

SB 355 INTRODUCED BY WALKER, PAVLOVICH, KOLSTAD, ET AL.
LIMIT CONSTITUTIONAL AUTHORITY OF FIVE ELECTED
MEMBERS OF BOARD OF REGENTS

2/17	INTRODUCED	
2/17	REFERRED TO STATE ADMINISTRATION	
2/19	COMMITTEE REPORT--BILL PASSED	
2/19	HEARING	
2/21	2ND READING PASS AS AMENDED MOTION FAILED	17 31
	(PROPOSED CONSTITUTIONAL AMENDMENT; PROCEEDED TO 3RD READING)	
2/23	3RD READING FAILED	22 28
	(PROPOSED CONSTITUTIONAL AMENDMENT; PROCEEDED TO OTHER HOUSE)	
	TRANSMITTED TO HOUSE	
2/24	REFERRED TO STATE ADMINISTRATION	
3/13	HEARING	
3/13	COMMITTEE REPORT--BILL NOT PASSED	
3/14	ADVERSE COMMITTEE REPORT ADOPTED	68 29
3/14	RETURNED TO SENATE NOT CONCURRED	

1 *Senate* BILL NO. 355
 2 INTRODUCED BY *Walter Anderson, President Lynch, Meridian*
 3 *Richard Manning, Ch. - Stoney, Haffey Daily*
 4 *One from Hamilton*
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE

6 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE X,
 7 SECTION 9, OF THE MONTANA CONSTITUTION TO LIMIT THE
 8 CONSTITUTIONAL AUTHORITY OF THE BOARD OF REGENTS AND PROVIDE
 9 FOR THE ELECTION OF A FIVE-MEMBER BOARD OF REGENTS FROM FIVE
 10 REGIONAL DISTRICTS; AND PROVIDING AN EFFECTIVE DATE."

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

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

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

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

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

5 (b) The board consists of seven five members appointed
 6 ~~by-the-governor,--and-confirmed-by-the-senate,--to-overlapping~~
 7 terms elected from regional districts, as provided by law.

8 The governor and superintendent of public instruction are ex
 9 officio non-voting members of the board.

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

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

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

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



1 NEW SECTION. Section 2. Effective date. If approved
2 by the electorate, this amendment is effective July 1, 1989.

3 NEW SECTION. Section 3. Submission to electorate.
4 This amendment shall be submitted to the electors of Montana
5 at the general election to be held November 8, 1988, by
6 printing on the ballot the full title of this act and the
7 following:

8 FOR limiting the constitutional authority of the
9 board of regents of higher education and providing
10 for the election of the board of regents from five
11 regional districts.

12 AGAINST limiting the constitutional authority of the
13 board of regents of higher education and providing
14 for the election of the board of regents from five
15 regional districts.

-End-

CONSTITUTIONAL AMENDMENT
APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

SENATE BILL NO. 355

INTRODUCED BY *Richard Manning*
Steve Brown *Davidson* *Stanley* *Hally Daily*
A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE

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

(b) The board consists of seven five members appointed
~~by-the-governor,--and--confirmed--by--the--senate,--to--overlapping
terms~~ elected from regional districts, 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
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CONSTITUTIONAL AMENDMENT

SENATE BILL NO. 355

INTRODUCED BY WALKER, PAVLOVICH, KOLSTAD, LYNCH,
MENAHAN, MANNING, COHEN, STIMATZ, HAFPEY, DAILY,
D. BROWN, HARRINGTON

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

(b) The board consists of seven ~~five~~ SEVEN members
appointed-by-the-governor,--and--confirmed-by-the--senate,--to
overlapping--terms elected-from-regional-districts 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
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15 ~~regional districts.~~

16 AGAINST limiting the constitutional authority of the
17 board of regents of higher education ~~and providing~~
18 ~~for the election of the board of regents from five~~
19 ~~regional districts.~~

-End-