

2016 Regular Session

SENATE BILL NO. 168

BY SENATOR APPEL

POSTSECONDARY ED. Constitutional amendment to provide relative to the authority and powers of the Board of Regents and the public postsecondary management boards. (2/3 - CA13sl(A))

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A JOINT RESOLUTION

Proposing to amend Article VIII, Section 5(E) of the Constitution of Louisiana, relative to the management of public postsecondary education; to provide relative to the respective authority and powers of the Board of Regents and the public postsecondary education management boards; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to amend Article VIII, Section 5(E) of the Constitution of Louisiana, to read as follows:

§5. Board of Regents

Section 5.

* * *

(E) Other Powers Not Vested; Management Boards. Powers of management over public institutions of postsecondary education not specifically vested by this Section in Subject to the powers of the Board of Regents are reserved to as provided by this Section and as otherwise provided by law and to policies

1 **adopted by the board pursuant thereto**, the Board of Supervisors of Louisiana
 2 State University and Agricultural and Mechanical College, the Board of Supervisors
 3 of Southern University and Agricultural and Mechanical College, the Board of
 4 ~~Trustees for State Colleges and Universities~~ **Supervisors for the University of**
 5 **Louisiana System**, the Board of Supervisors of Community and Technical Colleges,
 6 and any other such board created pursuant to this Article, ~~as to~~ **are responsible for**
 7 **the daily operations of** the institutions under the control of each.

8 Section 2. Be it further resolved that this proposed amendment shall be submitted
 9 to the electors of the state of Louisiana at the statewide election to be held on November 8,
 10 2016.

11 Section 3. Be it further resolved that on the official ballot to be used at said election
 12 there shall be printed a proposition, upon which the electors of the state shall be permitted
 13 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
 14 follows:

15 Do you support an amendment to provide that the authority of the higher
 16 education management boards is subject to the powers and policies of the
 17 Board of Regents?

18 (Amends Article VIII, Section 5(E))

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Cheryl Serrett.

DIGEST

SB 168 Original

2016 Regular Session

Appel

Present constitution establishes the Board of Regents to plan, coordinate, and have budgetary responsibility for all public postsecondary education. Specifies the board's powers, duties, and responsibilities.

Present constitution creates the Board of Supervisors for the University of La. System, the Board of Supervisors of LSU and Agricultural and Mechanical College, and the Board of Supervisors of SU and Agricultural and Mechanical College all having supervision and management of certain "four-year" colleges and universities and, in the case of the LSU and SU boards, statewide agricultural programs and other programs administered through their systems. Present constitution creates and provides for the Board of Supervisors of Community and Technical Colleges, which is the management board for "two-year" colleges. Proposed constitutional amendment retains present constitution.

Present constitution provides that powers of management over public institutions of postsecondary education not specifically vested by present constitution in the Board of

Regents are reserved to the management boards. Proposed constitutional amendment provides instead that the management boards are responsible for daily operations of the institutions and that the exercise of such responsibility is subject to powers and policies of the Board of Regents.

Specifies submission of the amendment to the voters at the statewide election to be held on November 8, 2016.

(Amends Const. Art. VIII, Sec. 5(E))