

1 HB194
2 156126-5
3 By Representatives Gaston, Ison, Buskey, Fincher, Clarke,
4 McMillan, Chesteen, Davis, Beech, Faust, Baker, Shiver and
5 Bracy
6 RFD: Education Policy
7 First Read: 14-JAN-14

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ENROLLED, An Act,

To amend Sections 16-55-2, 16-55-5, and 16-55-6, Code of Alabama 1975, relating to the Board of Trustees of the University of South Alabama; to revise the membership of the board to include two additional members from the state at large, include five members from the United States at large, delete the State Superintendent of Education as a member, and realign the state senatorial districts from which members are appointed; to decrease terms of office from 12 to six years; and to authorize the chair pro tempore of the board to call special meetings of the board.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 16-55-2, 16-55-5, and 16-55-6 of the Code of Alabama 1975, are amended to read as follows:

"§16-55-2.

"The board of trustees shall consist of three members from Mobile County, ~~three~~ five members from the state at large, two members from the United States at large ~~the State Superintendent of Education~~, the Governor, who shall be ex officio president of the board, and one each from each of the following state senatorial districts, or combinations thereof, as those districts existed in 1963: Sixteenth and Seventeenth Districts comprising Monroe and Wilcox Counties and Butler, Conecuh, and Covington Counties, respectively;

1 Nineteenth and Twentieth Districts comprising Choctaw, Clarke,
2 and Washington Counties and Marengo and Sumter Counties,
3 respectively; Twenty-first District comprising Baldwin and
4 Escambia Counties, ~~Nineteenth District comprising Choctaw,~~
5 ~~Clarke and Washington Counties, Twentieth District comprising~~
6 ~~Marengo and Sumter Counties, Sixteenth District comprising~~
7 ~~Monroe and Wilcox Counties, Thirtieth District comprising~~
8 ~~Dallas and Lowndes Counties, Seventeenth District comprising~~
9 ~~Butler, Conecuh and Covington Counties, Twenty-fifth District~~
10 ~~comprising Coffee and Crenshaw Counties, Twenty-third District~~
11 ~~comprising Dale and Geneva Counties;~~ Twenty-third,
12 Twenty-fifth, and Thirtieth Districts comprising Dale and
13 Geneva Counties, Coffee and Crenshaw Counties, and Dallas and
14 Lowndes Counties, respectively; and the Thirty-fifth District
15 comprising Henry and Houston Counties. The trustees shall be
16 appointed by the Governor, by and with the advice and consent
17 of the State Senate, and all appointees appointed on and after
18 the effective date of the act adding this amendatory language
19 shall hold office for a term of 12 six years, and until their
20 successors shall be appointed and qualified. Any trustee
21 appointed to serve a 12-year term before the effective date of
22 the act adding this amendatory language, shall continue to
23 serve for the remainder of that term. As terms expire after
24 that date, appointments to fill positions on the board shall
25 be for six-year terms. The board shall be divided into three

1 classes, as nearly equal as may be, so that one third may be
2 chosen ~~quadrennially~~, as provided in Section 16-55-5.
3 Vacancies occurring in the office of trustee from death or
4 resignation, and the vacancies regularly occurring by
5 expiration of the term shall be filled by the Governor, and
6 the appointee shall hold office until the next meeting of the
7 Legislature. Successors to those trustees whose terms expire
8 during an interim shall hold office for the full term unless
9 they are rejected by the Senate. No trustee shall receive any
10 pay or emolument other than his or her actual expenses
11 incurred in the discharge of his or her duties as a trustee.

12 "§16-55-5.

13 "The trustees of the University of South Alabama,
14 other than the ex officio members of the board, shall be
15 grouped into three classes as provided in Section 16-55-2. The
16 members constituting the first class shall first be appointed
17 for terms expiring September 30, 1965; the members of the
18 second class shall be first appointed for terms expiring
19 September 30, 1969; and the members of the third class shall
20 be first appointed for terms expiring September 30, 1973.
21 Their successors shall initially be appointed for terms of 12
22 years each. Commencing on the effective date of the act adding
23 this amendatory language, successors shall be appointed for
24 terms of six years each.

25 "§16-55-6.

1 "Seven members of the board of trustees shall
2 constitute a quorum, but a smaller number may adjourn from day
3 to day until a quorum is present. The board shall hold a
4 regular annual meeting each year at the university on the
5 first Monday in June, unless the board ~~shall~~, in regular
6 session, shall determine to hold its meeting at some other
7 time and place. Special meetings of the board may be assembled
8 by either one of the two methods outlined as follows: Special
9 meetings may be called by the chair pro tempore of the board
10 or the Governor by written notice mailed to each trustee at
11 least 10 days in advance of the date of the meeting; a special
12 meeting shall be called by the chair pro tempore or the
13 Governor upon application in writing of any three or more
14 members of the board. No special meeting shall be held on a
15 date less than 10 days subsequent to the date of the chair pro
16 tempore's or the Governor's notice of the meeting, except in
17 case of emergency, which the chair pro tempore or the Governor
18 shall specify in his or her notice to the trustees."

19 Section 2. This act shall become effective on the
20 first day of the third month following its passage and
21 approval by the Governor, or its otherwise becoming law.

