

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Bisbee**

A Bill

ACT 981 OF 1993
HOUSE BILL 1700

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 6-61-520 TO ALLOW
9 BOARD MEMBERS OF CERTAIN COMMUNITY COLLEGE DISTRICTS TO BE
10 ELECTED AT THE ANNUAL SCHOOL ELECTION; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "AN ACT TO ALLOW BOARD MEMBERS OF CERTAIN COMMUNITY
15 COLLEGE DISTRICTS TO BE ELECTED AT THE ANNUAL SCHOOL
16 ELECTION."

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20 SECTION 1. Arkansas Code Annotated 6-61-520 is amended to read as
21 follows:

22 "6-61-520. Local boards - Establishment - Members.

23 (a) The local control of each community college shall be vested in a
24 local board composed of nine (9) members who are residents and qualified
25 electors of the community college district.

26 (b) All members shall be elected for terms of six (6) years by the
27 qualified electors of the community college district at the general election,
28 or at the annual school election for any community college district which is
29 comprised solely of one or more entire school districts and whose boundary is
30 contiguous with those school districts, immediately preceding the expiration
31 of the expiring terms, and the newly elected members shall take office on
32 January 1 next following the date of their election.

33 (c) (1) Candidates for membership on the local board shall run by
34 position and shall be elected on a nonpartisan basis, and there shall be no
35 mark or designation on the ballot indicating the party affiliation of the
36 candidates. The names of the candidates for each position shall be arranged

1 alphabetically on the ballot.

2 (2) Any person desiring to be a candidate for a position on the
3 local board shall, not less than forty-five (45) days prior to the general or
4 annual school election at which the position on the board is to be filled,
5 file a notarized statement of such candidacy with the county board of election
6 commissioners of each county of which any portion is in the community college
7 district, in substantially the following form:

8 _State of Arkansas
9 County of

10 I,,being first duly sworn, state that I reside at
11; that I am a resident and qualified elector of community
12 college district; that I am a candidate for the office of position No. on
13 the local board of such community college, and I hereby request that my name
14 be placed on the ballot as a candidate for such position at the coming general
15 or annual school election.

16 (Signed)
17 Subscribed and sworn to before me this day of, 19....
18 (Signed).....

19 Notary Public_

20 (3) At the time of filing the statement of candidacy, the
21 candidate shall pay a ballot fee of three dollars (\$3.00) and shall file a
22 petition containing the signatures of at least fifty (50) qualified electors
23 of the district, requesting that the name of such person be placed on the
24 ballot as a candidate for the position on the local board.

25 (4) (A) The county board of election commissioners of each county
26 of which a portion is a part of the community college district shall certify
27 the results of the election in that county to the local board of the community
28 college.

29 (B) The local board of the community college shall
30 officially canvass the returns, declare the candidate elected for each
31 position, and make a record of the election upon its minutes.

32 (5) The candidate receiving the highest number of votes for each
33 position on the local board to be filled at the election shall be elected to
34 fill the particular position, and it shall not be necessary that the person
35 elected receives a majority of all votes cast for all candidates for such

1 position.

2 (d)(1) Vacancies on any local board due to death, resignation, or other
3 causes shall be filled by appointment of the Governor.

4 (2) When the term of office in which the vacancy occurs expires
5 on December 31 of the year in which the next general or annual school election
6 is to be held, the person appointed by the Governor shall serve the remainder
7 of the unexpired term.

8 (3) When the term of office in which the vacancy occurs extends
9 beyond December 31 of the year in which the next general or annual school
10 election is to be held, the person appointed by the Governor shall serve only
11 until the general or annual school election at which election a person shall
12 be elected by the qualified electors of the district to fill the remainder of
13 the unexpired term.

14 (4) When a vacancy occurs, the local board shall officially
15 recognize that the vacancy exists, enter the recognition of the vacancy upon
16 its minutes, and notify the Governor, requesting that he make an appointment
17 to fill the vacancy as provided by law.

18 (5) The Governor shall officially notify the local board of his
19 appointment of the new member, which the local board shall enter upon its
20 minutes."

21

22 SECTION 2. All provisions of this act of a general and permanent nature
23 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
24 Revision Commission shall incorporate the same in the Code.

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26 SECTION 3. If any provision of this act or the application thereof to
27 any person or circumstance is held invalid, such invalidity shall not affect
28 other provisions or applications of the act which can be given effect without
29 the invalid provision or application, and to this end the provisions of this
30 act are declared to be severable.

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32 SECTION 4. All laws and parts of laws in conflict with this act are
33 hereby repealed.

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APPROVED: 4/9/93

