

1 HB564
2 176997-1
3 By Representatives Mooney, Hanes, Farley, Whorton (I), Shedd,
4 Harbison, Henry, Whorton (R) and Crawford
5 RFD: Constitution, Campaigns and Elections
6 First Read: 20-APR-16

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8 SYNOPSIS: Under existing law, the State Superintendent
9 of Education is appointed by the State Board of
10 Education and serves at the pleasure of the state
11 board.

12 This bill would provide for the election,
13 term of office, and salary of the State
14 Superintendent of Education, contingent upon the
15 ratification of a constitutional amendment.

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17 A BILL
18 TO BE ENTITLED
19 AN ACT

20
21 To amend Section 16-4-1, Code of Alabama 1975,
22 relating to the State Superintendent of Education; to provide
23 for the election, term of office, and salary of the
24 superintendent; and to provide for a conditional effective
25 date.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Section 16-4-1, Code of Alabama 1975, is
2 amended to read as follows:

3 "§16-4-1.

4 "(a) As the chief executive officer of the State
5 Department of Education there shall be a State Superintendent
6 of Education, who shall be ~~appointed by the State Board of~~
7 ~~Education and shall serve at the pleasure of the State Board~~
8 ~~of Education; provided, however that the State Board of~~
9 ~~Education may enter into a contract with the State~~
10 ~~Superintendent of Education for his services for a period not~~
11 ~~to exceed four years~~ elected for a term of office of four
12 years by the qualified electors of the state at the same time
13 and in the same manner as for the election of other elected
14 state officers beginning in 2018, and every fourth year
15 thereafter.

16 "(b) The Superintendent of Education shall be a
17 person of good moral character, with academic and professional
18 education equivalent to graduation from a standard university
19 or college, who is knowledgeable in school administration and
20 has training and experience sufficient to qualify him to
21 perform the duties of his or her office.

22 "(c) The salary of the State Superintendent of
23 Education shall be ~~such amount per annum as shall be set by~~
24 ~~the State Board of Education in an amount within the range now~~
25 ~~or hereafter established by law~~ the same as provided to other
26 members of the Governor's Cabinet, to be paid in installments

1 from the annual appropriation of the State Department of
2 Education."

3 Section 2. This act shall become effective only upon
4 the ratification of an amendment to Amendment No. 284 of the
5 Constitution of Alabama of 1901, that would provide for the
6 election of the Superintendent of Education by the qualified
7 electors of the state.