

underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE JOINT RESOLUTION 9

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

Jeff Steinborn

A JOINT RESOLUTION

PROPOSING TO AMEND THE CONSTITUTION OF NEW MEXICO TO PROVIDE FOR NOMINATING COMMITTEES FOR ALL APPOINTED MEMBERS OF BOARDS OF REGENTS OF STATE EDUCATIONAL INSTITUTIONS.

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:

"A. The legislature shall provide for the control and management of each of the 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, one of whom shall be a member of the student body of the institution and no more than three of whom at the time of their appointment shall be members of the same political party; provided, however, that

underscored material = new
[bracketed material] = delete

1 the student body member provision in this subsection shall not
2 apply to the New Mexico school for the deaf, the New Mexico
3 military institute or the New Mexico school for the blind and
4 visually impaired, and for each of those three institutions all
5 five members of the board of regents shall be qualified
6 electors of the state of New Mexico.

7 B. The governor shall nominate and by and with the
8 consent of the senate shall appoint the members of each board
9 of regents for each of the institutions from a list provided by
10 a nominating committee established by law. The terms of
11 nonstudent members shall be for staggered terms of six years,
12 and the terms of student members shall be two years.

13 C. The governor shall select, with the advice and
14 consent of the senate, a student member from a list provided by
15 the president of the institution. In making the list, the
16 president of the institution shall give due consideration to
17 the recommendations of the student body president of the
18 institution. Following the approval by the voters of this 2014
19 amendment and upon the first vacancy of a position on the
20 northern New Mexico state school board of regents, the governor
21 shall nominate and by and with the consent of the senate shall
22 appoint a student member to serve a two-year term.

23 D. The legislature shall provide for the control
24 and management of the university of New Mexico by a board of
25 regents consisting of seven members, six of whom shall be

.198865.4

underscored material = new
[bracketed material] = delete

1 qualified electors of the state of New Mexico, one of whom
2 shall be a member of the student body of the university of New
3 Mexico and no more than four of whom at the time of their
4 appointment shall be members of the same political party. The
5 governor shall nominate and by and with the consent of the
6 senate shall appoint the members of the board of regents from a
7 list provided by a nominating committee established by law.

8 The present five members shall serve out their present terms.
9 The two additional members shall be appointed in 1987 for terms
10 of six years. Following the approval by the voters of this
11 amendment and upon the first vacancy of a position held by a
12 nonstudent member on the university of New Mexico's board of
13 regents, the governor shall nominate and by and with the
14 consent of the senate shall appoint a student member to serve a
15 two-year term. The governor shall select, with the advice and
16 consent of the senate, a student member from a list provided by
17 the president of the university of New Mexico. In making the
18 list, the president of the university of New Mexico shall give
19 due consideration to the recommendations of the student body
20 president of the university.

21 E. Members of the board shall not be removed except
22 for incompetence, neglect of duty or malfeasance in office.
23 Provided, however, no removal shall be made without notice of
24 hearing and an opportunity to be heard having first been given
25 such member. The supreme court of the state of New Mexico is

.198865.4

underscored material = new
[bracketed material] = delete

1 hereby given exclusive original jurisdiction over proceedings
2 to remove members of the board under such rules as it may
3 promulgate, and its decision in connection with such matters
4 shall be final.

5 F. No member shall be eligible to serve upon the
6 expiration of the member's term unless reappointed pursuant to
7 the provisions of this section.

8 G. Nominating committees shall be established by
9 law to provide lists of names for appointments for non-student
10 members by the governor to each of the other boards of regents
11 of the state educational institutions enumerated in Article 12,
12 Section 11 of this constitution. Each committee shall include
13 members of the faculty and student body of the educational
14 institution and members of the community where the educational
15 institution resides. The legislature shall provide by law for
16 the appointment, terms, powers and duties of the nominating
17 committees; provided that no more than fifty percent of the
18 nominating committee shall be members of the same political
19 party."

20 SECTION 2. The amendment proposed by this resolution
21 shall be submitted to the people for their approval or
22 rejection at the next general election or at any special
23 election prior to that date that may be called for that
24 purpose.

25 - 4 -