

1 AN ACT relating to reorganization.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 156.029 is amended to read as follows:

- 4 (1) There is hereby established a Kentucky Board of Education, which shall consist of  
 5 eleven (11) members appointed by the Governor and confirmed by the Senate ~~and~~  
 6 ~~the House of Representatives~~ of the General Assembly, ***one (1) person currently***  
 7 ***employed as an elementary or secondary public school teacher appointed by the***  
 8 ***Governor to serve as a nonvoting member, and***~~with~~ the president of the Council  
 9 on Postsecondary Education ***and the Secretary of the Education and Workforce***  
 10 ***Cabinet*** serving as ~~an~~ ex officio nonvoting ***members***~~member~~. ***Of the voting***  
 11 ***members***, seven (7) members shall represent each of the Supreme Court districts as  
 12 established by KRS 21A.010, and four (4) members shall represent the state at  
 13 large. Each of the appointed members shall serve for a four (4) year term~~, except~~  
 14 ~~the initial appointments shall be as follows: the seven (7) members representing~~  
 15 ~~Supreme Court districts shall serve a term which shall expire on April 14, 1994; and~~  
 16 ~~the four (4) at large members shall serve a term which shall expire on April 14,~~  
 17 ~~1992. Subsequent Appointments shall be submitted to the Senate and to the House~~  
 18 ~~of Representatives for confirmation in accordance with KRS 11.160. Each~~  
 19 ~~appointment by the Governor shall be agreed upon by both chambers in order for~~  
 20 ~~the person to be confirmed. Each confirmed appointee shall take office on April~~  
 21 ~~15].~~
- 22 (2) Appointments ***of the voting members*** shall be made without reference to  
 23 occupation, political affiliation, or similar consideration ***and shall ensure broad***  
 24 ***geographic, racial, and gender diversity among members***. No ***voting*** member at  
 25 the time of his ***or her*** appointment or during the term of his ***or her*** service shall be  
 26 engaged as a professional educator. Pursuant to KRS 63.080, a member shall not be  
 27 removed except for cause.

- 1 (3) A vacancy in the membership of the board shall be filled by the Governor for the  
2 unexpired term with the consent of the Senate~~[and the House of Representatives]~~.  
3 In the event that the General Assembly is not in session at the time of the  
4 appointment, the consent of the Senate~~[and the House of Representatives]~~ shall be  
5 obtained during the time the General Assembly next convenes.
- 6 (4) At the first regular meeting of the board in each fiscal year, a chairperson shall be  
7 elected from its voting membership.
- 8 (5) The members shall be reimbursed for actual and necessary expenses incurred in the  
9 performance of their duties.
- 10 (6) The commissioner of education shall serve as the executive secretary to the board.
- 11 (7) The primary function of the board shall be to develop and adopt policies and  
12 administrative regulations, with the advice of the Local Superintendents Advisory  
13 Council, by which the Department of Education shall be governed in planning,  
14 coordinating, administering, supervising, operating, and evaluating the educational  
15 programs, services, and activities within the Department of Education which are  
16 within the jurisdiction of the board.

17 ➔Section 2. Final passage of this Act shall constitute Senate confirmation, as  
18 required in Section 1 of this Act and KRS 11.160, of the members appointed to the  
19 Kentucky Board of Education by Executive Order 2019-002, dated December 10, 2019.

20 ➔Section 3. Notwithstanding the term length requirement in Section 1 of this Act,  
21 the terms of service for the members appointed to the Kentucky Board of Education by  
22 Executive Order 2019-002 shall be in accordance therewith.

23 ➔Section 4. The General Assembly confirms Executive Order 2019-002, dated  
24 December 10, 2019, relating to the reorganization of the Kentucky Board of Education, to  
25 the extent not otherwise confirmed or superseded by this Act.