

1 **RESOLUTION ON THE STATE**

2 **SUPERINTENDENT**

3 2000 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Glenn L. Way**

6 A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH
7 CONSTITUTION; CHANGING THE APPOINTING AUTHORITY OF THE STATE
8 SUPERINTENDENT OF PUBLIC INSTRUCTION; PROVIDING FOR THE POWERS AND
9 FUNCTIONS OF THE STATE SUPERINTENDENT; DIRECTING THE LIEUTENANT
10 GOVERNOR TO SUBMIT THE PROPOSAL TO THE VOTERS; AND PROVIDING AN
11 EFFECTIVE DATE.

12 This resolution proposes to change the Utah Constitution as follows:

13 AMENDS:

14 **ARTICLE X, SECTION 3**

15 *Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of*
16 *the two houses voting in favor thereof:*

17 Section 1. It is proposed to amend Utah Constitution Article X, Section 3, to read:

18 **Article X, Section 3. [State Board of Education.]**

19 The general control and supervision of the public education system shall be vested in a
20 State Board of Education. The membership of the board shall be established and elected as
21 provided by statute. The [~~State Board of Education~~] Governor shall appoint a State Superintendent
22 of Public Instruction who shall be the executive officer of the board and shall exercise the powers
23 and perform the functions that are provided by statute.

24 Section 2. **Submittal to voters.**

25 The lieutenant governor is directed to submit this proposed amendment to the voters of the
26 state at the next regular general election in the manner provided by law.

27 Section 3. **Effective date.**

28 If the amendment proposed by this joint resolution is approved by a majority of those
29 voting on it at the next regular general election, the amendment shall take effect on January 1,
30 2001.

Legislative Review Note
as of 1-11-00 10:45 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel