

1 A JOINT RESOLUTION

2 PROPOSING AN AMENDMENT TO ARTICLE 12, SECTION 13 OF THE  
3 CONSTITUTION OF NEW MEXICO TO ESTABLISH NOMINATING COMMITTEES  
4 TO PROVIDE LISTS OF NOMINEES TO THE GOVERNOR FOR APPOINTMENT  
5 OF NONSTUDENT MEMBERS TO THE BOARDS OF REGENTS OF STATE  
6 EDUCATIONAL INSTITUTIONS; PROVIDING THAT STUDENT MEMBERS OF  
7 BOARDS OF REGENTS SHALL BE APPOINTED FROM A LIST PROVIDED BY  
8 AN ELECTED STUDENT GOVERNING BODY OF THE INSTITUTION;  
9 PROVIDING THAT, EXCEPT FOR A STUDENT MEMBER, MEMBERS OF THE  
10 BOARDS OF REGENTS SHALL NOT HAVE CHANGED THEIR POLITICAL  
11 PARTY REGISTRATION IN THE TWELVE MONTHS PRECEDING  
12 APPOINTMENT.

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

15 SECTION 1. It is proposed to amend Article 12, Section  
16 13 of the constitution of New Mexico to read:

17 "A. The legislature shall provide for the control  
18 and management of each of the institutions, except the  
19 university of New Mexico, by a board of regents for each  
20 institution, consisting of five members, four of whom shall  
21 be qualified electors of the state of New Mexico, one of whom  
22 shall be a member of the student body of the institution and  
23 no more than three of whom at the time of their appointment  
24 shall be members of the same political party; provided that,  
25 except for the student body member, members shall not have

1 changed their political party registration in the twelve  
2 months preceding appointment; and provided further that the  
3 student body member provision in this subsection shall not  
4 apply to the New Mexico school for the deaf, the New Mexico  
5 military institute or the New Mexico school for the blind and  
6 visually impaired, and for each of those three institutions  
7 all five members of the board of regents shall be qualified  
8 electors of the state of New Mexico.

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

16           C. The governor shall select, with the advice and  
17 consent of the senate, a student member from a list provided  
18 by an elected student governing body of the institution.

19           D. The legislature shall provide for the control  
20 and management of the university of New Mexico by a board of  
21 regents consisting of seven members, six of whom shall be  
22 qualified electors of the state of New Mexico, one of whom  
23 shall be a member of the student body of the university of  
24 New Mexico and no more than four of whom at the time of their  
25 appointment shall be members of the same political party;

1 provided that, except for the student body member, members  
2 shall not have changed their political party registration in  
3 the twelve months preceding appointment. The governor shall  
4 nominate from a list of names provided by a nominating  
5 committee of the university, as provided by law, and by and  
6 with the consent of the senate shall appoint the members of  
7 the board of regents. The governor shall select, with the  
8 advice and consent of the senate, a student member from a  
9 list provided by an elected student governing body of the  
10 university.

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

20 F. The legislature shall provide for a nominating  
21 committee for each state educational institution enumerated  
22 in Article 12, Section 11 of this constitution to provide the  
23 governor a list of nominees for appointment of nonstudent  
24 members to the boards of regents of those institutions. The  
25 legislature shall provide for the appointment, terms, powers

1 and duties of a nominating committee; provided that no more  
2 than fifty percent of the members of a nominating committee  
3 shall be members of the same political party; and provided  
4 further that members shall not have changed their political  
5 party registration in the twelve months preceding  
6 appointment."

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 that may be called for that  
11 purpose.

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