

1 SENATE JOINT RESOLUTION 6
2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY
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10 A JOINT RESOLUTION
11 PROPOSING AN AMENDMENT TO ARTICLE 12, SECTION 13 OF THE
12 CONSTITUTION OF NEW MEXICO TO PROVIDE FOR NOMINATING COMMITTEES
13 FOR ALL APPOINTED AND REAPPOINTED MEMBERS OF BOARDS OF REGENTS
14 OF STATE EDUCATIONAL INSTITUTIONS.
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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 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

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

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

15 C. The governor shall select, with the advice and
16 consent of the senate, a student member from a list of at least
17 three names provided by [~~the president of the institution. In~~
18 ~~making the list, the president of the institution shall give~~
19 ~~due consideration to the recommendations of the student body~~
20 ~~president of the institution. Following the approval by the~~
21 ~~voters of this 2014 amendment and]~~ the nominating committee
22 established by law for that institution. Upon the first
23 vacancy of a position on the northern New Mexico state school
24 board of regents, the governor shall nominate and by and with
25 the consent of the senate shall appoint a student member to

1 serve a two-year term.

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

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1 committee established by law for that institution.

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

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

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

22 SECTION 2. The provisions of this amendment shall take
23 effect July 1, 2021.

24 SECTION 3. The amendment proposed by this resolution
25 shall be submitted to the people for their approval or

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1 rejection at the next general election or at any special
2 election prior to that date that may be called for that
3 purpose.

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