

Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.

State of Arkansas *As Engrossed: H2/17/17 H2/27/17*
91st General Assembly
Regular Session, 2017

HJR 1011

By: Representatives Drown, *Wardlaw, Ballinger, Richmond, Baltz, Bentley, Cozart, L. Fite, Gates, Ladyman, Lemons, Lowery, Lundstrum, Petty, Pilkington, Rye*

HOUSE JOINT RESOLUTION

AN AMENDMENT TO AMENDMENT 33 OF THE ARKANSAS CONSTITUTION TO PROVIDE THAT THE GENERAL ASSEMBLY MAY ENACT LAWS IMPACTING AN INSTITUTION OF HIGHER EDUCATION AND MAY EXERCISE OVERSIGHT OF THE OPERATIONS AND FINANCES OF AN INSTITUTION OF HIGHER LEARNING.

Subtitle

AN AMENDMENT TO THE ARKANSAS CONSTITUTION
CONCERNING THE APPLICABILITY OF ARKANSAS
CONSTITUTION, AMENDMENT 33, TO
INSTITUTIONS OF HIGHER LEARNING.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ARKANSAS

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Representatives and Senators, if a majority of the electors voting thereon at the election adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Arkansas Constitution, Amendment 33, § 2, is amended to read as follows:

§ 2. Abolition or transfer of powers of board or commission –



Restrictions.

(a) The Except as provided in subsection (b) of this section, the board or commission of any institution, governed by this amendment, shall not be abolished nor shall the powers vested in any such board or commission be transferred, unless the institution is abolished or consolidated with some other State institution. In the event of abolition or consolidation, the new board or commission shall consist of a membership of five, seven, or ten.

(b) The General Assembly may enact laws transferring the powers vested in an institution of higher learning.

SECTION 2. Arkansas Constitution, Amendment 33, is amended to add an additional section to read as follows:

§ 6. Applicability to institutions of higher learning.

The General Assembly may:

(1) Enact legislation impacting an institution of higher learning, including without limitation the tuition and fees charged by an institution of higher learning; and

(2) Exercise oversight of the:

(A) Operations of an institution of higher learning; and

(B) Finances and fiscal dealings of an institution of higher learning.

SECTION 3. BALLOT TITLE AND POPULAR NAME. When this proposed amendment is submitted to the electors of this state on the general election ballot:

(1) The title of this joint resolution shall be the ballot title; and

(2) The popular name shall be "A Proposed Amendment to the Arkansas Constitution to Provide that the General Assembly May Enact Legislation Impacting Institutions of Higher Education and May Exercise Oversight of the Operations and Finances of Institutions of Higher Learning".

/s/Drown