

SENATE BILL 2114

By Lundberg

AN ACT to amend Tennessee Code Annotated, Title 49,  
Chapter 9, relative to advisory boards.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-9-501, is amended by deleting subsection (a) and substituting instead the following:

(1) Each University of Tennessee institution must have an advisory board.

(2) Each advisory board must consist of five (5) members appointed by the president of the University of Tennessee, in consultation with the governor, the speaker of the senate, and the speaker of the house of representatives; one (1) faculty member selected in accordance with subsection (c); and one (1) student member selected in accordance with subsection (d).

SECTION 2. Tennessee Code Annotated, Section 49-9-501(b), is amended by deleting the word "governor" wherever it appears in the subsection and substituting instead the language "the president of the University of Tennessee".

SECTION 3. Tennessee Code Annotated, Section 49-9-501(f), is amended by deleting the subsection and substituting instead the following:

(1) Members of the advisory boards appointed by the president of the University of Tennessee serve a term of four (4) years beginning July 1 of the year of appointment and ending on June 30.

(2) Each faculty member selected in accordance with subsection (c) serves a term of two (2) years, beginning July 1 and ending June 30.

(3) Each student member selected in accordance with subsection (d) serves a term of one (1) year, beginning July 1 and ending the following June 30.

SECTION 4. Tennessee Code Annotated, Section 49-9-501, is amended by deleting subsections (g)-(k) and substituting instead the following:

(g) Members are eligible to succeed themselves; provided, that a person shall not serve more than two (2) consecutive terms, whether appointed as an initial member, as a successor member, or to fill a vacancy. A member who serves two (2) consecutive terms may be reappointed after four (4) years have elapsed since the individual's last date of service on that advisory board.

(h) If a vacancy occurs by death or resignation of a member appointed by the president of the University of Tennessee, then the president shall appoint a successor for the remainder of the term. If a vacancy occurs by reason of expiration of a term, then the appointed member whose term has expired serves until a successor is appointed.

(i) The cessation of a member's legal domicile in the applicable county that results in a failure to satisfy subdivision (b)(1)(B), or the cessation of any member's legal domicile in the state that results in a failure to satisfy subdivision (b)(1)(C), vacates the member's position. The president of the University of Tennessee shall appoint a person satisfying the requirement as a successor for the remainder of the term.

(j) The cessation of a faculty member's employment with the university or full-time faculty status that results in a failure to satisfy subsection (c), or the cessation of a student member's full-time enrollment status that results in a failure to satisfy subsection (d), vacates the member's position. A vacancy in a faculty or student member position must be filled in accordance with subsection (c) or (d), as applicable, and the selected successor serves for the remainder of the term.

(k) Members are subject to removal from an advisory board for misconduct, incapacity, or neglect of duty. Removal of an appointed member requires the approval of the president of the University of Tennessee. If an appointed member is removed, then the president of the University of Tennessee shall appoint a person to serve for the remainder of the term. If a faculty or student member is removed, then the position must be filled in accordance with subsection (c) or (d), as applicable, and the selected successor serves for the remainder of the term.

SECTION 5. Tennessee Code Annotated, Section 49-9-502, is amended by deleting the language "determined by the board" in subsection (a) and substituting instead the language "determined by the advisory board"; by deleting the language "by the board of trustees" in subsection (c) and substituting instead the language "by the University of Tennessee board of trustees"; and by deleting subsections (d)-(f) and substituting instead the following:

(d) The failure of a member to attend more than fifty percent (50%) of the regular meetings in a calendar year is cause for the member's removal, subject to § 49-9-501(k).

(e) Advisory board members must be reimbursed for travel expenses in accordance with the comprehensive travel regulations promulgated by the department of finance and administration and approved by the attorney general and reporter.

SECTION 6. Tennessee Code Annotated, Section 49-9-503, is amended by adding the language "to the president of the University of Tennessee" after the language "Submit a recommendation" in subdivisions (a)(1) and (2); and by adding the language "University of Tennessee" before the language "board of trustees" in subsection (b).

SECTION 7. This act takes effect July 1, 2024, the public welfare requiring it.