

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

As Engrossed: S4/1/25

A Bill

SENATE BILL 484

5 By: Senator Irvin
6 By: Representative McCollum
7

For An Act To Be Entitled

9 AN ACT CONCERNING SCHOOL DISTRICT BOARDS OF
10 DIRECTORS; TO ESTABLISH A PROCESS WHEREBY A VACANCY
11 IS FILLED ON A SCHOOL DISTRICT BOARD OF DIRECTORS;
12 AND FOR OTHER PURPOSES.
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Subtitle

15 TO ESTABLISH A PROCESS WHEREBY A VACANCY
16 IS FILLED ON A SCHOOL DISTRICT BOARD OF
17 DIRECTORS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 6-13-611(c), concerning the appointment of
23 an individual to fill a vacancy on a school district board of directors, is
24 amended to read as follows:

25 (c)(1) If a vacancy occurs on the school district board of directors,
26 the vacancy shall be filled by the appointment of an individual who is a
27 qualified elector of the school district and who resides in the same zone, if
28 applicable, as required by the vacant position by ~~either~~:

29 ~~(1)(A)~~ A majority vote of the remaining directors within
30 ninety (90) days+

31 ~~(A) Thirty (30) days for vacancies resulting under~~
32 ~~subdivisions (a)(1)-(7) of this section; or~~

33 ~~(B) Sixty (60) days for vacancies resulting under~~
34 ~~subdivision (a)(8) of this section; or~~

35 ~~(2)(B)~~ The county quorum court of the county in which a
36 majority of the residents are represented by the school district board of



1 directors' vacated position if:

2 ~~(A)(i)~~ As a result of several vacancies on the
3 school district board of directors, only a minority of board members remains;
4 or

5 ~~(B)(ii)~~ The school district board of directors fails
6 to fill the vacancy within the time permitted under subdivision (c)(1)(A) ~~or~~
7 ~~subdivision (e)(1)(B)~~ of this section.

8 (2)(A) At least thirty (30) days before an appointment is made
9 by a school district board of directors or a county quorum court, the school
10 district shall publish a notice of the vacancy on the school district board
11 of directors, the date of the meeting when the appointment shall be made to
12 fill the vacancy, and the requirements for being considered to fill the
13 vacancy, including without limitation the process for consideration to fill
14 the vacancy required under subdivision (c)(3) of this section:

15 (i) In a local newspaper covering the school
16 district zone or area;

17 (ii)(a) On the homepage of the school district's
18 official website.

19 (b) The school district shall include blank
20 copies of any required forms with the notice required under subdivision
21 (c)(2)(A)(ii)(a) of this section; and

22 (iii) Utilizing existing communication systems,
23 including without limitation text messages, phone messages, and email, that
24 the school district ordinarily employs to contact parents and legal guardians
25 of students enrolled in the school district.

26 (B) A school district shall promptly give notice of the
27 existence of a vacancy and shall submit evidence of the publication of a
28 vacancy required under subdivision (c)(2)(A) of this section to the county
29 clerk of the county in which the school district is administratively
30 domiciled.

31 (3) A qualified elector who resides in the school district or
32 school district zone affected by a school district board of directors'
33 vacancy who wishes to be considered to fill the vacancy shall submit a
34 petition to the school district or county quorum court no later than ten (10)
35 days before the date of the meeting specified in the notice of the vacancy
36 published under subdivision (c)(2)(A) of this section that:

1 (A) Is signed by at least twenty (20) qualified electors
2 from the vacant school district or school district zone position; and

3 (B) States his or her intention to be considered for the
4 appointment to fill the vacancy.

5 (4)(A) The school district board of directors or quorum court
6 shall:

7 (i) Acknowledge in writing the receipt of a petition
8 under subdivision (c)(3) of this section; and

9 (ii) Promptly inform a candidate if his or her
10 petition has been found to be insufficient or invalid:

11 (a) That his or her petition has been found to
12 be insufficient or invalid; and

13 (b) What the candidate is required to do to
14 cure the petition before the deadline.

15 (B) A school district board of directors or county quorum
16 court may fill a vacancy only with a candidate who has submitted a timely,
17 valid, and sufficient petition under this section.

18 (5)(A) An elector who submits a sufficient and valid petition
19 under this section shall be given at least five (5) minutes to present his or
20 her candidacy in a public meeting of the remaining members of the school
21 district board of directors or the county quorum court before either the
22 school district board of directors or county quorum court votes to fill the
23 vacancy.

24 (B) A school district board of directors or a county
25 quorum court may request reasonable information from a candidate to fill a
26 vacancy under this section, including without limitation a request for
27 written answers to questions before a public meeting is held.

28 (C)(i) A school district board of directors may vote to
29 decline to fill the vacancy.

30 (ii) If a school district board of directors votes
31 to decline to fill a vacancy under subdivision (c)(5)(C)(i) of this section,
32 the appointment shall pass immediately to the quorum court of the county in
33 which a majority of the residents of the vacant position reside.

34 (6) All matters regarding the filling of a vacancy on a school
35 district board of directors shall be discussed and acted upon by a school
36 district board of directors or a county quorum court in an open public

1 meeting and not in an executive session.
2 (7) If, after substantially complying with subdivisions (c)(1)–
3 (6) of this section, a school district board of directors or a quorum court
4 has not received a valid and sufficient petition under this section, the
5 school district board of directors or county quorum court may use an
6 alternative process to fill the vacancy.

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/s/Irvin