

ASSEMBLY JOINT RESOLUTION NO. 5—ASSEMBLYMAN  
ELLIOT ANDERSON

PREFILED FEBRUARY 13, 2017

JOINT SPONSOR: SENATOR WOODHOUSE

Referred to Committee on Legislative Operations and Elections

SUMMARY—Proposes to amend the Nevada Constitution to remove the provisions relating to the election and duties of the Board of Regents. (BDR C-60)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

ASSEMBLY JOINT RESOLUTION—Proposing to amend the Nevada Constitution to remove the provisions relating to the election and duties of the Board of Regents.

**Legislative Counsel's Digest:**

1 The Nevada Constitution requires the Nevada Legislature to provide for the  
2 establishment of a State University controlled by a Board of Regents, whose duties  
3 are prescribed by law. (Nev. Const. Art. 11, § 4) Existing law provides that the  
4 members of the Board of Regents of the University of Nevada must be elected by  
5 the voters of this State. (Nev. Const. Art. 11, § 7; NRS 396.040) This resolution  
6 proposes to amend the Nevada Constitution to eliminate the provisions concerning  
7 the Board of Regents.

1 RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF  
2 NEVADA, JOINTLY, That Section 4 of Article 11 of the Nevada  
3 Constitution be amended to read as follows:

4 ~~{See:}~~ *Sec.* 4. The Legislature shall provide for the  
5 establishment of a State University which shall embrace  
6 departments for Agriculture, Mechanic Arts, and Mining. ~~{to~~  
7 ~~be controlled by a Board of Regents whose duties shall be~~  
8 ~~prescribed by Law.}~~



1 And be it further

2 RESOLVED, That Section 8 of Article 11 of the Nevada  
3 Constitution be amended to read as follows:

4 ~~{Sec:}~~ *Sec.* 8. The ~~{Board of Regents shall, from the~~  
5 ~~interest accruing from the first funds which come under their~~  
6 ~~control, immediately organize and maintain the said Mining~~  
7 ~~department in such manner as to make it most effective and~~  
8 ~~useful, Provided, that all the}~~ proceeds of the public lands  
9 donated by Act of Congress approved July second AD.  
10 Eighteen hundred and sixty Two, for a college for the benefit  
11 of Agriculture[,] the Mechanics Arts, and including Military  
12 tactics shall be invested by the ~~{said Board of Regents}~~ *State*  
13 *Treasurer* in a separate fund to be appropriated exclusively  
14 for the benefit of the first named departments to the  
15 University as set forth in Section Four above; And the  
16 Legislature shall provide that if through neglect or any other  
17 contingency, any portion of the fund so set apart, shall be lost  
18 or misappropriated, the State of Nevada shall replace said  
19 amount so lost or misappropriated in said fund so that the  
20 principal of said fund shall remain forever undiminished[.]

21 And be it further

22 RESOLVED, That Section 7 of Article 11 of the Nevada  
23 Constitution be repealed.

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### TEXT OF REPEALED SECTION

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Sec: 7. **Board of Regents: Election and duties.** The Governor, Secretary of State, and Superintendent of Public Instruction, shall for the first four years and until their successors are elected and qualified constitute a Board of Regents to control and manage the affairs of the University and the funds of the same under such regulations as may be provided by law. But the Legislature shall at its regular session next preceding the expiration of the term of office of said Board of Regents provide for the election of a new Board of Regents and define their duties.

