

By: Smith of Harris

H.B. No. 2625

A BILL TO BE ENTITLED

1 AN ACT

2 relating to election of trustees of certain junior college  
3 districts by cumulative voting.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter E, Chapter 130, Education Code, is  
6 amended by adding Section 130.0827 to read as follows:

7 Sec. 130.0827. ELECTION BY CUMULATIVE VOTING. (a)

8 Notwithstanding any other provision of this subchapter, the board  
9 of trustees of a junior college district that elects all of its  
10 trustees at large or at large by position may order that elections  
11 for trustees be held using the cumulative voting procedure  
12 described by this section.

13 (b) At an election at which more than one trustee position  
14 is to be filled, all of the positions that are to be filled at the  
15 election shall be voted on as one race by all the voters of the  
16 school district. Each voter is entitled to cast a number of votes  
17 equal to the number of positions to be filled at the election.

18 (c) A voter may cast one or more of the specified number of  
19 votes for any one or more candidates in any combination. Only whole  
20 votes may be cast and counted.

21 (d) If a voter casts more than the number of votes to which  
22 the voter is entitled in the election, none of the voter's votes may  
23 be counted in that election. If a voter casts fewer votes than  
24 entitled, all of the voter's votes are counted in that election.

1       (e) The candidates who are elected are those, in the number  
2 to be elected, receiving the highest numbers of votes.

3       (f) If the board of trustees adopts an order requiring the  
4 use of cumulative voting, only the trustee positions that were  
5 scheduled to be elected at the election are filled through the use  
6 of cumulative voting.

7       SECTION 2. This Act takes effect September 1, 2005.