

HB503 INTRODUCED



1 4GWVIR-1
2 By Representative Estes
3 RFD: Education Policy
4 First Read: 23-May-23
5 2023 Regular Session



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SYNOPSIS:

Under existing law, a member of the city council or commission may not be a member of the city board of education.

This bill would prohibit a city's mayor from membership on the city board of education.

A BILL
TO BE ENTITLED
AN ACT

Relating to city boards of education; to amend Section 16-11-2, Code of Alabama 1975; to prohibit a mayor from membership on a city board of education.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 16-11-2, Code of Alabama 1975, is amended to read as follows:

"§16-11-2

(a) ~~The provisions of this~~ This chapter shall apply to city boards of education unless otherwise provided by local law pursuant to ~~Amendment 659 to~~ Section 104.01 of the Constitution of Alabama of ~~1901~~ 2022, or any other provision of the Constitution of Alabama of ~~1901~~ 2022.

(b) The general administration and supervision of the



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29 public schools and educational interest of each city shall be
30 vested in a city board of education, to be composed of five
31 members who shall be residents of the city, and who shall not
32 be the mayor of the city or members of the city council or
33 commission. In any Class 4 municipality which has adopted a
34 mayor-council form of government pursuant to Chapter 43B
35 ~~(commencing with Section 11-43B-1)~~ of Title 11, the city board
36 of education may be composed of seven members.

37 (c) No ~~person~~ individual shall be eligible for election
38 or appointment as a member of a city board of education unless
39 he or she satisfies all of the following qualifications:

40 (1) Is ~~a person~~ an individual of good moral character.

41 (2) Has obtained a high school diploma or its
42 equivalent.

43 (3) Is not employed by that city board of education.

44 (4) Is not serving on the governing board of a private
45 elementary or secondary educational institution.

46 (5) Is not on the National Sex Offender Registry or the
47 state sex offender registry.

48 (6) Has not been convicted of a felony.

49 (d) In those cities where the members of the city board
50 of education are elected or appointed to represent a district,
51 whenever a member of a city board of education moves his or
52 her domicile from the district he or she represents, he or she
53 shall cease to be a member of the city board of education, and
54 a vacancy shall occur. The member shall provide notice of the
55 move to the secretary of the city board of education before
56 the beginning of business at the first meeting of the city



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57 board of education following the move.

58 (e) Any city or town which has had the general
59 administration and supervision of the public schools and
60 educational interests of the city or town vested in a city
61 board of education for a period of 20 years or more prior to
62 August 15, 1951, may, except as may be provided by law,
63 continue to have general administration and supervision of the
64 public schools and educational interest under a local board of
65 education regardless of any past or future federal census."

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