

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE JOINT
4 RESOLUTION 1053

By: Derby

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6
7 AS INTRODUCED

8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection proposed amendments to Sections 2, 3 and 4
11 of Article XIII-A of the Constitution of the State of
12 Oklahoma and Section 4 of Article XIII-B of the
13 Constitution of the State of Oklahoma; eliminating
14 the Oklahoma State Regents for Higher Education;
15 transferring powers of the State Regents to
16 individual boards of regents or governing boards;
17 changing how appropriations are made to higher
18 education institutions; providing for allocation of
19 funds to the higher education institutions; changing
20 how private higher education institutions will
21 coordinate with the State System of Higher Education;
22 changing how funds are appropriated to the Board of
23 Regents of Oklahoma Colleges for certain expenses;
24 providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for
their approval or rejection, as and in the manner provided by law,
the following proposed amendment to Section 2 of Article XIII-A of
the Constitution of the State of Oklahoma to read as follows:

1 Section 2. ~~There is hereby established the Oklahoma State~~
2 ~~Regents for Higher Education, consisting of nine (9) members, whose~~
3 ~~qualifications may be prescribed by law. The Board shall consist of~~
4 ~~nine (9) members appointed by the Governor, confirmed by the Senate,~~
5 ~~and who shall be removable only for cause, as provided by law for~~
6 ~~the removal of officers not subject to impeachment. Upon the taking~~
7 ~~effect of this Article, the Governor shall appoint the said Regents~~
8 ~~for terms of office as follows: one for a term of one year, one for~~
9 ~~a term of two years, one for a term of three years, one for a term~~
10 ~~of four years, one for a term of five years, one for a term of six~~
11 ~~years, one for a term of seven years, one for a term of eight years,~~
12 ~~and one for a term of nine years. Any appointment to fill a vacancy~~
13 ~~shall be for the balance of the term only. Except as above~~
14 ~~designated, the term of office of said Regents shall be nine years~~
15 ~~or until their successors are appointed and qualified.~~

16 ~~The Regents shall constitute a co-ordinating board of control~~
17 ~~for all State institutions The board of regents designated by the~~
18 ~~Oklahoma Constitution or by law as the board of regents or governing~~
19 ~~board of each institution of higher education described in Section 1~~
20 ~~hereof, with of this Article shall have the following specific~~
21 ~~powers to: (1) prescribe~~

22 1. Prescribe standards of higher education applicable to each
23 institution; ~~(2) it shall determine~~

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1 2. Determine the functions and courses of study in each ~~of the~~
2 ~~institutions~~ institution to conform to the standards prescribed by
3 law; ~~(3) it shall grant~~

4 3. Grant degrees and other forms of academic recognition for
5 completion of the prescribed courses in ~~all of such institutions~~
6 each institution; ~~(4) it shall recommend~~

7 4. Recommend to the State Legislature the budget allocations ~~to~~
8 for each institution~~;~~ and; ~~(5) it shall have the power to recommend~~

9 5. Recommend to the Legislature proposed fees for ~~all of such~~
10 ~~institutions~~ each institution, and any ~~such~~ fees shall be effective
11 only within the limits prescribed by the Legislature.

12 SECTION 2. The Secretary of State shall refer to the people for
13 their approval or rejection, as and in the manner provided by law,
14 the following proposed amendment to Section 3 of Article XIII-A of
15 the Constitution of the State of Oklahoma to read as follows:

16 Section 3. The appropriations made by the Legislature ~~for all~~
17 ~~such institutions~~ shall be made ~~in consolidated form without~~
18 ~~reference to any particular~~ each board of regents designated by the
19 Oklahoma Constitution or by law as the board of regents or governing
20 board of each institution of higher education described in Section 1
21 of this Article and the Board of Regents herein created. Each board
22 of regents or governing board shall allocate to each institution for
23 which the board has supervision, management and control according to
24 its needs and functions.

1 SECTION 3. The Secretary of State shall refer to the people for
2 their approval or rejection, as and in the manner provided by law,
3 the following proposed amendment to Section 4 of Article XIII-A of
4 the Constitution of the State of Oklahoma to read as follows:

5 Section 4. Private, denominational, and other institutions of
6 higher learning may become ~~co-ordinated~~ coordinated with ~~the~~ The
7 Oklahoma State System of Higher Education ~~under regulations set~~
8 ~~forth by the Oklahoma State Regents for Higher Education~~ as provided
9 for by the Legislature.

10 SECTION 4. The Secretary of State shall refer to the people for
11 their approval or rejection, as and in the manner provided by law,
12 the following proposed amendment to Section 4 of Article XIII-B of
13 the Constitution of the State of Oklahoma to read as follows:

14 Section 4. ~~The Oklahoma State Regents for Higher Education are~~
15 ~~hereby~~ Board of Regents of Oklahoma Colleges is authorized to
16 allocate from the funds ~~allocated for the support of its educational~~
17 ~~institutions named in this Act,~~ appropriated by the Legislature
18 funds sufficient for the payment:

19 1. Payment of the per diem and expenses of the members of the
20 ~~Board of Regents of Oklahoma Colleges,~~ the salaries;

21 2. Salaries and expenses of ~~the clerical help of said~~ employees
22 of the Board; ~~office and~~

23 3. Office expense, and other expenses necessary for the proper
24 performance of the duties of ~~said~~ the Board.

1 SECTION 5. The Ballot Title for the proposed Constitutional
2 amendment as set forth in SECTIONS 1, 2, 3 and 4 of this resolution
3 shall be in the following form:

4 BALLOT TITLE

5 Legislative Referendum No. _____ State Question No. _____

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This resolution amends the Oklahoma Constitution. It amends
8 Sections 2, 3 and 4 of Article 13-A. It also amends Section 4
9 of Article 13-B. It eliminates the Oklahoma State Regents for
10 Higher Education. The powers of the State Regents are given to
11 individual boards of regents or governing boards. It changes
12 how appropriations are made to higher education institutions.
13 Appropriations will be made to individual boards of regents or
14 governing boards. Each individual board of regents or governing
15 board will allocate funds to the higher education institutions.
16 It changes how private higher education institutions will
17 coordinate with The Oklahoma State System of Higher Education.
18 It also changes how funds are appropriated to the Board of
19 Regents of Oklahoma Colleges for certain expenses.

20 SHALL THE PROPOSAL BE APPROVED?

21 FOR THE PROPOSAL - YES _____

22 AGAINST THE PROPOSAL - NO _____

23 SECTION 6. The Chief Clerk of the House of Representatives,
24 immediately after the passage of this resolution, shall prepare and

1 file one copy thereof, including the Ballot Title set forth in
2 SECTION 5 hereof, with the Secretary of State and one copy with the
3 Attorney General.

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