## GENERAL ASSEMBLY OF NORTH CAROLINA **SESSION 2021**

**FILED SENATE** Feb 17, 2021 **S.R. 111** PRINCIPAL CLERK D

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## **SENATE SIMPLE RESOLUTION DRSR35058-BE-1**

	Sponsors: Senator Rabon (Primary Sponsor).
	Referred to:
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1 2	A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF
3	NORTH CAROLINA.
4	Be it resolved by the Senate:
5	<b>SECTION 1.</b> The following procedures for nominating and electing members of the
6	Board of Governors of The University of North Carolina are adopted:
7	I. COMMITTEE RESPONSIBILITIES.
8 9	1. It is the duty of the Senate Select Committee on Nominations (hereinafter referred to as the "Senate Committee") to choose nominees for each opening on the Board of
10	Governors of The University of North Carolina to which the Senate is to elect members.
11	2. The Senate Committee shall receive suggestions of proposed nominees for
12	election to the Board of Governors of The University of North Carolina from Monday, March 1,
13	2021, through Friday, March 5, 2021. In 2021, the total number of positions available for election
14	by the Senate is six, and each position is for a four-year term. A Senator may propose nominees
15	only for the openings available for election by the Senate. In order for a person to have standing
16	to be considered as a nominee by the Senate Committee, that person must be formally nominated
17	by a member of the Senate. Only a written nomination on a form provided by the Chair of the
18	Senate Committee for that purpose and received in the Office of the Senate Principal Clerk on or
19	after Monday, March 1, 2021, and no later than 5:00 P.M. on Friday, March 5, 2021, shall
20	constitute a formal nomination of an individual. Delivery to the Office of the Senate Principal
21	Clerk of a nomination form by facsimile transmission or email transmission shall not constitute
22	a formal nomination of an individual. An individual is not eligible for nomination by a member
23	of the Senate if he or she was nominated for election to the Board of Governors by a member of
24	the House of Representatives during the 2021 Session.
25	3. Notwithstanding G.S. 138A-22, every person who has been formally
26	nominated shall file a completed North Carolina State Ethics Statement of Economic Interest as
27	required by law no later than 5:00 P.M. on Friday, March 5, 2021. The Statement of Economic
28	Interest must clearly state that the person has been nominated for the Board of Governors of The
29	University of North Carolina.
30	4. After the close of the nomination period on Friday, March 5, 2021, the Senate
31	Committee shall list all proposed nominees. The Senate Committee shall screen the nominees for
32	nomination as to their qualifications and background and may interview each one to make sure
33	that suitable individuals are nominated. The Senate Committee shall ascertain that each nominee
34	for nomination is willing and able to serve and has no statutory disability. On completion of the

screening process, the Senate Committee shall conduct a vote to ensure that the slate of legally qualified nominees lists no more than twice the number of nominees for the total seats open. 35

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5.	The Chair of the Senate Committee shall ascertain wh	nether the nominees for
election by the Se	enate would serve if elected. Any nominee may withdra	w without the approval
of the sponsoring	g Senator.	
6.	Senate Committee nominees shall be placed before an	nd recommended to the
Senate for election		
	II. ELECTIONS IN THE SENATE.	
1.	A ballot shall be prepared under the supervision of t	he Chair of the Senate
	ne use of the Senate.	
2.	The ballot shall list only the names of those nominees	
Committee who have consented to run and for whom the Senate is entitled to vote. Their na		
-	alphabetically by surname.	
3.	The Senate shall hold its election no later than Thur	-
-	g begins, the Chair of the Senate Committee shall explain	the voting rules, which
are:		
(a)	No nomination shall be received from the floor.	
(b)	In order to be chosen, a nominee must receive the vo	otes of a majority of all
	members present and voting.	
(c)	Each member present and voting shall vote for as man	
(d)	positions to be filled, and any ballot not so marked sha If fewer than six nominees receive the votes of a m	
(d)	present and voting, a runoff to fill the open position	
	conducted among the nominees who were not elected	-
	highest numbers of votes cast; and the number of nomin	
	on in the runoff shall be twice the number of positions	
(e)	If there is a tie for the last position between two nomin	
(0)	the next runoff, both nominees shall be included in th	-
	even though there would be more than two nominees	-
	unless the deciding vote is cast in accordance with Se	
	the North Carolina Constitution.	
(f)	If more than six nominees receive the votes of a m	ajority of all members
	present and voting, then the six nominees receiving	• •
	votes shall be deemed to have been chosen.	C
4.	The Senators shall proceed to mark their ballots for size	k persons, each to serve
four-year terms. Every ballot shall be signed by the Senator casting it, and no unsigned ballot		
shall be counted.		-
5.	The Chair of the Senate Committee shall be respons	ible for canvassing the
vote and declarin	ng the results. All ballots shall be retained by the Senate	Principal Clerk as part
of the permanent	records of the Senate and shall be open for immediate p	-
6. When the Chair of the Senate Committee has determined that the Senate h		
chosen six persons to serve as members of the Board of Governors for terms of four years, the		
President of the Senate shall entertain a motion for the simultaneous election of those persons b		
the Senate to the indicated positions and for the indicated terms. The vote shall then be calle		
•	a majority of those voting shall vote "aye" and the vo	•
those six persons named in the motion shall be declared to have been elected to the Board of		
Governors by the Senate.		
	The results of the election in the Senate shall the	en be sent by Special
7.	House of Representatives.	
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Messenger to the	III. NOTIFICATION OF ELECTION RESULT	
Messenger to the When	the election process is complete, the Chair of the Senate	Committee shall notify
Messenger to the When the Secretary of t		Committee shall notify lina of the names of the

## **General Assembly Of North Carolina**

SECTION 2. As used in this resolution, the term "Chair" means the Chair of the
Senate Select Committee on Nominations.

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