1	State of Arkansas	As Engrossed: \$3/15/11 H3/25/11
2	88th General Assembly	A Bill
3	Regular Session, 2011	SENATE BILL 894
4		
5	By: Senators E. Williams, G. Baker, Bledsoe, Burnett, J. Dismang, Files, Holland, J. Hutchinson, Irvin	
6	G. Jeffress, J. Jeffress, J. Key, Rapert, Salmon, B. Sample, Teague, Whitaker, D. Wyatt	
7	By: Representatives D. Alte	es, Barnett, Carter, English, Hopper, D. Hutchinson, Rice
8		
9		For An Act To Be Entitled
10	AN ACT T	O PROVIDE SCHOOL DISTRICTS THE CHOICE OF
11	HOLDING	SCHOOL ELECTIONS ON THE SAME DATE AS GENERAL
12	ELECTION	S OR ON THE THIRD TUESDAY IN SEPTEMBER; TO
13	AMEND RE	LATED PROVISIONS OF LAW CONCERNING THE TERM
14	OF SERVI	CE FOR SCHOOL BOARD MEMBERS; AND FOR OTHER
15	PURPOSES	
16		
17		
18		Subtitle
19	TO	PROVIDE SCHOOL DISTRICTS THE CHOICE OF
20	HOL	DING SCHOOL ELECTIONS ON THE SAME DATE
21	AS	GENERAL ELECTIONS OR IN SEPTEMBER; TO
22	AME	END RELATED PROVISIONS OF LAW
23	CON	NCERNING THE TERM OF SERVICE FOR SCHOOL
24	BOA	ARD MEMBERS.
25		
26		
27	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
28		
29	SECTION 1. Ar	kansas Code § 6-13-617 is amended to read as follows:
30	6-13-617. Oat	h <u> Term of office</u> .
31	(a) Each dir	ector elected or appointed shall, within ten (10) days
32	after receiving notice of his or her election or appointment, subscribe to	
33	the following oath:	
34	"I,	, do hereby solemnly swear or
35	affirm, that I will support the Constitution of the United States and the	
36	Constitution of the State of Arkansas, and that I will not be interested,	

03-04-2011 07:58:49 CLR128

1	directly or indirectly, in any contract made by the district of which I am a		
2	director, except as permitted by state law and that I will faithfully		
3	discharge the duties as school director in		
4	School District, No.		
5	of		
6	County, Arkansas, upon which I am		
7	about to enter."		
8	(b) The person shall take the oath under subsection (a) of this		
9	section:		
10	(1) Within ten (10) days after receiving notice of his or her:		
11	(A) Election in an annual school election held in		
12	<u>September under § 6-14-102(a)(1);</u>		
13	(B) Election in a special election; or		
14	(C) Appointment; or		
15	(2) On or after January 1 but not later than January 10 of the		
16	year following the year in which the person was elected in an annual school		
17	election held in November under § 6-14-102(a)(2).		
18	(b)(c) The county clerk, upon receipt of the oath prescribed for a		
19	director, shall immediately immediately shall commission such persons, and		
20	they the person, and the person shall enter at once upon their his or her		
21	duties as <del>directors</del> <u>a director</u> .		
22	(d) The term of office of a director shall begin on the later of:		
23	(A) January 1 following the director's election in an		
24	annual school election held under § 6-14-102(a)(2); or		
25	(B) Upon taking the oath of office under this section.		
26	(e) A director shall hold his or her office for the term prescribed by		
27	the law and until a successor is elected or appointed and qualified.		
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29	SECTION 2. Arkansas Code § 6-13-618(a), concerning the organizational		
30	meeting of a school district board of directors, is amended to read as		
31	follows:		
32	(a)(1) At the first regular meeting following the annual school		
33	election, the board of directors of each school district shall organize by		
34	electing:		
35	$\frac{(1)}{(A)}$ One (1) of their number president;		
36	$\frac{(2)}{(B)}$ One (1) of their number vice president; and		

1	$\frac{(3)}{(C)}$ A secretary who may be, but need not be, a member		
2	of the board of directors.		
3	(2) If the annual school election is held under § 6-14-		
4	102(a)(2), this subsection applies to the first regular meeting held after		
5	January 1.		
6	(b) The county board of election commissioners may include the annual		
7	school election on a separate ballot if:		
8	(1) The election is held under § 6-14-102(a)(2); and		
9	(2) The board determines that a separate ballot is necessary to		
10	avoid voter confusion.		
11			
12	SECTION 3. Arkansas Code $\S$ 6-14-102(a)(1), concerning the annual		
13	school election date, is amended to read as follows:		
14	(a) <del>(1)</del> The <u>board of directors of a school district shall set the date</u>		
15	<u>that the</u> annual school election <del>shall</del> <u>is to</u> be held in <del>each</del> <u>the</u> school		
16	district <del>of the state on</del> <u>as</u> the <u>:</u>		
17	(1) third Third Tuesday in September; or		
18	(2) Tuesday next after the first Monday in November of each		
19	<u>year</u> .		
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21	/s/E. Williams		
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