

1 SENATE JOINT RESOLUTION 7

2 **51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

3 INTRODUCED BY

4 Richard C. Martinez

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10 A JOINT RESOLUTION

11 PROPOSING TO AMEND ARTICLE 12, SECTION 13 OF THE CONSTITUTION
12 OF NEW MEXICO TO CHANGE THE BOARD OF REGENTS OF NORTHERN NEW
13 MEXICO STATE SCHOOL BY FILLING ONE REGENT POSITION WITH A
14 STUDENT.

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

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

19 "A. The legislature shall provide for the control
20 and management of each of [~~said~~] the institutions, except the
21 university of New Mexico, by a board of regents for each
22 institution, consisting of five members, four of whom shall be
23 qualified electors of the state of New Mexico, one of whom
24 shall be a member of the student body of the institution and no
25 more than three of whom at the time of their appointment shall

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1 be members of the same political party; provided, however, that
2 the student body member provision in this ~~[section]~~ subsection
3 shall not apply to the New Mexico school for the deaf, the New
4 Mexico military institute ~~[the northern New Mexico state~~
5 ~~school]~~ or the New Mexico school for the blind and visually
6 ~~[handicapped]~~ impaired, and for each of those ~~[four]~~ three
7 institutions all five members of the board of regents shall be
8 qualified electors of the state of New Mexico.

9 B. The governor shall nominate and by and with the
10 consent of the senate shall appoint the members of each board
11 of regents for each of ~~[said]~~ the institutions. The terms of
12 ~~[said]~~ nonstudent members shall be for staggered terms of six
13 years, ~~[provided that of the five first appointed the terms of~~
14 ~~two shall be for two years, the terms for two shall be for four~~
15 ~~years, and the term of one shall be for six years. Following~~
16 ~~the approval by the voters of this amendment and upon the first~~
17 ~~vacancy of a position held by a nonstudent member on each~~
18 ~~eligible institution's board of regents, the governor shall~~
19 ~~nominate and by and with the consent of the senate shall~~
20 ~~appoint a student member to serve a two-year term]~~ and the
21 terms of student members shall be two years.

22 C. The governor shall select, with the advice and
23 consent of the senate, a student member from a list provided by
24 the president of the institution. In making the list, the
25 president of the institution shall give due consideration to

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1 the recommendations of the student body president of the
2 institution. Following the approval by the voters of this 2014
3 amendment and upon the first vacancy of a position on the
4 northern New Mexico state school board of regents, the governor
5 shall nominate and by and with the consent of the senate shall
6 appoint a student member to serve a two-year term.

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

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1 list, the president of the university of New Mexico shall give
2 due consideration to the recommendations of the student body
3 president of the university.

4 E. Members of the board shall not be removed except
5 for incompetence, neglect of duty or malfeasance in office.
6 Provided, however, no removal shall be made without notice of
7 hearing and an opportunity to be heard having first been given
8 such member. The supreme court of the state of New Mexico is
9 hereby given exclusive original jurisdiction over proceedings
10 to remove members of the board under such rules as it may
11 promulgate, and its decision in connection with such matters
12 shall be final."

13 **SECTION 2.** The amendment proposed by this resolution
14 shall be submitted to the people for their approval or
15 rejection at the next general election or at any special
16 election prior to that date that may be called for that
17 purpose.