

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE JOINT
RESOLUTION NO. 1055

By: Gray

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection proposed amendments to Sections 2 and 3 of Article XIII-A of the Constitution of the State of Oklahoma; providing for the Oklahoma State Regents for Higher Education; removing certain powers and duties from the State Regents; authorizing the State Regents to make certain recommendations; placing certain powers and duties under the authority of the Legislature; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 44TH 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:

Section 2. There is hereby established the Oklahoma State Regents for Higher Education, consisting of nine (9) members, whose qualifications may be prescribed by law. The Board shall consist of nine (9) members appointed by the Governor, confirmed by the Senate, and who shall be removable only for cause, as provided by law for the removal of officers not subject to impeachment. Upon the taking effect of this Article, the Governor shall appoint the said Regents for terms of office as follows: one for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, one for a term of five years, one for a term of six

years, one for a term of seven years, one for a term of eight years, and one for a term of nine years. Any appointment to fill a vacancy shall be for the balance of the term only. Except as above designated, the term of office of said Regents shall be nine years or until their successors are appointed and qualified.

The Regents shall constitute a co-ordinating board of control for all State institutions described in Section 1 hereof, ~~with the following specific powers of this Article.~~ The Regents shall have the power to recommend to the Legislature: ~~(1) it shall prescribe standards~~

1. Standards of higher education applicable to each institution; ~~(2) it shall determine the~~

2. The functions and courses of study in each of the institutions to conform to the standards prescribed; ~~(3) it shall grant~~

3. The granting of degrees and other forms of academic recognition for completion of the prescribed courses in all of such institutions; ~~(4) it shall recommend to the State Legislature the~~

4. The budget allocations to each institution, and; ~~(5) it shall have the power to recommend to the Legislature proposed~~

5. Proposed fees for all of such institutions, and any such fees shall be effective only within the limits prescribed by the Legislature.

SECTION 2. 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 3 of Article XIII-A of the Constitution of the State of Oklahoma to read as follows:

Section 3. ~~The appropriations made by the Legislature for all such institutions shall be made in consolidated form without reference to any particular institution and the Board of Regents herein created shall allocate to each institution according to its needs and functions~~ from appropriations made by the Legislature.

The Legislature may specify the amount to be allocated to each institution under the control of the Oklahoma State Regents for Higher Education.

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

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure amends Sections 2 and 3 of ARTICLE XIII-A of the Oklahoma Constitution. It takes away many powers and duties of the State Regents. It gives those powers to the Legislature. It lets the State Regents suggest some ideas to the Legislature. It lets the Legislature decide on how money will be given to schools under the State Regents.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

 / YES, FOR THE AMENDMENT

 / NO, AGAINST THE AMENDMENT

SECTION 4. The Chief Clerk of the House of Representatives, immediately after the passage of this resolution, shall prepare and file one copy thereof, including the Ballot Title set forth in SECTION 3 hereof, with the Secretary of State and one copy with the Attorney General.

44-2-7465

MCD