#### 2016 Regular Session

#### HOUSE BILL NO. 365

#### BY REPRESENTATIVE STEVE CARTER

# HIGHER EDUCATION: (Constitutional Amendment) Provides for members of the postsecondary education management boards and the Board of Regents to have qualifications provided by law

1	A JOINT RESOLUTION	
2	Proposing to amend Article VIII, Sections 5(B)(1), 6(B)(1), 7(B)(1), and 7.1(B)(1) and to	
3	add Article VIII, Section 8(E), relative to governance of postsecondary education;	
4	to provide that members of the postsecondary education management boards and the	
5	Board of Regents shall have qualifications as provided by law; to provide for	
6	implementation; to provide for submission of the proposed amendment to the	
7	electors; and to provide for related matters.	
8	Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members	
9	elected to each house concurring, that there shall be submitted to the electors of the state of	
10	Louisiana, for their approval or rejection in the manner provided by law, a proposal to	
11	amend Article VIII, Sections 5(B)(1), 6(B)(1), 7(B)(1), and 7.1(B)(1) and to add Article	
12	VIII, Section 8(E) of the Constitution of Louisiana, to read as follows:	
13	§5. Board of Regents	
14	Section 5.	
15	* * *	
16	(B)(1) Membership; Terms. The board shall be composed of fifteen	
17	members, of whom two members shall be from each congressional district and the	
18	remaining member or members shall be from the state at large appointed by the	
19	governor, with consent of the Senate, for overlapping terms of six years, following	

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	initial terms which shall be fixed by law. The board should be representative of the
2	state's population by race and gender to ensure diversity. The members of the board
3	shall possess qualifications as provided by law.
4	* * *
5	§6. Board of Supervisors for the University of Louisiana System
6	Section 6.
7	* * *
8	(B)(1) Membership; Terms. The board shall be composed of fifteen
9	members, of whom two members shall be from each congressional district and the
10	remaining member or members shall be from the state at large, appointed by the
11	governor with consent of the Senate. The members of the board shall possess
12	qualifications as provided by law. The members shall serve overlapping terms of six
13	years, following initial terms fixed by law.
14	* * *
15	§7. Board of Supervisors of Louisiana State University and Agricultural and
16	Mechanical College; Board of Supervisors of Southern University and
17	Agricultural and Mechanical College
18	Section 7.
19	* * *
20	(B)(1) Membership; Terms. Each board shall be composed of fifteen
21	members, of whom two members shall be from each congressional district and the
22	remaining member or members shall be from the state at large, appointed by the
23	governor with consent of the Senate. The members of each board shall possess
24	qualifications as provided by law. The members shall serve overlapping terms of six
25	years, following initial terms fixed by law.
26	* * *
27	§7.1. Board of Supervisors of Community and Technical Colleges
28	Section 7.1.
29	* * *

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1	(B)(1) Membership; Terms; Initial Membership and Terms. The board shall		
2	be composed of fifteen members appointed by the governor, as provided by law. In		
3	addition, the board shall have two student members as provided by law. All		
4	members selected and appointed by the governor shall be appointed with the consent		
5	of the Senate. Of those members selected and appointed by the governor, there shall		
6	be two members from each congressional district and the remaining member or		
7	members from the state at large. The board should be representative of the state's		
8	population by race and gender to ensure diversity. The members of the board shall		
9	possess qualifications as provided by law. The members selected and appointed by		
10	the governor shall serve terms of six years, except that the initial members shall		
11	serve terms as provided by law.		
12	* * *		
13	§8. Boards; Membership; Compensation		
14	Section 8.		
15	* * *		
16	(E) Qualifications of Members. The legislature may provide by law for		
17	implementation of the provisions of Subparagraphs 5(B)(1), 6(B)(1), 7(B)(1), and		
18	7.1(B)(1) of this Article, relative to qualifications of board members.		
19	Section 2. Be it further resolved that this proposed amendment shall be submitted		
20	to the electors of the state of Louisiana at the statewide election to be held on November 8,		
21	2016.		
22	Section 3. Be it further resolved that on the official ballot to be used at the election,		
23	there shall be printed a proposition, upon which the electors of the state shall be permitted		
24	to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as		
25	follows:		
26	Do you support an amendment to provide that members of the postsecondary		
27	education management boards and the Board of Regents shall have		
28	qualifications as provided by law and to provide for legislative		

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implementation of such qualifications? (Amends Article VIII, Sections

5(B)(1), 6(B)(1), 7(B)(1), and 7.1(B)(1); Adds Article VIII, Section 8(E))

#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 365 Engrossed	2016 Regular Session	Steve Carter

Abstract: Amends the constitution to provide that members of the postsecondary education management boards and the Board of Regents shall have qualifications as provided by law and authorizes legislative implementation of such requirement.

<u>Present constitution</u> creates and provides for the postsecondary education management boards, including the LSU and Southern University boards of supervisors, the UL system board of supervisors and the Board of Supervisors of Community and Technical Colleges. Also creates and provides for the Board of Regents to plan, coordinate, and have budgetary responsibility for public postsecondary education. Each board has 15 members who are appointed by the governor, two from each congressional district and the remaining members from the state at large. Authorizes one student member for each board, except provides that the Board of Supervisors of Community and Technical Colleges shall have two student members as provided by law. <u>Present constitution</u>, relative to the Board of Regents and the Board of Supervisors of Community and Technical Colleges, provides that the board should be representative of the state's population by race and gender to ensure diversity.

<u>Proposed constitutional amendment</u> additionally provides that the members of the postsecondary education management boards and the Board of Regents shall possess qualifications as provided by law. Also authorizes the legislature to provide by law for implementation of these provisions relative to qualifications of board members.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 8, 2016.

(Amends Const. Art. VIII,§§ 5(B)(1), 6(B)(1), 7(B)(1), and 7.1(B)(1); Adds Const. Art. VIII, §8(E))