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THE STATE SENATE  
Wednesday, March 31, 2010

ENGROSSED

House Joint

Resolution No. 1070

As Amended

ENGROSSED HOUSE JOINT RESOLUTION NO. 1070 - By: Wright (Harold) of the House and Burrage of the Senate.

proposed amendment to Section 1 of Article XIII-B - Constitution - membership of the Board of Regents of Oklahoma Colleges - ballot title - filing )

~~BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 52ND 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 1 of Article XIII-B of the Constitution of the State of Oklahoma to read as follows:

Section 1. A. There is hereby created a Board to be known as the Board of Regents of Oklahoma Colleges, and shall consist of nine (9) members to be appointed by the Governor, by and with the consent of the Senate. ~~The Governor shall appoint one (1) member to serve for one (1) year, one (1) member to serve for two (2) years, one (1) member to serve for three (3) years, one (1) member to serve for four (4) years, one (1) member to serve for five (5) years, one (1)~~

(Bold face denotes Committee Amendments)

1 ~~member to serve for six (6) years, one (1) member to serve for seven~~  
2 ~~(7) years, one (1) member to serve for eight (8) years, and one (1)~~  
3 ~~member to serve for nine (9) years. Provided that one (1) member~~  
4 ~~shall come from each Congressional District and the ninth (9th)~~  
5 ~~member shall be the State Superintendent of Public Instruction.~~  
6 ~~Their~~

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

1 member to replace the position held by the Superintendent of Public  
2 Instruction who shall be appointed at large and shall serve an  
3 initial term of nine (9) years.

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

16 D. The Board shall elect a president and vice-president who  
17 shall perform ~~such~~ any duties as the Board directs. ~~No executive~~  
18 ~~board meetings shall be held at any time unless such executive~~  
19 ~~session is ordered by a unanimous vote of the Board. The personnel~~  
20 ~~of the Board of Regents of the Oklahoma Colleges shall not include~~  
21 ~~more than two (2) members from any one profession, vocation, or~~  
22 ~~occupation.~~ Any person who is an officer, supervisor, president,  
23 instructor, or employee of any institution within The Oklahoma State

1 System of Higher Education shall not be eligible to serve on the  
2 Board. No member of the Board shall be eligible to be an officer,  
3 supervisor, president, instructor, or employee of any of the  
4 ~~colleges set forth herein~~ institutions under the supervision,  
5 management and control of the Board within two (2) years from the  
6 expiration date ~~of expiration of his~~ the term of the member. Any  
7 ~~member who fails to attend a board meeting more than two (2)~~  
8 ~~consecutive meetings without the consent of a majority of the Board,~~  
9 ~~his office shall be declared vacant by the Governor and his~~  
10 ~~successor shall be appointed as provided herein.~~

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

14 BALLOT TITLE  
15 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

16 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

17 This measure amends the Oklahoma Constitution. It amends  
18 Section 1 of Article 13-B. It changes the members who are on  
19 the Board of Regents of Oklahoma Colleges. It takes the  
20 Superintendent of Public Instruction off the Board. It makes  
21 the Governor appoint new members. It lets current members serve  
22 to the end of their term. It requires some members to live in  
23 certain counties. It puts a limit on how many terms a member

1 can serve. It prohibits persons who work for certain higher  
2 education institutions from being on the Board. It removes  
3 outdated language dealing with pay for members, meetings, and  
4 attendance at meetings by members.

5 SHALL THE PROPOSAL BE APPROVED?

6 FOR THE PROPOSAL - YES \_\_\_\_\_

7 AGAINST THE PROPOSAL - NO \_\_\_\_\_

8 SECTION 3. The Chief Clerk of the House of Representatives,  
9 immediately after the passage of this resolution, shall prepare and  
10 file one copy thereof, including the Ballot Title set forth in  
11 SECTION 2 hereof, with the Secretary of State and one copy with the  
12 Attorney General.

13 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION, dated 3-29-10 - DO  
14 PASS, As Amended.