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SENATE BILL 528

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO EDUCATION; PROVIDING FOR APPOINTED BRANCH  
COMMUNITY COLLEGE BOARDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-14-2.1 NMSA 1978 (being Laws 1985,  
Chapter 238, Section 29) is amended to read:

"21-14-2.1. BRANCH COMMUNITY COLLEGE BOARD--LOCAL  
OPTION. --

A. A majority of the local board of education or  
the combined boards of education acting as a single board may  
cease to operate as the branch community college board and  
provide for an elected or appointed branch community college  
board.

B. In [~~that event~~] order to provide for an elected  
branch community college board, the majority of the local

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1 board of education or the combined boards of education acting  
2 as a single board shall elect five persons as members of the  
3 branch community college board. The persons elected shall be  
4 assigned position numbers one through five. [~~Board members~~  
5 ~~shall be over twenty one years of age, qualified electors and~~  
6 ~~residents of the branch community college district.~~] The  
7 members of the board shall continue to serve until the next  
8 regular branch community college election, to be held on the  
9 first Tuesday of February of each odd-numbered year, at which  
10 time five board members shall be elected by the registered  
11 voters of the branch community college district. The  
12 candidates shall file for and be elected to a particular  
13 position number. The candidate receiving the highest number  
14 of votes for a particular position shall be elected. At the  
15 first board meeting after the election, the five members shall  
16 draw lots for the following terms: two for terms of two years  
17 and three for terms of four years. Thereafter, board members  
18 shall be elected for terms of four years from March 1  
19 succeeding their election. All vacancies caused in any other  
20 manner than by the expiration of the term of office shall be  
21 filled by appointment by the remaining members. [~~B-~~]  
22 Immediately after the election of the five members by the  
23 assembled board of education members, the board shall select  
24 from its members a chairman and secretary who shall serve in  
25 these offices until the next regular branch community college

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1 board election. After each branch community college board  
2 election, the members shall proceed to reorganize.

3 C. In order to provide for an appointed branch  
4 community college board, each of the respective boards of  
5 education shall appoint one of their members to serve as a  
6 member of the branch community college board. An appointed  
7 branch community college board shall have five members on the  
8 branch community college board. In the event that there are  
9 fewer than five respective boards of education able to appoint  
10 one of their members to serve on the branch community college  
11 board, members appointed by the combined respective boards of  
12 education shall then appoint the remaining members up to five  
13 from among the combined respective boards of education. At  
14 the first board meeting following the appointment, the members  
15 shall draw lots for the following terms: two for terms of two  
16 years; and three for terms of four years. The members of the  
17 board shall be reappointed to terms of four years from March 1  
18 succeeding their appointment. Vacancies caused by the  
19 expiration of the term of office and vacancies caused in other  
20 matters shall be filled by appointment by the remaining  
21 members of the branch community college board. The members of  
22 the board shall select from their members a chairman and  
23 secretary who shall serve in these offices for the term of  
24 their appointment, at which time the members shall proceed to  
25 reorganize.

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1                    D. Branch community college board members shall be  
2 over twenty-one years of age, qualified electors and residents  
3 of the branch community college district.

4                    [~~C.~~] E. The duties of the board members shall  
5 continue as set out in Chapter 21, Article 14 NMSA 1978. "

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