

SENATE JOINT RESOLUTION B

February 23, 2005, Introduced by Senators KUIPERS, SIKKEMA, GILBERT,
PATTERSON, GOSCHKA, STAMAS, ALLEN, CROPSEY, SANBORN, BISHOP,
BIRKHOLZ, BROWN, JELINEK, McMANUS and HARDIMAN 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
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1 state institutions, except as to institutions of higher education
 2 granting baccalaureate degrees, is vested in a state board of
 3 education. It shall serve as the general planning and coordinating
 4 body for all public education, including higher education, and
 5 shall advise the legislature as to the financial requirements in
 6 connection therewith.

7 The ~~state board of education~~ **GOVERNOR, BY AND WITH THE**
 8 **ADVICE AND CONSENT OF THE SENATE**, shall appoint a superintendent of
 9 public instruction ~~whose~~ **AND SHALL SET HIS OR HER** term of office.
 10 ~~shall be determined by the board. He~~ **THE SUPERINTENDENT OF PUBLIC**
 11 **INSTRUCTION** shall be the ~~chairman~~ **CHAIRPERSON** of the board
 12 without the right to vote, and shall be responsible for the
 13 execution of its policies. ~~He~~ **THE SUPERINTENDENT OF PUBLIC**
 14 **INSTRUCTION** shall be the principal executive officer of a state
 15 department of education which shall have powers and duties provided
 16 by law.

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

23 The power of the boards of institutions of higher education
 24 provided in this constitution to supervise their respective
 25 institutions and control and direct the expenditure of the
 26 institutions' funds ~~shall not be~~ **IS NOT** limited by this section.

27 Resolved further, That the foregoing amendment shall be

- 1 submitted to the people of the state at the next general election
- 2 in the manner provided by law.