

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

S

**Simple
Resolution
Adopted**

**SENATE RESOLUTION 103
Education/Higher Education
Committee Substitute Senate Resolution Adopted 2/21/01
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Sponsors:

Referred to:

February 7, 2001

1 A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR
2 NOMINATING AND ELECTING MEMBERS OF THE BOARD OF
3 GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

4 Be it resolved by the Senate:

5 **SECTION 1.** The following procedures for nominating and electing
6 members of the Board of Governors of The University of North Carolina are adopted:

7 **I. COMMITTEE RESPONSIBILITIES.**

8 1. It is the duty of the Senate Committee on Education/Higher Education
9 (hereinafter referred to as the "Senate Committee") to choose nominees for each
10 opening in each category of seats on the Board of Governors of The University of North
11 Carolina to which the Senate is to elect members.

12 2. The Senate Committee shall receive suggestions of proposed candidates for
13 nomination for election to the Board of Governors of The University of North Carolina
14 through March 8, 2001. A Senator may propose as a candidate for nomination as many
15 persons in a category as there are positions to fill in a category. In 2001 the total number
16 of positions is eight. In order for a person to have standing to be considered as a
17 candidate for nomination by the Senate Committee, that person must be formally
18 proposed as a candidate for nomination by a member of the Senate. Only a written
19 nomination on a form provided by the cochairs of the Senate Committee for that
20 purpose and received in the Office of the Senate Principal Clerk on or after Wednesday,
21 February 7, 2001, and no later than 5:00 P.M. on Thursday, March 8, 2001, shall
22 constitute formal proposal of a candidate. Delivery of a nomination form by facsimile
23 transmission shall not constitute a formal proposal of a candidate. An individual cannot
24 be a candidate for nomination or be nominated in more than one category.

1 positions shall be conducted among the nominees who were not
2 elected but who received the highest number of votes cast in each
3 category; and the number of nominees eligible to be voted on in the
4 runoff shall be twice the number of positions to be filled.

5 (e) If there is a tie for the last position between two nominees who are
6 eligible for the next runoff, both nominees shall be included in the next
7 runoff balloting, even though there would be more than two nominees
8 per available position, unless the deciding vote is cast in accordance
9 with the North Carolina Constitution, Article II, Section 13.

10 (f) If more than two nominees in the minority race or the woman
11 categories, or if more than four nominees in the at-large category
12 receive the votes of a majority of all members present and voting for
13 positions in that category, then the two nominees in the minority race
14 or the woman categories, or the four nominees in the at-large category
15 receiving the highest number of votes in that category shall be deemed
16 to have been chosen.

17 4. The Senators shall proceed to mark their ballots for the following:

18 (a) Four persons in the at-large category, for four-year terms;

19 (b) Two persons in the minority race category, for four-year terms; and

20 (c) Two persons in the woman category, for four-year terms.

21 Every ballot shall be signed by the Senator casting it, and no unsigned ballots
22 shall be counted.

23 5. The cochairs of the Senate Committee shall be responsible for canvassing
24 the vote and declaring the results. All ballots shall be retained by the Principal Clerk as
25 part of the permanent records of the Senate and shall be open for immediate public
26 inspection.

27 6. When the cochairs of the Senate Committee have determined that the
28 Senate has chosen two members from the minority race category, two members from
29 the woman category, and four members from the at-large category to serve as members
30 of the Board of Governors for terms of four years, the President of the Senate shall
31 declare those eight persons to have been elected.

32 7. The results of the election in the Senate shall then be sent by Special
33 Messenger to the House of Representatives.

34 III. NOTIFICATION OF ELECTION RESULTS.

35 When the election process is complete, the cochairs of the Senate Committee
36 shall notify the Secretary of the Board of Governors of The University of North
37 Carolina of the names of the persons elected by the Senate and the category and term for
38 which each person was elected.

39 **SECTION 2.** As used in this resolution, the term "cochairs" means the
40 Senior Chair and the Cochairs of the Senate Committee.

41 **SECTION 3.** This resolution is effective upon adoption.