

USE REQUIRES OTHERWISE.

[[(B) "COMMISSIONER" AND "STATE SUPERINTENDENT OF SCHOOLS" MEAN THE COMMISSIONER OF ELEMENTARY AND SECONDARY EDUCATION.]]

(B) "STATE SUPERINTENDENT" MEANS THE STATE SUPERINTENDENT OF SCHOOLS.

(C) "ELEMENTARY AND SECONDARY EDUCATION" MEANS EDUCATION AND PROGRAMS OF EDUCATION FROM AND INCLUDING PRE-SCHOOL THROUGH THE END OF HIGH SCHOOL AND THEIR EQUIVALENT.

(D) "PUBLIC SCHOOL SYSTEM" MEANS THE PUBLIC SYSTEM OF ELEMENTARY AND SECONDARY EDUCATION.

(E) "STATE BOARD" AND "STATE BOARD OF EDUCATION" MEAN THE STATE BOARD OF [[ELEMENTARY AND SECONDARY]] EDUCATION.

2.

(A) THE STATE DEPARTMENT OF [[ELEMENTARY AND SECONDARY]] EDUCATION IS CREATED AND CONTINUED AS A PRINCIPAL DEPARTMENT OF THE STATE GOVERNMENT.

(B) THE HEAD OF THE DEPARTMENT IS THE STATE BOARD OF [[ELEMENTARY AND SECONDARY]] EDUCATION.

(C) MATTERS OF ELEMENTARY AND SECONDARY EDUCATION AFFECTING THE STATE AND THE GENERAL CARE AND SUPERVISION OF PUBLIC ELEMENTARY AND SECONDARY EDUCATION ARE ENTRUSTED TO THE DEPARTMENT.

3.

(A) THE STATE BOARD OF [[ELEMENTARY AND SECONDARY]] EDUCATION CONSISTS OF [[ELEVEN]] NINE PERSONS APPOINTED BY THE GOVERNOR, WITH THE ADVICE AND CONSENT OF THE SENATE. IN MAKING HIS APPOINTMENTS, THE GOVERNOR SHALL GIVE DUE CONSIDERATION TO APPROPRIATE REPRESENTATION FROM ALL PARTS OF THE STATE GEOGRAPHICALLY, AND FROM AREAS OF THE STATE WITH CONCENTRATIONS OF POPULATION[[.]] OR UNIQUE NEEDS.

(B) THE MEMBERS SHALL BE APPOINTED FROM THE GENERAL PUBLIC. A PERSON WHO IS IN ANY WAY SUBJECT TO THE AUTHORITY OF THE BOARD MAY NOT BE APPOINTED TO IT. NOR MAY THE GOVERNOR OR THE [[COMMISSIONER OF ELEMENTARY AND SECONDARY EDUCATION]] STATE SUPERINTENDENT OF SCHOOLS BE APPOINTED TO THE BOARD.

(C) BOARD MEMBERS SERVE FOR A TERM OF FIVE YEARS AND UNTIL THEIR SUCCESSORS QUALIFY, AND THEY ARE ELIGIBLE FOR REAPPOINTMENT. HOWEVER, A PERSON MAY NOT SERVE FOR MORE THAN TWO FULL FIVE YEAR TERMS. THE SEVEN INCUMBENT MEMBERS OF THE STATE BOARD OF EDUCATION AS OF JUNE 30,