

HOUSE BILL 658

Introduced by Bachini, et al.

2/06	Introduced
2/06	Referred to Education & Cultural Resources
2/07	First Reading
2/20	Hearing
2/20	Tabled in Committee

CONSTITUTIONAL AMENDMENT

1 *House* BILL NO. *658*
 2 INTRODUCED BY *Beckie Steinhilber Lynet Carubi*
 3 *Dan Barrett William Berglund Thomas Beck*
 4 *Michael Richard Manning Gregory Jeff Spas*
 5 *Stephanie Allet NATHAN Manakandulian*
 6 *John E. Dewarick*
 7 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
 8 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE X,
 9 SECTION 9, OF THE MONTANA CONSTITUTION TO LIMIT THE
 10 CONSTITUTIONAL AUTHORITY OF THE BOARD OF REGENTS; AND
 11 PROVIDING AN EFFECTIVE DATE."

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 **Section 1.** Article X, section 9, of The Constitution of
14 the State of Montana is amended to read:

15 "Section 9. Boards of education. (1) There is a state
16 board of education composed of the board of regents of
17 higher education and the board of public education. It is
18 responsible for long-range planning, and for coordinating
19 and evaluating policies and programs for the state's
20 educational systems. It shall submit unified budget
21 requests. A tie vote at any meeting may be broken by the
22 governor, who is an ex officio member of each component
23 board.

24 (2) (a) The ~~government--and--control~~ management of the
25 Montana university system is vested in a board of regents of
higher education as provided by law, which ~~shall--have--full~~
~~power,--responsibility,--and--authority--to--supervise,~~

1 ~~coordinate,--manage--and--control--the--Montana--university--system~~
2 and shall also supervise and coordinate other public
3 educational institutions assigned by law.

4 (b) The board consists of seven members appointed by
5 the governor, and confirmed by the senate, to overlapping
6 terms, as provided by law. The governor and superintendent
7 of public instruction are ex officio non-voting members of
8 the board.

9 (c) The board shall appoint a commissioner of higher
10 education and prescribe his term and duties.

11 (d) The funds and appropriations under the control of
12 the board of regents are subject to the same audit
13 provisions as are all other state funds.

14 (3) (a) There is a board of public education to
15 exercise general supervision over the public school system
16 and such other public educational institutions as may be
17 assigned by law. Other duties of the board shall be provided
18 by law.

19 (b) The board consists of seven members appointed by
20 the governor, and confirmed by the senate, to overlapping
21 terms as provided by law. The governor, commissioner of
22 higher education and state superintendent of public
23 instruction shall be ex officio non-voting members of the
24 board."

25 NEW SECTION. **Section 2.** Effective date. If approved by



LC 1452/01

1 the electorate, this amendment is effective July 1, 1993.

2 NEW SECTION. **Section 3. Submission to electorate.** This
3 amendment shall be submitted to the qualified electors of
4 Montana at the general election to be held in November 1992
5 by printing on the ballot the full title of this act and the
6 following:

7 FOR limiting the constitutional authority of the
8 board of regents of higher education.

9 AGAINST limiting the constitutional authority of the
10 board of regents of higher education.

-EnG-