

HOUSE JOINT RESOLUTION 13

51ST LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2014

INTRODUCED BY

Mimi Stewart

A JOINT RESOLUTION

PROPOSING TO AMEND ARTICLE 12, SECTION 6 OF THE CONSTITUTION OF
NEW MEXICO TO REQUIRE THE SECRETARY OF PUBLIC EDUCATION TO BE
AN EDUCATOR LICENSED IN NEW MEXICO.

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

SECTION 1. It is proposed to amend Article 12, Section 6
of the constitution of New Mexico to read:

"A. There is hereby created a "public education
department" and a "public education commission" that shall have
such powers and duties as provided by law. The department
shall be a cabinet department headed by a secretary of public
education who is [~~a qualified, experienced~~] an educator
licensed in this state who shall be appointed by the governor
and confirmed by the senate.

B. Ten members of the public education commission

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1 shall be elected for staggered terms of four years as provided
2 by law. Commission members shall be residents of the public
3 education commission district from which they are elected.
4 Change of residence of a commission member to a place outside
5 the district from which ~~[he]~~ the member was elected shall
6 automatically terminate the term of that member.

7 C. The governor shall fill vacancies on the
8 commission by appointment of a resident from the district in
9 which the vacancy occurs until the next regular election for
10 membership on the commission.

11 D. The secretary of public education shall have
12 administrative and regulatory powers and duties, including all
13 functions relating to the distribution of school funds and
14 financial accounting for the public schools to be performed as
15 provided by law.

16 E. The elected members of the 2003 state board of
17 education shall constitute the public education commission, if
18 this amendment is approved, until their terms expire and the
19 districts from which the state board of education were elected
20 shall constitute the ~~[state]~~ public education commission
21 districts until changed by law."

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

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