

# **CODE OF ALABAMA**

## **1975**

---

**With Provision for Subsequent Pocket Parts**

---

Prepared under the Supervision of  
The Legislative Council  
Jerry L. Bassett, Code Commissioner

by

The Editorial Staff of the Publishers

Under the Direction of

D. S. Tussey, R. W. Walter, W. L. Jackson, M. A. Sancilio,  
J. H. Runkle, and L. A. Burckell

---

## **VOLUME 13**

1995 REPLACEMENT VOLUME

---

Including Acts through the 1995 Regular Session and  
annotations taken through Southern Reporter,  
Second Series, Volume 652, page 1133

---

THE MICHIE COMPANY  
Law Publishers  
Charlottesville, Virginia  
1995

CHAPTER 55.  
UNIVERSITY OF SOUTH ALABAMA

Article I. General Provisions.	Sec.	Sec.
16-55-1. Governor, State Superintendent of Education and trustees constituted public body corporate.	16-55-7. Scholarships to school of nursing - Distribution.	16-55-8. Scholarships to school of nursing - Who eligible.
16-55-2. Board of trustees - Appointment; terms; vacancies; compensation and expenses.	16-55-9. Scholarships to school of nursing - Amount and conditions; selection of recipients.	
16-55-3. Board of trustees - Rights; privileges and authority.		Article 2. Alabama High School Legislative Leadership Academy
16-55-4. Board of trustees - Powers as to organization and administration.	16-55-20. Declaration of legislative findings.	16-55-21. Creation.
16-55-5. Board of trustees - Trustees divided into classes; initial terms.	16-55-22. Selection of participants.	16-55-23. Eligibility criteria.
16-55-6. Board of trustees - Quorum; meetings.	16-55-24. Provision of room and board, food and supplies; transportation.	

Article 1.

GENERAL PROVISIONS.

**§ 16-55-1. Governor, State Superintendent of Education and trustees constituted public body corporate.**

The Governor and the State Superintendent of Education, by virtue of their respective offices, and the trustees appointed from the senatorial districts of the state enumerated in Section 16-55-2, are constituted a public body corporate under the name of University of South Alabama to carry into effect the purposes expressed in this article and to establish a state institution of higher learning. (Acts 1963, 2nd Ex. Sess., No. 157, p. 350, §1.)

**Cited** in *Watson v. University of S. Ala. College of Medicine*, 463 F. Supp. 720 (S.D. Ala. 1979).

**Collateral references.** - Tort liability of

college or university for injury suffered by student as a result of own or fellow student's intoxication. 62 ALR4th 81.

**§ 16-55-2. Board of trustees - Appointment; terms; vacancies; compensation and expenses.**

The board of trustees shall consist of three members from Mobile County, three members from the state at large, the State Superintendent of Education, the Governor, who shall be ex officio

president of the board and one each from each of the following state senatorial districts: twenty-first district comprising Baldwin and Escambia Counties, nineteenth district comprising Choctaw, Clarke and Washington Counties, twentieth district comprising Marengo and Sumter Counties, sixteenth district comprising Monroe and Wilcox Counties, thirtieth district comprising Dallas and Lowndes Counties, seventeenth district comprising Butler, Conecuh and Covington Counties, twenty-fifth district comprising Coffee and Crenshaw Counties, twenty-third district comprising Dale and Geneva Counties and the thirty-fifth district comprising Henry and Houston Counties. The trustees shall be appointed by the Governor, by and with the advise and consent of the State Senate, and shall hold office for a term of 12 years, and until their successors shall be appointed and qualified. The board shall be divided into three classes, as nearly equal as may be, so that one may be chosen quadrennially, as provided in Section 16-55-5. Vacancies occurring in the office of trustee from death or resignation, and the vacancies regularly occurring by expiration of the term shall be filled by the Governor, and the appointee shall hold office until the next meeting of the Legislature. Successors to those trustees whose terms expire during an interim shall not hold office for the full term unless they are rejected by the Senate. No trustee shall receive any pay or emolument other than his actual expenses incurred in the discharge of his duties as a trustee. (Acts 1963, 2nd Ex. Sess., No. 157, p. 350, § 2; Acts 1965, No. 557, p. 1041.)

**§ 16-55-3. Board of trustees - Rights, privileges and authority.**

The Board of Trustees of the University of South Alabama shall have all the rights, privileges and authority necessary to promote the purpose of its creation, which is to establish and provide for the maintenance and operation of a state university in Mobile County. The board may hold, lease, sell or in any other manner not inconsistent with the object or terms of the grant or grants under which it holds, dispose of any property, real or personal, or any estate or interest therein, as to it may best for the purposes of the institution, and sales of property, real or personal, may be made at any time by the trustees. (Acts 1963, 2nd Ex. Sess., No. 157, p. 350, § 3.)

**§ 16-55-4. Board of trustees - Powers as to organization and administration.**

The board of trustees shall have all the power to organize the institution by appointment of instructors and faculty members and such executive and administrative officers and employees as may be necessary to operate the university; the trustees may remove any officers, faculty members or employees of the institution in their discretion and shall have the power and authority to fix salaries or compensation, increase or reduce the same at their discretion, to regulate, alter or modify the government of the institution as they may consider advisable. The trustees may prescribe courses of instruction, rates of tuition and fees, confer such academic and honorary degrees as are usually conferred by institutions of like character; and they may do whatever else they may consider in the best interest of the institution. (Acts 1963, 2nd Ex. Sess., No. 157, p. 350, § 4.)

**Cross references.** - As to appointment, powers and jurisdiction of police officers at state universities. see §§ 16-22-1 and 16-22-2.

**Collateral references.** - Increase in tuition as actionable in suit by student against college or university. 99 ALR3d 885.

**§ 16-55-5. Board of trustees - Trustees divided into classes; initial terms.**

The trustees of the University of South Alabama, other than the ex officio members of the board, shall be grouped into three classes as provided in Section 16-55-2. The members constituting the first class shall first be appointed for terms expiring September 30, 1965; the members of the second class shall be first appointed for terms expiring September 30, 1969; and the members of the third class shall first be appointed for terms expiring September 30, 1973. Their successors shall be appointed for terms of 12 years each. (Acts 1963, 2nd Ex. Sess., No. 157, p. 350, §5; Acts 1965, No. 557, p. 1041.)

**§ 16-55-6. Board of trustees - Quorum; meetings.**

Seven members of the board of trustees shall constitute a quorum, but a smaller number may adjourn from day to day until a quorum is present. The board shall hold a regular annual meeting each year at the university on the first Monday in June, unless the board shall, in regular session, determine to hold its meeting at some other time and place. Special meetings of the board may be assembled by either one of the two methods outlined as follows: Special meetings may be called by the Governor by written notice mailed to each trustee at least 10 days in advance of the date of the meeting; a special meeting shall be called by the Governor upon application in writing of any three or more members of the board. No special meeting shall be held on a date less than 10 days subsequent to the date of the Governor's notice of the meeting, except in case of emergency, which the Governor shall specify in his notice to the trustees. (Acts 1963, 2nd Ex. Sess., No. 157, p. 350 § 6.)

**§ 16-55-7. Scholarships to school of nursing - Distribution.**

There shall be awarded each year 30 scholarships to the School of Nursing of the University of South Alabama for nursing education. These scholarships shall be awarded to applicants from the state-at-large. They shall be distributed, insofar as practicable, throughout the state. (Acts 1971, No. 2302, p. 3714, § 1.)

**§ 16-55-8. Scholarships to school of nursing - Who eligible.**

To be eligible to receive a scholarship provided by this chapter, a person must have been a resident of the State of Alabama for a period of at least one year immediately preceding the time of making application and must be a person of good character and shall have been accepted for matriculation by the authorities of the University of South Alabama and shall have met the requirements for professional nursing education as determined by the School of Nursing of the University of South Alabama. (Acts 1971, No. 2302, p. 3714, § 2.)