

**RESOLUTION PROVIDING APPOINTMENT OF
STATE SUPERINTENDENT OF EDUCATION**

2007 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gregory S. Bell

House Sponsor: _____

LONG TITLE

General Description:

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify a provision relating to the appointment of the state superintendent of public instruction.

Highlighted Provisions:

This resolution proposes to amend the Utah Constitution to:

- ▶ require the state superintendent of public instruction to be appointed by the Governor, with the consent of the Senate, rather than by the state board of education.

Special Clauses:

This resolution directs the lieutenant governor to submit this proposal to voters.

This resolution provides a contingent effective date of January 1, 2009 for this proposal.

Utah Constitution Sections Affected:

AMENDS:

ARTICLE X, SECTION 3

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

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



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

29 The general control and supervision of the public education system shall be vested in a
30 State Board of Education. The membership of the board shall be established and elected as
31 provided by statute. The ~~[State Board of Education]~~ Governor, with the consent of the Senate,
32 shall appoint a State Superintendent of Public Instruction who shall be the executive officer of
33 the ~~[board]~~ State Board of Education.

34 **Section 2. Submittal to voters.**

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

37 **Section 3. Effective date.**

38 If the amendment proposed by this joint resolution is approved by a majority of those
39 voting on it at the next regular general election, the amendment shall take effect on January 1,
40 2009.

Legislative Review Note
as of 1-23-07 6:06 PM

Office of Legislative Research and General Counsel