

SENATE JOINT RESOLUTION 1

53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018

INTRODUCED BY

Jeff Steinborn and Mark Moores

Pursuant to House Rule 24-1, this document incorporates amendments that have been adopted prior to consideration of this measure by the House. It is a tool to show the amendments in context and is not to be used for the purpose of amendments.

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE 12, SECTION 13 OF THE CONSTITUTION OF NEW MEXICO TO PROVIDE FOR NOMINATING COMMITTEES FOR ALL APPOINTED AND REAPPOINTED 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

.209209.2

underscored material = new
[bracketed material] = delete
Amendments: new = →bold, blue, highlight↔
delete = →bold, red, highlight, strikethrough↔

underscored material = new
[bracketed material] = delete
Amendments: new = →bold, blue, highlight←
delete = →bold, red, highlight, strikethrough←

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

B. The governor shall nominate from a list SRC→of at least three names←SRC provided by a SRC→separate←SRC nominating committee SRC→for each institution as←SRC established by law and by and with the consent of the senate shall appoint the members of each board of regents for each of the institutions. The terms of nonstudent members shall be for staggered terms of six years, and the terms of student members shall be two years.

C. The governor shall select, with the advice and consent of the senate, a student member from a list SRC→of at least three names←SRC provided by [~~the president of the institution. In making the list, the president of the institution shall give due consideration to the recommendations of the student body president of the institution. Following~~

.209209.2

underscored material = new

[bracketed material] = delete

Amendments: new = →bold, blue, highlight←

delete = →bold, red, highlight, strikethrough←

~~the approval by the voters of this 2014 amendment and] a~~
nominating committee established by law. Upon the first
vacancy of a position on the northern New Mexico state school
board of regents, the governor shall nominate and by and with
the consent of the senate shall appoint a student member to
serve a two-year term.

D. The legislature shall provide for the control
and management of the university of New Mexico by a board of
regents consisting of seven members, six 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 university of New
Mexico and no more than four of whom at the time of their
appointment shall be members of the same political party. The
governor shall nominate from a list SRC→of at least three
names←SRC provided by a nominating committee established by law
and by and with the consent of the senate shall appoint the
members of the board of regents. The present five members
shall serve out their present terms. The two additional
members shall be appointed in 1987 for terms of six years.
Following the approval by the voters of this amendment and upon
the first vacancy of a position held by a nonstudent member on
the university of New Mexico's board of regents, the governor
shall nominate and by and with the consent of the senate shall
appoint a student member to serve a two-year term. The
governor shall select, with the advice and consent of the

.209209.2

underscored material = new
[bracketed material] = delete
Amendments: new = →bold, blue, highlight←
delete = →bold, red, highlight, strikethrough←

senate, a student member from a list SRC→of at least three
names←SRC provided by [the president of the university of New
Mexico. In making the list, the president of the university of
New Mexico shall give due consideration to the recommendations
of the student body president of the university] a nominating
committee established by law.

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

F. No member of a board of regents shall be
reappointed except pursuant to the provisions of this section.

G. Nominating committees shall be established by
law to provide lists of names for appointments for members of
the board by the governor to each board of regents of the state
educational institutions enumerated in Article 12, Section 11
of this constitution. The legislature shall provide by law for
the appointment, terms, powers and duties of the nominating
committees; provided that no more than fifty percent of the
nominating committee shall be members of the same political

underscored material = new
[bracketed material] = delete
Amendments: new = →bold, blue, highlight←
delete = →bold, red, highlight, strikethrough←

party."

SRC→SECTION 2. The provisions of this amendment shall take effect July 1, 2019.←SRC

SECTION SRC→2←SRC SRC→3←SRC. The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next general election or at any special election prior to that date that may be called for that purpose.