

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Representative Critcher

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE § 6-13-619 TO PROVIDE THAT
9 LOCAL SCHOOL BOARD MEMBERS WHO MISS THREE (3) MEETINGS
10 DURING A SCHOOL YEAR MAY BE REMOVED FROM OFFICE BY A
11 MAJORITY VOTE OF THE OTHER MEMBERS; AND FOR OTHER
12 PURPOSES."

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Subtitle

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

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22 SECTION 1. Arkansas Code Annotated § 6-13-619 is hereby amended to
23 read as follows:

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"6-13-619. Meetings.

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(a) The board of directors shall hold regular monthly meetings during the school term and shall meet on call of the president or secretary or any three (3) members of the board, or when petitioned to do so by a petition in writing signed by fifty (50) electors in the district. Regular meetings of the school board and all school board committees, and special meetings of the school board and school board committees that deal with personnel or personnel policies, shall, except in emergency situations, be held after 5:00 p.m.

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(b) Minutes of regular and special meetings of the school board shall be kept by the secretary of the board and filed by him in a permanent record. This record shall also contain a copy of all budgets of the district and all

1 reports of the county treasurer on the financial affairs of the district.

2 (c)(1) A majority of a quorum voting affirmatively shall be required
3 for the passage of any motion or resolution.

4 (2) Any member who abstains from voting shall be counted as
5 having voted against the motion or resolution.

6 (3) If a member announces a conflict of interest with regard to
7 the issue, the member may leave the meeting until the voting on the issue is
8 concluded, and the member who abstains from voting thereby shall not be
9 counted as having voted.

10 (4) For the purposes of this section, a quorum shall be a
11 majority of the membership of the board.

12 (5)(A) *Any member of the board who misses three (3) regular and*
13 *consecutive board meetings during a school year for any reason other than*
14 *military service of the member or illness of the member verified by a written*
15 *sworn statement of the member's attending physician may be removed from*
16 *office by a majority vote of the remaining board members, but only after an*
17 *opportunity for a hearing before the board upon fifteen (15) days notice*
18 *received by personal delivery or by certified mail return receipt signed by*
19 *addressee only requested.*

20 (B) *If the board takes action to remove the member from office, the*
21 *remaining members shall then appoint another individual to serve until the*
22 *next annual school election when electors shall select in the usual manner a*
23 *director to serve the unexpired term of the removed member."*

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25 SECTION 2. All provisions of this act of a general and permanent
26 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
27 Code Revision Commission shall incorporate the same in the Code.

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29 SECTION 3. If any provision of this act or the application thereof to
30 any person or circumstance is held invalid, such invalidity shall not affect
31 other provisions or applications of the act which can be given effect without
32 the invalid provision or application, and to this end the provisions of this
33 act are declared to be severable.

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35 SECTION 4. All laws and parts of laws in conflict with this act are

As Engrossed: 1/24/95 1/27/95 4/7/95

HB 1294

1 hereby repealed.

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/s/Critcher

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