

1 SENATE JOINT RESOLUTION 7

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012**

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.

15  
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 six years ~~[provided that~~  
13 ~~of the five first appointed the terms of two shall be for two~~  
14 ~~years, the terms for two shall be for four years, and the term~~  
15 ~~of one shall be for six years. Following the approval by the~~  
16 ~~voters of this amendment and upon the first vacancy of a~~  
17 ~~position held by a nonstudent member on each eligible~~  
18 ~~institution's board of regents, the governor shall nominate and~~  
19 ~~by and with the consent of the senate shall appoint a student~~  
20 ~~member to serve a two-year term] and the terms of student~~  
21 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 2012  
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.