

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1811

4 By: Representatives Wagner, McGee, McGinnis, Pollan, and Harris

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For An Act To Be Entitled

8 "AN ACT TO CREATE AN OPTION FOR LOCAL COMMUNITY COLLEGE
9 BOARD MEMBERS TO BE APPOINTED BY THE GOVERNOR OR TO BE
10 *ELECTED UNDER THE PROVISIONS OF § 6-61-520 OR THIS ACT; TO*
11 *DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."*

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Subtitle

14 "TO CREATE AN OPTION FOR THE APPOINTMENT
15 OR ELECTION OF LOCAL COMMUNITY COLLEGE
16 BOARD MEMBERS."

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

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20 SECTION 1. (a)(1) Within sixty (60) days after the effective date of
21 this act, the local board of each community college shall, by resolution,
22 choose:

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(A) To continue as a board whose members are elected; or

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(B) To become a newly constituted board whose members are

25 appointed by the Governor under the provisions of this act.

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(2) The board of the local community college shall immediately
27 thereafter notify the Governor of its decision.

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(b)(1) *If the local community college board chooses to become an
29 appointed board, positions on the board shall become vacant as current terms
30 expire, and persons who are residents and qualified electors of the community
31 college district shall be appointed by the Governor for a term of six (6)
32 years. To the extent possible, the Governor shall assure equitable
33 representation on the board with regard to race and geographic distribution
34 from throughout the district.*

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(2) *Vacancies on the appointed board due to death, resignation,*

1 or other causes shall be filled by appointment of the Governor to serve the
2 remainder of an unexpired term. A person so appointed is eligible for
3 appointment to a subsequent full term on the board.

4 (c) If the local community college board chooses to remain an elected
5 board, beginning with the 1996 general election, the qualified electors of a
6 community college district having a ten percent (10%) or greater population
7 in any one (1) racial minority, as reported by the most recent federal
8 decennial census information, shall elect the members of the local board as
9 follows, utilizing selection procedures in compliance with the federal Voting
10 Rights Act of 1965, as amended:

11 (1) At least ninety (90) days before the election, the local
12 board shall, with approval of the county board of election commissioners of
13 any county in which the community college is located, divide the district
14 into nine (9) zones or the local board may, by resolution, utilize existing
15 quorum court districts.

16 (A) Zones shall have substantially equal population, with
17 boundaries based on the most recent available federal decennial census
18 information.

19 (B) A candidate for election from a zone or a quorum court
20 district must be a qualified elector and a resident of the zone or district.

21 (2)(A) Except as provided in subsection (d) of this section, a
22 board member shall serve a six (6) year term.

23 (B) A term shall commence after the county court declares
24 the results of the election by an order entered of record and on January 1
25 next following the date of the election.

26 (d) At the first meeting of a new local board, the members shall
27 establish initial terms by lot so that, to the extent possible, an equal
28 number of positions are filled every two (2) years and not more than five (5)
29 members' terms expire every two (2) years.

30 (e)(1) After each federal decennial census and at least ninety (90)
31 days before the general election, the local board shall, with approval of the
32 county board of election commissioners of any county in which the community
33 college is located, divide the district into nine (9) zones or the local
34 board may, by resolution, utilize quorum court districts. The zones or
35 quorum court districts shall be based on the most recent federal decennial

As Engrossed: 4/7/95

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