

THE HOUSE OF REPRESENTATIVES
Monday, February 22, 2010

Committee Substitute for
House Joint
Resolution No. 1070

COMMITTEE SUBSTITUTE FOR HOUSE JOINT RESOLUTION NO. 1070 - By:
WRIGHT (HAROLD) of the House and BURRAGE of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 1 of Article XIII-B of the Constitution of the State of Oklahoma; changing the membership of the Board of Regents of Oklahoma Colleges; deleting obsolete language; allowing current members to serve the remainder of their term; terminating membership of the State Superintendent of Public Instruction; providing for appointments of successors; establishing residency requirements for certain members; providing for appointment of at-large members; limiting the number of terms; deleting compensation limit; deleting certain board meeting restrictions; making employees of certain institutions ineligible to serve on the Board; clarifying language; deleting meeting attendance requirements; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF
THE 2ND SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

- 1 SECTION 1. The Secretary of State shall refer to the people for their approval or
2 rejection, as and in the manner provided by law, the following proposed amendment to
3 Section 1 of Article XIII-B of the Constitution of the State of Oklahoma to read as follows:
4 Section 1. A. There is hereby created a Board to be known as the Board of Regents
5 of Oklahoma Colleges, and shall consist of nine (9) members to be appointed by the

1 Governor, by and with the consent of the Senate. ~~The Governor shall appoint one (1)~~
2 ~~member to serve for one (1) year, one (1) member to serve for two (2) years, one (1)~~
3 ~~member to serve for three (3) years, one (1) member to serve for four (4) years, one (1)~~
4 ~~member to serve for five (5) years, one (1) member to serve for six (6) years, one (1)~~
5 ~~member to serve for seven (7) years, one (1) member to serve for eight (8) years, and one~~
6 ~~(1) member to serve for nine (9) years. Provided that one (1) member shall come from~~
7 ~~each Congressional District and the ninth (9th) member shall be the State~~
8 ~~Superintendent of Public Instruction. Their~~

9 B. Any appointed member serving on the Board on the effective date of this
10 amendment shall serve out the remainder of their term of office and shall be eligible to
11 serve one additional full term. The membership of the State Superintendent of Public
12 Instruction shall terminate on January 1, 2011. Upon completion of the terms of
13 members serving on the effective date of this amendment, the Governor shall appoint a
14 successor for each position. The Governor shall appoint one member who resides in the
15 county where the main campus of East Central University is located, one member who
16 resides in the county where the main campus of Northeastern Oklahoma State
17 University is located, one member who resides in the county where the main campus of
18 Southeastern Oklahoma State University is located, one member who resides in the
19 county where the main campus of Southwestern Oklahoma State University is located,
20 one member who resides in the county where the main campus of the University of
21 Central Oklahoma is located, and two members who shall be appointed at large. After
22 January 1, 2011, the Governor shall appoint a member to replace the position held by the

1 Superintendent of Public Instruction who shall be appointed at large and shall serve an
2 initial term of nine (9) years.

3 C. The successors shall be appointed for a term of nine (9) years, and such
4 appointments. Each member shall be eligible to serve one full term. Any member
5 appointed for a partial term shall be eligible to be reappointed for one full term.
6 Appointments shall be made within ninety (90) days after the term expires. Vacancies
7 shall be filled by the Governor within ninety (90) days after the vacancy occurs. Each
8 member of the Board, except the State Superintendent shall receive as compensation the
9 sum of Ten (\$10.00) Dollars per day, not to exceed sixty (60) days in any fiscal year while
10 he is actually engaged in the performance of duties, and he shall also be allowed the
11 necessary travel expenses as approved by the Board and paid in the manner provided by
12 law.

13 D. The Board shall elect a president and vice-president who shall perform such any
14 duties as the Board directs. No executive board meetings shall be held at any time
15 unless such executive session is ordered by a unanimous vote of the Board. The
16 personnel of the Board of Regents of the Oklahoma Colleges shall not include more than
17 two (2) members from any one profession, vocation, or occupation. Any person who is an
18 officer, supervisor, president, instructor, or employee of any institution within The
19 Oklahoma State System of Higher Education shall not be eligible to serve on the Board.
20 No member of the Board shall be eligible to be an officer, supervisor, president,
21 instructor, or employee of any of the colleges set forth herein institutions under the
22 supervision, management and control of the Board within two (2) years from the

1 ~~expiration date of expiration of his the term of the member. Any member who fails to~~
2 ~~attend a board meeting more than two (2) consecutive meetings without the consent of a~~
3 ~~majority of the Board, his office shall be declared vacant by the Governor and his~~
4 ~~successor shall be appointed as provided herein.~~

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

7 BALLOT TITLE

8 Legislative Referendum No. ____ State Question No. ____

9 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

10 This measure amends the Oklahoma Constitution. It amends Section 1 of Article
11 13-B. It changes the members who are on the Board of Regents of Oklahoma
12 Colleges. It takes the Superintendent of Public Instruction off the Board. It makes
13 the Governor appoint new members. It lets current members serve to the end of
14 their term. It requires some members to live in certain counties. It puts a limit on
15 how many terms a member can serve. It prohibits persons who work for certain
16 higher education institutions from being on the Board. It removes outdated
17 language dealing with pay for members, meetings, and attendance at meetings by
18 members.

19 SHALL THE PROPOSAL BE APPROVED?

20 FOR THE PROPOSAL — YES _____

21 AGAINST THE PROPOSAL — NO _____

1 SECTION 3. The Chief Clerk of the House of Representatives, immediately after
2 the passage of this resolution, shall prepare and file one copy thereof, including the
3 Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with
4 the Attorney General.
5 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02-18-10 - DO PASS, As
6 Amended and Coauthored.