

Senator Gregory S. Bell proposes the following substitute bill:

RESOLUTION PROVIDING APPOINTMENT OF

STATE EDUCATION OFFICERS

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 State Board of Education.

Highlighted Provisions:

This resolution proposes to amend the Utah Constitution to:

- ▶ require the State Board of Education to be appointed by the Governor, with the consent of the Senate, rather than elected as provided by statute; and
- ▶ require the state superintendent of public instruction to be appointed by the Governor, with the consent of the State Board of Education, rather than appointed 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



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

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

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

30 (1) The general control and supervision of the public education system shall be vested
31 in a State Board of Education.

32 (2) The membership of the board shall be established [~~and elected as provided~~] by
33 statute.

34 (3) The [~~State Board of Education~~] Governor, with the consent of the Senate, shall
35 appoint the State Board of Education.

36 (4) The Governor, with the consent of the State Board of Education, shall appoint a
37 State Superintendent of Public Instruction who shall be the executive officer of the [board]
38 State Board of Education.

39 **Section 2. Submittal to voters.**

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

42 **Section 3. Effective date.**

43 If the amendment proposed by this joint resolution is approved by a majority of those
44 voting on it at the next regular general election, the amendment shall take effect on January 1,
45 2009.

Fiscal Note

**S.J.R. 11 2nd Sub. (Salmon) - Resolution Providing Appointment of State
Education Officers**
2007 General Session
State of Utah

State Impact

It is estimated that publication and distribution costs to put this resolution on the ballot would require a one-time FY 2009 appropriation of \$14,700 from the General Fund.

	<u>FY 2007 Approp.</u>	<u>FY 2008 Approp.</u>	<u>FY 2009 Approp.</u>	<u>FY 2007 Revenue</u>	<u>FY 2008 Revenue</u>	<u>FY 2009 Revenue</u>
General Fund, One-Time	\$0	\$0	\$14,700	\$0	\$0	\$0
Total	\$0	\$0	\$14,700	\$0	\$0	\$0

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.