

HOUSE JOINT RESOLUTION NO. HJ0005

Education funding amendments.

Sponsored by: Representative(s) Kroeker, Brechtel, Edmonds
and Wallis and Senator(s) Hicks and Jennings

A BILL

for

1 A JOINT RESOLUTION proposing to amend the Wyoming
2 Constitution relating to education; providing that the
3 legislature may appropriate monies for any appropriate
4 educational program; removing the prohibition on providing
5 funds to schools not under the absolute control of the
6 state.

7

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

11

12 **Section 1.** The following proposal to amend Wyoming
13 Constitution, Article 7, Sections 1 and 8 are proposed for
14 submission to the electors of the State of Wyoming at the
15 next general election for approval or rejection to become

1 valid as a part of the Constitution if ratified by a
2 majority of the electors at the election:

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4 **Article 7, Section 1. Legislature to provide for**
5 **public schools.**

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7 The legislature shall provide for the establishment and
8 maintenance of a complete and uniform system of public
9 instruction, embracing free elementary schools of every
10 needed kind and grade, a university with such technical and
11 professional departments as the public good may require and
12 the means of the state allow, and such other institutions
13 as may be necessary. Notwithstanding article 1, section 19
14 and article 3, section 36 of this constitution, the
15 legislature may appropriate monies for education to be used
16 for any age appropriate, accredited or generally accepted
17 educational program.

18

19 **Article 7, Section 8. Distribution of school funds.**

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21 Provision shall be made by general law for the equitable
22 allocation of such income among all school districts in the
23 state. But no appropriation shall be made from said fund
24 to any district for the year in which a school has not been

1 maintained for at least three (3) months.~~7, nor shall any~~
2 ~~portion of any public school fund ever be used to support~~
3 ~~or assist any private school, or any school, academy,~~
4 ~~seminary, college or other institution of learning~~
5 ~~controlled by any church or sectarian organization or~~
6 ~~religious denomination whatsoever.~~

7

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

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11 The adoption of this amendment will allow the legislature
12 to appropriate funds for any appropriate educational
13 program. This amendment would remove the prohibition on
14 providing funds to schools that are not under the control
15 of the state. It would also remove the state
16 constitutional prohibition on providing state funds for
17 educational programs of private schools or institutions of
18 learning controlled by churches or sectarian organizations.
19 All such state actions would still be subject to applicable
20 federal constitutional limitations.

21

22 (END)