

1 HB273  
2 165611-1  
3 By Representatives Rogers, Moore (M), Melton and Coleman-Evans  
4 (Constitutional Amendment)  
5 RFD: Education Policy  
6 First Read: 12-MAR-15

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8 SYNOPSIS: Under existing law, the Board of Trustees of  
9 the University of Alabama is responsible for the  
10 management and control of all campuses of the  
11 University of Alabama System. The board is composed  
12 of two members from each congressional district in  
13 the state, an additional member from the  
14 congressional district which includes the site of  
15 the first campus of the university, the State  
16 Superintendent of Education, and the Governor.

17 This bill would propose an amendment to  
18 Section 264 of the Constitution of Alabama of 1901,  
19 as amended by Amendment 399 to the Constitution of  
20 Alabama of 1901, now appearing as Section 264 of  
21 the Official Recompilation of the Constitution of  
22 Alabama of 1901, as amended, to provide that the  
23 Board of Trustees of the University of Alabama  
24 would be composed of individuals who are graduates  
25 of the University of Alabama, the University of  
26 Alabama at Birmingham, or the University of Alabama  
27 in Huntsville.

1  
2 A BILL  
3 TO BE ENTITLED  
4 AN ACT  
5

6 To propose an amendment to Section 264 of the  
7 Constitution of Alabama of 1901, as amended by Amendment 399  
8 to the Constitution of Alabama of 1901, now appearing as  
9 Section 264 of the Official Recompilation of the Constitution  
10 of Alabama of 1901, as amended, relating to the University of  
11 Alabama Board of Trustees; to provide that the Board of  
12 Trustees of the University of Alabama shall be composed of  
13 individuals who are graduates of the University of Alabama,  
14 the University of Alabama at Birmingham, or the University of  
15 Alabama in Huntsville.

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

25 "The state university shall be under the management  
26 and control of a board of trustees, which shall consist of ~~two~~  
27 three members from each congressional district in the state

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

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

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

26 Section 3. The appropriate election official shall  
27 assign a ballot number for the proposed constitutional

1 amendment on the election ballot and shall set forth the  
2 following description of the substance or subject matter of  
3 the proposed constitutional amendment:

4 "Proposing an amendment to Section 264, as amended  
5 by Amendment 399, of the Constitution of Alabama of 1901,  
6 relating to the Board of Trustees of the University of  
7 Alabama; to provide that the Board of Trustees of the  
8 University of Alabama would be composed of individuals who are  
9 graduates of the University of Alabama, the University of  
10 Alabama at Birmingham, or the University of Alabama in  
11 Huntsville.

12 "Proposed by Act \_\_\_\_\_."

13 This description shall be followed by the following  
14 language:

15 "Yes ( ) No ( )."