

SENATE FILE NO. SF0087

Board of education-membership.

Sponsored by: Management Audit Committee

A BILL

for

1 AN ACT relating to the Wyoming board of education;
2 expanding board voting membership to include the Wyoming
3 state superintendent of public instruction; limiting the
4 superintendent's participation in certain board
5 deliberations as specified; and providing for an effective
6 date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 21-2-301(a) and by creating a new
11 subsection (c), 21-2-303 and 21-6-202(a)(ii) are amended to
12 read:

13

14 **21-2-301. Appointment; qualifications, terms and**
15 **removal of members; meetings; chairman.**

16

17 (a) There is created a state board of education

1 composed of twelve (12) voting members, eleven (11) of whom
2 shall be appointed members, with at least one (1) ~~of whom~~
3 ~~shall be~~ member appointed from each appointment district
4 pursuant to W.S. 9-1-218. The remaining voting member of
5 the board shall be the state superintendent of public
6 instruction. One (1) appointed member shall be appointed
7 at large and shall be a certified classroom teacher at the
8 time of appointment. One (1) ~~other~~ appointed member shall
9 also be appointed at large and shall be a certified school
10 administrator at the time of appointment. Two (2) ~~other~~
11 appointed members shall be appointed at large and shall be
12 representative of private business or industry in Wyoming.
13 The ~~other~~ remaining seven (7) appointed members of the
14 board shall be appointed from among the lay citizens of the
15 state who are electors of the state, known for their public
16 spirit, business or professional ability, and interest in
17 education. Not more than six (6) appointed members of the
18 board shall be from one (1) political party. Members shall
19 be appointed for six (6) year terms, except those who may
20 be appointed to fill unexpired terms. Members shall be
21 appointed by the governor with the approval of the senate.
22 Vacancies shall be filled by the governor without senate
23 approval until the next session of the legislature. No
24 member is eligible to reappointment, except any member

1 appointed to fill an unexpired term of less than six (6)
2 years and the term expires on or after January 1, 1996, may
3 be reappointed for one (1) additional six (6) year term.

4 Appointed members of the board may be removed by the
5 governor as provided in W.S. 9-1-202. ~~The state~~
6 ~~superintendent shall be ex officio a member of such board~~
7 ~~and shall not have the right to vote.~~

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9 (c) Notwithstanding subsection (a) of this section,
10 the superintendent of public instruction shall not
11 participate in board deliberations on or vote on any matter
12 relating to a contested case proceeding involving agency
13 action of the department of education.

14
15 **21-2-303. Expenses.**

16
17 All ~~voting~~ appointed members of the state board shall
18 receive travel expenses, per diem and mileage expense in
19 the same manner as employees of the state.

20
21 **21-6-202. Definitions.**

22
23 (a) As used in this article:
24

1 (ii) "State committee" means the state board ~~and~~
2 ~~state superintendent of~~ education;

3

4 **Section 2.** This act is effective immediately upon
5 completion of all acts necessary for a bill to become law
6 as provided by Article 4, Section 8 of the Wyoming
7 Constitution.

8

9 (END)