4. If any provisions of this act or the application thereof to
33 any person or circumstance is held invalid, the invalidity shall not affect
34 other provisions or applications of the act which can be given effect without
35 the invalid provisions or application, and to this end the provisions of this

1 act are declared to be severable.

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

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6 SECTION 6. Emergency. It is hereby found and determined by the
7 Eightieth General Assembly of the State of Arkansas that it is unnecessary
8 for the Board of Trustees to have an ex officio member present to conduct
9 business and that it will improve the operation of the Teacher Retirement
10 System to make this change in the law. Therefore, in order to improve System
11 operations, an emergency is hereby declared to exist, and this act being
12 necessary for the immediate preservation of the public peace, health, and
13 safety, shall be in full force and effect from and after July 1, 1995.

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/s/Rep. Dawson

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