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Senate BILL NO. *368*
INTRODUCED BY *Jerguson Roberts*

A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE X, SECTION 9 OF THE MONTANA CONSTITUTION TO INSURE THAT THE BOARD OF REGENTS SHARE WITH THE LEGISLATURE CONTROL OF THE UNIVERSITY SYSTEM."

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

Section 1. Article X, section 9 of the Montana constitution is amended to read as follows:

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

(2) (a) The government and control of the Montana university system is vested in a board of regents of higher education which shall have, subject to a grant of authority from the legislature, full power, responsibility, and

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authority to supervise, coordinate, manage and control the Montana university system and shall supervise and coordinate other public educational institutions assigned by law.

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

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

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

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

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

Section 2. Effective date. If approved by the

SB 368

1 electorate this amendment is effective January 1, 1977.

2 Section 3. Submittal to electors. This amendment shall
3 be submitted to the electors of the state of Montana at the
4 general election following passage of this bill, by printing
5 on the ballot the full title, sections 1 and 2 of this act,
6 and the following:

" For the above amendment which provides the
legislature a role in governing the state
university system.

7 Against the above amendment."

-End-

Adverse Committee report.
Constitutional Amendment.

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2 INTRODUCED BY Jerguson Roberts
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22 (2) (a) The government and control of the Montana
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2 INTRODUCED BY JERGESON, ROBERTS, REGAN

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8 the legislature a role in governing THE STATE
university system.

9 Against the ~~above~~ amendment PROVIDING THE
10 LEGISLATURE A ROLE IN GOVERNING THE STATE
11 UNIVERSITY SYSTEM.

-End-