

# SENATE JOINT RESOLUTION H

February 10, 2004, Introduced by Senators KUIPERS, GOSCHKA, GARCIA, VAN WOERKOM, BISHOP, McMANUS, CASSIS, GEORGE, TOY, GILBERT, CROPSEY, PATTERSON, BIRKHOLZ, HARDIMAN, JELINEK, SIKKEMA, HAMMERSTROM, ALLEN, STAMAS, SANBORN, JOHNSON and BROWN and referred to the Committee on Education.

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 3 of article VIII, to provide for gubernatorial appointment of the superintendent of public instruction.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to provide for gubernatorial appointment of the superintendent of public instruction, is proposed, agreed to, and submitted to the people of the state:

## ARTICLE VIII

Sec. 3. Leadership and general supervision over all public education, including adult education and instructional programs in state institutions, except as to institutions of higher education granting baccalaureate degrees, is vested in a state board of education. It shall serve as the general planning and

1 coordinating body for all public education, including higher  
2 education, and shall advise the legislature as to the financial  
3 requirements in connection therewith.

4 The ~~state board of education~~ **governor** shall appoint a  
5 superintendent of public instruction ~~whose~~ **and shall set his or**  
6 **her** term of office. ~~shall be determined by the board. He~~ **The**  
7 **superintendent of public instruction** shall be the ~~chairman~~  
8 **chairperson** of the board without the right to vote, and shall be  
9 responsible for the execution of its policies. ~~He~~ **The**  
10 **superintendent of public instruction** shall be the principal  
11 executive officer of a state department of education which shall  
12 have powers and duties provided by law.

13 The state board of education shall consist of eight members  
14 who shall be nominated by party conventions and elected at large  
15 for terms of eight years as prescribed by law. The governor  
16 shall fill any vacancy by appointment for the unexpired term.  
17 The governor shall be ex-officio a member of the state board of  
18 education without the right to vote.

19 The power of the boards of institutions of higher education  
20 provided in this constitution to supervise their respective  
21 institutions and control and direct the expenditure of the  
22 institutions' funds ~~shall not be~~ **is not** limited by this  
23 section.

24 Resolved further, That the foregoing amendment shall be  
25 submitted to the people of the state at the next general election  
26 in the manner provided by law.