

Senate Resolution 36

By: Senators Beach of the 21st, Dolezal of the 27th, Harbin of the 16th, Jones of the 25th and Summers of the 13th

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that members of the Board of
 2 Regents of the University System of Georgia chosen from each congressional district of the
 3 state shall be elected by members of the General Assembly and at-large members of the
 4 board of regents shall be appointed by the Governor; to provide for related matters; to
 5 provide for the submission of this amendment for ratification or rejection; and for other
 6 purposes.

7 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article VIII, Section IV, Paragraph I of the Constitution is amended by revising
 10 subparagraph (a) as follows:

11 "(a)(1) There shall be a Board of Regents of the University System of Georgia which
 12 shall consist of one member to be chosen from each congressional district ~~in~~ of the state,
 13 in the manner provided in subparagraph (a)(2) of this Paragraph, and five additional
 14 members from the state at large, appointed by the Governor and confirmed by the Senate.
 15 The Governor shall not be a member of ~~said board~~ such board of regents. The members
 16 in office on ~~June 30, 1983~~ June 30, 2023, shall serve out the remainder of their respective

17 terms. ~~As each term of office expires, the Governor shall appoint a successor as herein~~
18 ~~provided. All such terms of members shall be for seven years. Members shall serve for~~
19 ~~terms of seven years and until their successors are appointed and qualified. In the event~~
20 ~~of a vacancy on the board by death, resignation, removal, or any reason other than the~~
21 ~~expiration of a member's term, the Governor shall fill such vacancy; and the person so~~
22 ~~appointed shall serve until confirmed by the Senate and, upon confirmation, shall serve~~
23 ~~for the unexpired term of office.~~

24 (2)(A) The members of the board of regents chosen from each congressional district
25 shall be elected by a plurality of selected members of the General Assembly whose
26 respective districts are embraced or partly embraced within each such congressional
27 district. The electors shall consist of three members of the majority caucus and two
28 members of the minority caucus of the House of Representatives selected by the
29 Speaker of the House of Representatives and three members of the majority caucus and
30 two members of the minority caucus of the Senate selected by the President of the
31 Senate. The electors shall convene for an election at the regular session of the General
32 Assembly immediately preceding the expiration of the term of office of each such board
33 member. Such election shall be called at the state capitol by the Speaker of the House
34 of Representatives and the President of the Senate within the first ten days of the
35 convening of the General Assembly in a regular session by mailing to the electors
36 written notice at least four days before the election, which notice shall state the time,
37 place, and purpose of such election. Within 15 days after each such election, the
38 Speaker of the House of Representatives and the President of the Senate shall jointly
39 transmit a certificate of such election to the Secretary of State who, upon receipt
40 thereof, shall immediately issue his or her commission thereon, with the great seal of
41 the state affixed thereto.

42 (B) In the event that the position of any member of the board of regents chosen from
43 a congressional district becomes vacant for any cause during any regular session of the

44 General Assembly, the remainder of the unexpired term of such member shall be filled
45 in the same manner as provided in subparagraph (a)(2)(A) of this Paragraph for the
46 election of such members of the board of regents except that the election may occur at
47 any time during such regular session. In the event that the position of any member of
48 the board of regents chosen from a congressional district becomes vacant for any cause
49 while the General Assembly is not in a regular session, the remainder of the unexpired
50 term of such member shall be filled in the manner provided in subparagraph (a)(2)(A)
51 of this Paragraph for the election of such members of the board of regents except that
52 a convenient time and location of the election shall be designated by the Speaker of the
53 House of Representatives and the President of the Senate.
54 (C) Members of the board of regents from each congressional district shall be subject
55 to recall at any time by a majority vote of the members of the House of Representatives
56 and the Senate whose respective districts are embraced or partly embraced within each
57 such congressional district.
58 (3) In the event that the position of any member of the board of regents appointed by the
59 Governor becomes vacant for any reason other than the expiration of such member's term,
60 the Governor shall fill such vacancy. The person so appointed shall serve until confirmed
61 by the Senate and, upon confirmation, shall serve for the unexpired term of office."

62 **SECTION 2.**

63 The above proposed amendment to the Constitution shall be published and submitted as
64 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
65 above proposed amendment shall have written or printed thereon the following:

66 " YES Shall the Constitution of Georgia be amended so as to provide that members
67 of the Board of Regents of the University System of Georgia chosen from
68 NO each congressional district of the state shall be elected by members of the
69 General Assembly and at-large members of the board of regents shall be
70 appointed by the Governor?"

71 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
72 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
73 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
74 become a part of the Constitution of this state.