

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE RESOLUTION 172

Sponsors: Representatives Gray, Alexander, Aldridge, Barbee, Bonner, Clary, Culp, Dockham, Goodwin, Grady, Howard, Mercer; Davis, and Shubert.

Referred to: Rules, Calendar, and Operations of the House.

February 13, 1997

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

4 Be it resolved by the House of Representatives:

5 Section 1. The following procedures for nominating and electing eight
6 members of the Board of Governors of The University of North Carolina (hereinafter the
7 "Board of Governors") are adopted:

8 **I. COMMITTEE RESPONSIBILITIES.**

9 1. It is the duty of the UNC Board of Governors Committee of the House
10 of Representatives (hereinafter the "Committee") to conduct a process for nominating
11 and electing persons for each opening in each category of seats on the Board of
12 Governors to which the House of Representatives is to elect members.

13 2. The Committee shall receive nominations for election to the Board of
14 Governors through March 6, 1997. Each Representative may nominate up to two
15 persons. In order for a person to have standing as a nominee, that person must be
16 formally nominated by a member of the House of Representatives. Only a written
17 nomination on a form provided by the Chair of the Committee for that purpose and
18 received in the office of the Chair of the Committee by 12:00 noon on March 6, 1997,
19 shall constitute a nomination. An individual cannot be a nominee or be nominated in
20 more than one category. An individual is not eligible for nomination if he or she is
21 nominated to the Board of Governors by the Senate during the 1997 Session.

1 3. A Representative may nominate persons only for the categories
2 available for election by the House of Representatives. In the 1997 Session, the House of
3 Representatives will elect:

4 (a) Six at-large members for four-year terms; and

5 (b) Two members of the political party to which the largest minority of
6 members of the General Assembly belong for four-year terms.

7 4. On or after March 7, 1997, the Committee shall list all nominees by
8 category. The Committee shall screen the nominees as to their qualifications, experience,
9 opinions, and statutory suitability. The Committee may screen nominees by
10 interviewing, or by soliciting written information, or by both means. On completion of
11 the screening process, the Committee shall conduct a vote to ensure that the slate of
12 legally qualified candidates lists no more than twice the number of candidates for the
13 total seats open in each category. After the slate is determined by this vote, the members
14 of the Committee shall vote for their preferences in each category.

15 5. Each nominee shall confirm his or her willingness to serve if elected.
16 Any nominee may withdraw without the approval of the sponsor.

17 **II. ELECTIONS IN THE HOUSE OF REPRESENTATIVES.**

18 1. A ballot shall be prepared under the supervision of the Chair of the
19 Committee for the use of the House of Representatives. The ballot shall include no more
20 than twice the number of legally qualified candidates for the total seats open in each
21 category and shall indicate the results of the Committee's votes for the information of the
22 members of the House of Representatives.

23 2. The names of the nominees shall be arranged on the ballot (a) by
24 category and (b) within each category, ranked in decreasing order by the number of votes
25 received from the members of the Committee, beginning with the nominee who received
26 the highest number of votes.

27 3. The House of Representatives shall hold its election no later than the
28 beginning of the daily session on March 18, 1997. Before the voting begins, the Speaker
29 of the House shall explain the voting rules, which are:

30 (a) No nomination shall be received from the floor.

31 (b) In order to be elected, a nominee must receive the votes of a majority of
32 all members present and voting in the nominee's category.

33 (c) Each member present and voting shall vote for as many nominees as
34 there are positions to be filled in each category.

35 (d) When fewer than two nominees in the minority party category, or fewer
36 than six nominees in the at-large category, receive the votes of a
37 majority of all members present and voting for positions in those
38 categories, a runoff to fill the open position or positions shall be
39 conducted among the nominees who were not elected but who received
40 the highest number of votes cast in each category; and the number of
41 nominees eligible to be voted on in the runoff shall be twice the number
42 of positions to be filled.

1 (e) If there is a tie for the last position between two nominees who are
2 eligible for the next runoff, both nominees shall be included in the next
3 runoff balloting, even though there would be more than two nominees
4 per available position.

5 (f) When more than two nominees in the minority party category, or more
6 than six nominees in the at-large category, receive the votes of a
7 majority of all members present and voting for positions in those
8 categories, then the two nominees in the minority party category, and
9 the six nominees in the at-large category receiving the highest number
10 of votes in the category shall be deemed to have been elected.

11 4. The members of the House of Representatives shall proceed to mark
12 their ballots for the following:

13 (a) Two persons in the minority political party of the General Assembly
14 category for four-year terms; and

15 (b) Six persons in the at-large category, for four-year terms.

16 Every ballot shall be signed by the member of the House of Representatives
17 casting it, and no unsigned ballots shall be counted.

18 5. The Chair of the Committee is responsible for canvassing the vote and
19 declaring the results and may designate members of the Committee to assist. All ballots
20 shall be retained by the Principal Clerk as part of the permanent records of the House of
21 Representatives and shall be open for immediate public inspection.

22 6. When the Chair of the Committee has determined that the House of
23 Representatives has elected two members from the minority party category, and six
24 members from the at-large category to the Board of Governors for terms of four years,
25 the Speaker of the House of Representatives shall declare those eight persons to have
26 been elected by the House of Representatives to the indicated positions and for the
27 indicated terms.

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

30 III. NOTIFICATION OF ELECTION RESULTS.

31 When the election process is complete, the Chair of the Committee shall notify
32 the Secretary of the Board of Governors of the names of the persons elected by the House
33 of Representatives and the category and term for which each person was elected.

34 Section 2. This resolution is effective upon adoption.