

1 SB194  
2 189603-2  
3 By Senators Reed, Waggoner and Allen (Constitutional  
4 Amendment)  
5 RFD: Judiciary  
6 First Read: 18-JAN-18

1 SB194

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4 ENROLLED, An Act,

5 To propose an amendment to Section 264 of the  
6 Constitution of Alabama of 1901, as amended by Amendment 399  
7 to the Constitution of Alabama of 1901, now appearing as  
8 Section 264 of the Official Recompilation of the Constitution  
9 of Alabama of 1901, as amended, relating to the University of  
10 Alabama Board of Trustees; to specify that the congressional  
11 districts continue to reflect those as constituted on January  
12 1, 2018, to remove the State Superintendent of Education from  
13 membership, and to delete the requirement that members vacate  
14 office at the annual meeting of the board following their  
15 seventieth birthday.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. The following amendment to the  
18 Constitution of Alabama of 1901, as amended, is proposed and  
19 shall become valid as a part thereof when approved by a  
20 majority of the qualified electors voting thereon and in  
21 accordance with Sections 284, 285, and 287 of the Constitution  
22 of Alabama of 1901, as amended:

23 PROPOSED AMENDMENT

24 "Section 264.

1           "The state university shall be under the management  
2           and control of a board of trustees, which shall consist of two  
3           members from each congressional district in the state as  
4           constituted on January 1, 2018, an additional member from the  
5           congressional district which includes the site of the first  
6           campus of the university, ~~the superintendent of education,~~ and  
7           the governor, who shall be ex officio president of the board.  
8           The members of the board of trustees as now constituted shall  
9           hold office until their respective terms expire under existing  
10          law, and until their successors shall be elected and confirmed  
11          as hereinafter required. The additional trustees provided for  
12          by this amendment shall be elected by the existing members of  
13          the board, and confirmed by the senate in the manner provided  
14          below, for initial terms of not more than six years  
15          established by the board so that one term shall expire each  
16          three years in each congressional district. Successors to the  
17          terms of the existing and additional trustees shall hold  
18          office for a term of six years, and shall not serve more than  
19          three consecutive full six-year terms on the board; ~~provided~~  
20          ~~however that a trustee shall retire from the board and vacate~~  
21          ~~office at the annual meeting of the board following that~~  
22          ~~trustee's seventieth birthday.~~ Election of additional and  
23          successor trustees or of trustees to fill any vacancy created  
24          by the expiration of a term or by the death or resignation of  
25          any member or from any other cause shall be by the remaining

1 members of the board by secret ballot; provided, that any  
2 trustee so elected shall hold office from the date of election  
3 until confirmation or rejection by the senate, and, if  
4 confirmed, until the expiration of the term for which elected,  
5 and until a successor is elected. At every meeting of the  
6 legislature the superintendent of education shall certify to  
7 the senate the names of all who shall have been so elected  
8 since the last session of the legislature, and the senate  
9 shall confirm or reject them, as it shall determine is for the  
10 best interest of the university. If it rejects the names of  
11 any members, it shall thereupon elect trustees in the stead of  
12 those rejected. No trustee shall receive any pay or emolument  
13 other than his actual expenses incurred in the discharge of  
14 his duties as such. Upon the vacation of office by a trustee,  
15 the board, if it desires, may bestow upon a trustee the  
16 honorary title of trustee emeritus, but such status shall  
17 confer no responsibilities, duties, rights, or privileges as  
18 such."

19 Section 2. An election upon the proposed amendment  
20 shall be held in accordance with Sections 284 and 285 of the  
21 Constitution of Alabama of 1901, now appearing as Sections 284  
22 and 285 of the Official Recompilation of the Constitution of  
23 Alabama of 1901, as amended, and the election laws of this  
24 state.

1           Section 3. The appropriate election official shall  
2 assign a ballot number for the proposed constitutional  
3 amendment on the election ballot and shall set forth the  
4 following description of the substance or subject matter of  
5 the proposed constitutional amendment:

6           "Proposing an amendment to the Constitution of  
7 Alabama of 1901, relating to the Board of Trustees of the  
8 University of Alabama, to specify that the congressional  
9 districts from which members are appointed continue to reflect  
10 those as constituted on January 1, 2018, to remove the State  
11 Superintendent of Education from membership, and to delete the  
12 requirement that members vacate office at the annual meeting  
13 of the board following their seventieth birthday.

14           "Proposed by Act \_\_\_\_\_."

15           This description shall be followed by the following  
16 language:

17           "Yes ( ) No ( )."

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*Del Mar*

President and Presiding Officer of the Senate

*Mac McClatchey*

Speaker of the House of Representatives

SB194

Senate 30-JAN-18

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,  
Secretary.

\_\_\_\_\_  
House of Representatives  
Passed: 22-FEB-18

\_\_\_\_\_  
By: Senator Reed

Alabama Secretary Of State

Act Num....: 2018-132

Bill Num....: S-194

Recv'd 02/27/18 04:12pmSLF

SPONSOR

SPONSORS

*W. J. ...*  
*W. J. ...*

SENATE ACTION

DATE: 1-18 2018

RD 1 RFD JUDY

I hereby certify that the notice & proof is attached to the Bill, SB \_\_\_\_\_ as required in the General Acts of Alabama, 1975 Act No. 919.  
PATRICK HARRIS,  
Secretary

This Bill was referred to the Standing Committee of the Senate on *JUDY*

and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report  
w/amd(s) \_\_\_\_\_ w/sub \_\_\_\_\_ w/eng sub \_\_\_\_\_  
years *11* days *0* abstain *0*  
this *11* day of *JANUARY* 2018  
*Quinn*, Chairperson

DATE: 1-25-2018  
RF EAV RD 2 CAL

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB *194*  
years *26* days *0* abstain *0*  
PATRICK HARRIS,  
Secretary

DATE: 1-30-18  
PASSED AS AMENDED, RD 3 at length

HOUSE ACTION

DATE: 1-30 2018  
RD 1 RFD EAV

REPORT OF STANDING COMMITTEE  
This bill having been referred by the House to its standing committee on  
*Education Policy*

was acted upon by such Committee in session and returned therefrom to the House with the recommendation that it be passed,  
w/amd(s) \_\_\_\_\_ w/sub \_\_\_\_\_  
this *7* day of *FEB* 2018  
*Tom Collins*, Chairperson

DATE: 2-8-20  
RF ATTEN RD 2 C

DATE: \_\_\_\_\_  
RE-REFERRED  RE-COMMITTED   
COMMITTEE \_\_\_\_\_

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB *194*  
years *0* days *0*

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