

# HOUSE JOINT RESOLUTION DD

February 6, 2018, Introduced by Reps. Lower, VerHeulen, Hornberger, Webber, Kelly, Lucido, Howrylak, Bellino and Howell and referred to the Committee on Elections and Ethics.

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 3 and 5 of article VIII, to abolish the existing elected state board of education, the existing elected board of regents of the University of Michigan, the existing elected board of trustees of Michigan State University, and the existing elected board of governors of Wayne State University, and to require the governor to appoint members to the state board of education and to those university governing boards.

Resolved by the Senate and House of Representatives of the

state of Michigan, That the following amendment to the state constitution of 1963, to abolish the existing elected state board of education, the existing elected board of regents of the University of Michigan, the existing elected board of trustees of Michigan State University, and the existing elected board of governors of Wayne State University, and to require the governor to appoint members to the state board of education and to those university governing boards, is proposed, agreed to, and submitted to the people of the state:

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ARTICLE VIII

Sec. 3. Leadership and general supervision over all public education, including adult education and instructional programs in state institutions, except as to institutions of higher education granting baccalaureate degrees, is vested in a state board of education. It shall serve as the general planning and coordinating body for all public education, including higher education, and shall advise the legislature as to the financial requirements in connection therewith.

The state board of education shall appoint a superintendent of public instruction whose term of office shall be determined by the board. He **OR SHE** shall be the ~~chairman~~**CHAIRPERSON** of the board without the right to vote, and shall be responsible for the execution of its policies. He **OR SHE** shall be the principal executive officer of a state department of education which shall have powers and duties provided by law.

The state board of education shall consist of eight members who shall, **UNTIL DECEMBER 31, 2018**, be nominated by party

1 conventions and elected at large for terms of eight years as  
2 prescribed by law. **ON DECEMBER 31, 2018, THE EXISTING ELECTED STATE**  
3 **BOARD OF EDUCATION IS ABOLISHED. ON JANUARY 1, 2019, THE GOVERNOR**  
4 **SHALL APPOINT WITH THE ADVICE AND CONSENT OF THE SENATE EIGHT**  
5 **MEMBERS TO THE STATE BOARD OF EDUCATION. OF THE EIGHT MEMBERS FIRST**  
6 **APPOINTED TO THE STATE BOARD OF EDUCATION ON JANUARY 1, 2019, TWO**  
7 **MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF TWO YEARS, TWO**  
8 **MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF FOUR YEARS, TWO**  
9 **MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF SIX YEARS, AND**  
10 **TWO MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF EIGHT YEARS.**  
11 **AT THE EXPIRATION OF THE TERM OF OFFICE OF A MEMBER, THE GOVERNOR**  
12 **SHALL APPOINT WITH THE ADVICE AND CONSENT OF THE SENATE A SUCCESSOR**  
13 **WHO SHALL HOLD OFFICE FOR A TERM OF EIGHT YEARS AND UNTIL HIS OR**  
14 **HER SUCCESSOR HAS BEEN APPOINTED.** The governor shall **WITH THE**  
15 **ADVICE AND CONSENT OF THE SENATE** fill any vacancy by appointment  
16 for the unexpired term. The governor shall be ex-officio a member  
17 of the state board of education without the right to vote.

18 The power of the boards of institutions of higher education  
19 provided in this constitution to supervise their respective  
20 institutions and control and direct the expenditure of the  
21 institutions' funds shall not be limited by this section.

22 Sec. 5. The regents of the University of Michigan and their  
23 successors in office shall constitute a body corporate known as the  
24 Regents of the University of Michigan; the trustees of Michigan  
25 State University and their successors in office shall constitute a  
26 body corporate known as the Board of Trustees of Michigan State  
27 University; the governors of Wayne State University and their

1 successors in office shall constitute a body corporate known as the  
2 Board of Governors of Wayne State University. Each board shall have  
3 general supervision of its institution and the control and  
4 direction of all expenditures from the institution's funds. Each  
5 board shall, as often as necessary, elect a president of the  
6 institution under its supervision. He **OR SHE** shall be the principal  
7 executive officer of the institution, be ex-officio a member of the  
8 board without the right to vote, and preside at meetings of the  
9 board. The board of each institution shall consist of eight members  
10 who shall hold office for terms of eight years and who shall, **UNTIL**  
11 **DECEMBER 31, 2018**, be elected as provided by law. **ON DECEMBER 31,**  
12 **2018, THE EXISTING ELECTED REGENTS OF THE UNIVERSITY OF MICHIGAN,**  
13 **THE EXISTING ELECTED BOARD OF TRUSTEES OF MICHIGAN STATE**  
14 **UNIVERSITY, AND THE EXISTING ELECTED BOARD OF GOVERNORS OF WAYNE**  
15 **STATE UNIVERSITY ARE ABOLISHED. ON JANUARY 1, 2019, THE GOVERNOR**  
16 **SHALL APPOINT WITH THE ADVICE AND CONSENT OF THE SENATE EIGHT**  
17 **MEMBERS TO THE REGENTS OF THE UNIVERSITY OF MICHIGAN, EIGHT MEMBERS**  
18 **TO THE BOARD OF TRUSTEES OF MICHIGAN STATE UNIVERSITY, AND EIGHT**  
19 **MEMBERS TO THE BOARD OF GOVERNORS OF WAYNE STATE UNIVERSITY. OF THE**  
20 **EIGHT MEMBERS FIRST APPOINTED TO EACH BOARD ON JANUARY 1, 2019, TWO**  
21 **MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF TWO YEARS, TWO**  
22 **MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF FOUR YEARS, TWO**  
23 **MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF SIX YEARS, AND**  
24 **TWO MEMBERS MUST BE APPOINTED FOR A TERM OF OFFICE OF EIGHT YEARS.**  
25 **AT THE EXPIRATION OF THE TERM OF OFFICE OF A MEMBER, THE GOVERNOR**  
26 **SHALL APPOINT WITH THE ADVICE AND CONSENT OF THE SENATE A SUCCESSOR**  
27 **WHO SHALL HOLD OFFICE FOR A TERM OF EIGHT YEARS AND UNTIL HIS OR**

1 **HER SUCCESSOR HAS BEEN APPOINTED.** The governor shall **WITH THE**  
2 **ADVICE AND CONSENT OF THE SENATE** fill board vacancies by  
3 appointment. ~~Each appointee shall hold office until a successor has~~  
4 ~~been nominated and elected as provided by law.~~

5 Resolved further, That the foregoing amendment shall be  
6 submitted to the people of the state at the next general election  
7 in the manner provided by law.