

SENATE JOINT RESOLUTION NO. SJ0005

State superintendent of public instruction-1.

Sponsored by: Joint Education Interim Committee

A Bill

for

1 A JOINT RESOLUTION proposing to amend the Wyoming
 2 Constitution relating to education; providing the general
 3 supervision of public schools shall be prescribed by law
 4 effective January 7, 2019; eliminating the elected state
 5 superintendent as an elected official on and after January
 6 7, 2019; removing the state superintendent as an ex officio
 7 member of University of Wyoming board of trustees and from
 8 the board of land commissioners on and after January 7,
 9 2019.

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11 *BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,*
 12 *two-thirds of all the members of the two houses, voting*
 13 *separately, concurring therein:*

14

15 **Section 1.** The following proposal to amend Wyoming
 16 Constitution, Article 4, Section 11, Article 7, Sections

1 11, 14 and 17 and Article 18, Section 3 are proposed for
2 submission to the electors of the State of Wyoming at the
3 next general election for approval or rejection to become
4 valid as a part of the Constitution if ratified by a
5 majority of the electors at the election:

6

7 **Article 4, Section 11. State officers; election;**
8 **qualifications; terms.**

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10 There shall be chosen by the qualified electors of the
11 state at the times and places of choosing members of the
12 legislature, a secretary of state, auditor, treasurer, and
13 superintendent of public instruction, who shall have
14 attained the age of twenty-five (25) years respectively,
15 shall be citizens of the United States, and shall have the
16 qualifications of state electors. They shall severally
17 hold their offices at the seat of government, for the term
18 of four (4) years and until their successors are elected
19 and duly qualified. Commencing with the 2018 general
20 election, the election of a state superintendent shall
21 cease. The legislature may provide for such other state
22 officers as are deemed necessary.

23

1 **Article 7, Section 11. Textbooks.**

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3 Neither the legislature, nor the superintendent of public
4 instruction while the office exists, shall have power to
5 prescribe text books to be used in the public schools.

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7 **Article 7, Section 14. Supervision of schools**
8 **entrusted to governor; cabinet officer appointment.**

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10 (a) Until January 7, 2019, the general supervision of
11 the public schools shall be entrusted to the state
12 superintendent of public instruction, whose powers and
13 duties shall be prescribed by law.

14

15 (b) On and after January 7, 2019, the general
16 supervision of the public schools shall be as prescribed by
17 law.

18

19 **Article 7, Section 17. Government of university.**

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21 The legislature shall provide by law for the management of
22 the university, its lands and other property by a board of
23 trustees, consisting of not less than seven members, to be

1 appointed by the governor by and with the advice and
2 consent of the senate, and the president of the university,
3 and until January 6, 2019, the superintendent of public
4 instruction, as members ex officio, as such having the
5 right to speak, but not to vote. On and after January 7,
6 2019, the state superintendent shall cease to be a member
7 of the board. The duties and powers of the trustees shall
8 be prescribed by law.

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10 **Article 18, Section 3. Board of land commissioners.**

11
12 Until January 6, 2019, the governor, secretary of state,
13 state treasurer, state auditor and superintendent of public
14 instruction shall constitute a board of land
15 commissioners. ~~, which~~ On and after January 7, 2019, the
16 governor, secretary of state, state treasurer and state
17 auditor shall constitute the board. The board, under
18 direction of the legislature as limited by this
19 constitution, shall have direction, control, leasing and
20 disposal of lands of the state granted, or which may be
21 hereafter granted for the support and benefit of public
22 schools, subject to the further limitations that the sale
23 of all lands shall be at public auction, after such delay

1 (not less than the time fixed by congress) in portions at
2 proper intervals of time, and at such minimum prices (not
3 less than the minimum fixed by congress) as to realize the
4 largest possible proceeds. And said board, subject to the
5 limitations of this constitution and under such regulations
6 as may be provided by law shall have the direction,
7 control, disposition and care of all lands that have been
8 heretofore or may hereafter be granted to the state.

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10 **Section 2.** That the Secretary of State shall endorse
11 the following statement on the proposed amendment:

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13 The adoption of this amendment eliminates the state
14 superintendent of public instruction as an elected official
15 commencing with the general election in 2018. Effective
16 January 7, 2019, the general supervision of Wyoming public
17 schools will be as prescribed by the legislature. Effective
18 January 7, 2019, the state board of land commissioners will
19 be reduced from five to four members and the state
20 superintendent will no longer be a member of the University
21 of Wyoming board of trustees.

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(END)