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SENATE JOINT RESOLUTION 20

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

INTRODUCED BY

Richard M. Romero

A JOINT RESOLUTION

PROPOSING TO AMEND THE CONSTITUTION OF NEW MEXICO TO DELETE THE REQUIREMENT THAT THE BOARDS OF REGENTS OF EDUCATIONAL INSTITUTIONS BE COMPOSED OF REPRESENTATIVES FROM DIFFERENT POLITICAL PARTIES.

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

Section 1. It is proposed to amend Article 12, Section 13 of the constitution of New Mexico to read:

"The legislature shall provide for the control and management of each of said institutions, except the university of New Mexico, by a board of regents for each institution, consisting of five members, four of whom shall be qualified electors of the state of New Mexico, and one of whom shall be a member of the student body of the institution [~~and no more than~~

underscoring material = new
[bracketed material] = delete

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1 ~~three of whom at the time of their appointment shall be members~~
2 ~~of the same political party];~~ provided, however, that the
3 student body member provision in this section shall not apply
4 to the New Mexico school for the deaf, the New Mexico military
5 institute, the northern New Mexico state school or the New
6 Mexico school for the visually handicapped, and for each of
7 those four institutions all five members of the board of
8 regents shall be qualified electors of the state of New Mexico.
9 The governor shall nominate and by and with the consent of the
10 senate shall appoint the members of each board of regents for
11 each of said institutions. The terms of said nonstudent
12 members shall be for six years. [~~provided that of the five~~
13 ~~first appointed the terms of two shall be for two years, the~~
14 ~~terms for two shall be for four years, and the term of one~~
15 ~~shall be for six years. Following the approval by the voters~~
16 ~~of this amendment and upon the first vacancy of a position held~~
17 ~~by a nonstudent member on each eligible institution's board of~~
18 ~~regents]~~ The governor shall nominate and by and with the
19 consent of the senate shall appoint a student member to serve a
20 two-year term. The governor shall select, with the advice and
21 consent of the senate, a student member from a list provided by
22 the president of the institution. In making the list, the
23 president of the institution shall give due consideration to
24 the recommendations of the student body president of the
25 institution.

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1 The legislature shall provide for the control and
2 management of the university of New Mexico by a board of
3 regents consisting of seven members, six of whom shall be
4 qualified electors of the state of New Mexico, and one of whom
5 shall be a member of the student body of the university of New
6 Mexico [~~and no more than four of whom at the time of their~~
7 ~~appointment shall be members of the same political party~~]. The
8 governor shall nominate and by and with the consent of the
9 senate shall appoint the members of the board of regents. [~~The~~
10 ~~present five members shall serve out their present terms. The~~
11 ~~two additional members shall be appointed in 1987 for terms of~~
12 ~~six years. Following the approval by the voters of this~~
13 ~~amendment and upon the first vacancy of a position held by a~~
14 ~~nonstudent member on the university of New Mexico's board of~~
15 ~~regents~~] The governor shall nominate and by and with the
16 consent of the senate shall appoint a student member to serve a
17 two-year term. The governor shall select, with the advice and
18 consent of the senate, a student member from a list provided by
19 the president of the university of New Mexico. In making the
20 list, the president of the university of New Mexico shall give
21 due consideration to the recommendations of the student body
22 president of the university.

23 Members of the board shall not be removed except for
24 incompetence, neglect of duty or malfeasance in office.
25 Provided, however, no removal shall be made without notice of

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[bracketed material] = del ete

1 hearing and an opportunity to be heard having first been given
2 such member. The supreme court of the state of New Mexico is
3 hereby given exclusive original jurisdiction over proceedings
4 to remove members of the board under such rules as it may
5 promulgate, and its decision in connection with such matters
6 shall be final."

7 Section 2. The amendment proposed by this resolution
8 shall be submitted to the people for their approval or
9 rejection at the next general election or at any special
10 election prior to that date which may be called for that
11 purpose.