

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

454B0304

## HOUSE BILL NO. 1250

Introduced by: Representatives Smidt, Collier, Cutler, Duenwald, Konold, Pederson (Gordon),  
and Van Gerpen and Senators Brosz, Benson, Drake, and Reedy

1 FOR AN ACT ENTITLED, An Act to revise the composition of the Board of Regents to  
2 include one faculty member.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-49-2 be amended to read as follows:

5 13-49-2. The regents who are regular members shall be persons of probity and wisdom and  
6 selected from among the best known citizens, residents of different portions of the state, no two  
7 of whom may be residents in the same county and not more than six ~~shall~~ may be members of the  
8 same political party. One regent shall be the student regent as provided in § 13-49-6.1, and one  
9 regent shall be the faculty regent as provided in section 3 of this Act. A regent's residence is  
10 determined by where the regent is registered to vote.

11 Section 2. That § 13-49-3 be amended to read as follows:

12 13-49-3. Each regent, except the student regent and the faculty regent, shall be appointed  
13 for a term of six years and ~~said~~ the term shall expire on the last day of March or when a  
14 successor is appointed and qualified, unless removed as provided in § 3-17-1.

15 Section 3. That chapter 13-49 be amended by adding thereto a NEW SECTION to read as

1 follows:

2 The Governor shall appoint a faculty regent, by and with the consent of the senate, who shall  
3 participate in all board meetings open and closed and be compensated in the same manner as  
4 board members. The faculty regent shall be a faculty member of one of the public postsecondary  
5 educational institutions under the control of the board. The faculty regent shall be appointed for  
6 a term of two years which term shall expire on the first day of July of every even-numbered year,  
7 unless the faculty member is removed under the provisions of § 3-17-1 or the faculty member  
8 does not remain employed by a postsecondary institution controlled by the board. The faculty  
9 regent shall be a formal member of the board and shall vote.

10 Section 4. That chapter 13-49 be amended by adding thereto a NEW SECTION to read as  
11 follows:

12 The Governor shall appoint a faculty regent upon the occurrence of the first vacancy on the  
13 Board of Regents after July 1, 1998, with the term to be governed by section 3 of this Act. A  
14 nonvoting faculty member may be appointed by the Governor until a vacancy occurs on the  
15 Board of Regents and a voting faculty member is appointed pursuant to section 3 of this Act.

16 Section 5. That chapter 13-49 be amended by adding thereto a NEW SECTION to read as  
17 follows:

18 The student regent and the faculty regent may not be from the same postsecondary  
19 institution.