

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 53

Short Title: Tchr. of Yr. on State Bd. of Educ.

(Public)

Sponsors: Representatives Chapin; Albertson, B. Ethridge, Fitch, Foster, Isenhower, James, Lineberry, Nesbitt, R. Thompson, and Warner; Bowman, Brawley, Brown, Cooper, N. Crawford, Hege, S. Hunt, R. Hunter, Mills, Nye, Perdue, Redwine, Rhyne, Rogers, Walker, and Wicker.

Referred to: Education.

January 23, 1989

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE NORTH CAROLINA TEACHER OF THE YEAR
TO SERVE AS AN ADVISORY MEMBER TO THE STATE BOARD OF
EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-11 reads as rewritten:

"§ 115C-11. Organization and internal procedures of Board.

(a) Presiding Officer. The State Board of Education shall elect from its membership a chairman and vice-chairman. A majority of the Board shall constitute a quorum for the transaction of business. Per diem and expenses of the appointive members of the Board shall be provided by the General Assembly. The chairman of the Board shall preside at all meetings of the Board. In the absence of the chairman, the vice-chairman shall preside; in the absence of both the chairman and the vice-chairman, the Board shall name one of its own members as chairman pro tempore.

(a1) Student advisors – The Governor is hereby authorized to appoint two high school students who are enrolled in the public schools of North Carolina as advisors to the State Board of Education. The student advisors shall participate in State Board deliberations in an advisory capacity only. The State Board may, in its discretion, exclude the student advisors from executive sessions.

The Governor shall make initial appointments of student advisors to the State Board as follows:

- 1 (1) One high school junior shall be appointed for a two-year term
2 beginning September 1, 1986, and expiring June 14, 1988; and
3 (2) One high school senior shall be appointed for a one-year term
4 beginning September 1, 1986, and expiring June 14, 1987. When an
5 initial or subsequent term expires, the Governor shall appoint a high
6 school junior for a two-year term beginning June 15 of that year. If a
7 student advisor is no longer enrolled in the public schools of North
8 Carolina or if a vacancy otherwise occurs, the Governor shall appoint a
9 student advisor for the remainder of the unexpired term.

10 Student advisors shall receive per diem and necessary travel and subsistence
11 expenses in accordance with the provisions of G.S. 138-5.

12 (a2) State Teacher of the Year Advisor.—Each State Teacher of the Year, as
13 designated by the Department of Public Instruction, shall serve ex officio as advisor to
14 the State Board of Education. Each State Teacher of the Year shall begin service as
15 advisory member to the State Board at the commencement of the teacher's term as State
16 Teacher of the Year and shall serve for two years. The State Teachers of the Year shall
17 participate in State Board deliberations and committee meetings in an advisory capacity
18 only. The State Board may, in its discretion, exclude the State Teachers of the Year
19 from executive sessions.

20 In the event a vacancy occurs in the State Teacher of the Year's advisory position,
21 the teacher who was next runner-up to that State Teacher of the Year shall serve as the
22 advisory member to the Board for the remainder of the unexpired term. The State
23 Teacher of the Year advisors to the State Board shall receive per diem and necessary
24 travel and subsistence expenses in accordance with the provisions of G.S. 138-5.

25 (b) Regular Meetings of Board. – The regular meetings of the Board shall be held
26 each month on a day certain, as determined by the Board. The Board shall determine the
27 hour of the meeting, which may be adjourned from day to day, or to a day certain, until
28 the business before the Board has been completed.

29 (b1) Annual meeting with the State Board of Community Colleges and the Board
30 of Governors of The University of North Carolina. The State Board of Education shall
31 meet with the State Board of Community Colleges and the Board of Governors of The
32 University of North Carolina at least once a year to discuss educational matters of
33 mutual interest and to recommend to the General Assembly such policies as are
34 appropriate to encourage the improvement of public education at every level in this
35 State. The meeting in 1987 and every three years thereafter shall be hosted by the
36 University Board of Governors, the meeting in 1988 and every three years thereafter
37 shall be hosted by the State Board of Education, and the meeting in 1989 and every
38 three years thereafter shall be hosted by the State Board of Community Colleges.

39 (c) Special Meetings. – Special meetings of the Board may be set at any regular
40 meeting or may be called by the chairman or by the secretary upon the approval of the
41 chairman: Provided, a special meeting shall be called by the chairman upon the request
42 of any five members of the Board. In case of regular meetings and special meetings, the
43 secretary shall give notice to each member, in writing, of the time and purpose of the
44 meeting, by letter directed to each member at his home post-office address. Such notice

1 must be deposited in the Raleigh Post Office at least three days prior to the date of
2 meeting.

3 (d) Voting. – No voting by proxy shall be permitted. Except in voting on
4 textbook adoptions, all voting shall be viva voce unless a record vote or secret ballot is
5 demanded by any member, and a majority of those present and voting shall be necessary
6 to carry a motion.

7 (e) Voting on Adoption of Textbooks. – A majority vote of the whole
8 membership of the Board shall be required to adopt textbooks, and a roll call vote shall
9 be had on each motion for such adoption or adoptions. A record of all such votes shall
10 be kept in the minute book.

11 (f) Committees. – The Board may create from its membership such committees
12 as it deems necessary to facilitate its business. The chairman of the Board shall with
13 approval of the majority of the Board appoint members to the several committees
14 authorized by the Board and to any additional committees which the chairman may
15 deem to be appropriate.

16 (g) Record of Proceedings. – All of the proceedings of the Board shall be
17 recorded in a well-bound and suitable book, which shall be kept in the office of the
18 Superintendent of Public Instruction, and open to public inspection.

19 (h) Rules and Regulations. – The Board shall adopt reasonable rules and
20 regulations not inconsistent herewith, to govern its proceedings which the Board may
21 amend from time to time, which rules and regulations shall become effective when filed
22 as provided by law: Provided, however, a motion to suspend the rules so adopted shall
23 require a consent of two thirds of the members. The rules and regulations shall include,
24 but not be limited to, clearly defined procedures for electing the officers of the State
25 Board referred to in G.S. 115C-11(a), fixing the term of said officers, specifying how
26 the voting shall be carried out, and establishing a date when the first election shall be
27 held."

28 Sec. 2. Service of the State Teacher of the Year as advisory member to the
29 State Board shall begin with the teacher who is named State Teacher of the Year for
30 1989-90.

31 Sec. 3. This act is effective upon ratification.