

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

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 * * *

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

1 implementation of such qualifications? (Amends Article VIII, Sections
2 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 Original

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.

Present constitution 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. Present constitution, 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.

Proposed constitutional amendment 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))