

By Representative Andrews

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House Joint Resolution

A joint resolution proposing amendments to Section 4 and Section 5 of Article IX of the State Constitution relating to school districts and superintendents of schools.

Be It Resolved by the Legislature of the State of Florida:

That the amendments to Section 4 and Section 5 of Article IX of the State Constitution set forth below are agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1998:

SECTION 4. School districts; school boards.--

(a) Each county shall constitute a school district; provided, two or more contiguous counties, upon vote of the electors of each county pursuant to law, may be combined into one school district. In each school district there shall be a school board composed of five or more members chosen by vote of the electors for appropriately staggered terms of four years, as provided by law.

(b) The school board shall operate, control and supervise all free public schools within the school district and determine the rate of school district taxes within the limits prescribed herein. Two or more school districts may operate and finance joint educational programs.

(c) The legislature, by general law, may authorize the state board of education to assume control of a school district when schools within the school district or the school district itself is low performing.

SECTION 5. Superintendent of schools.--

1           (a) In each school district there shall be a  
2 superintendent of schools. He shall be elected at the general  
3 election in each year the number of which is a multiple of  
4 four for a term of four years; or, when provided by resolution  
5 of the district school board, or by special law, approved by  
6 vote of the electors, the district school superintendent in  
7 any school district shall be employed by the district school  
8 board as provided by general law. The resolution or special  
9 law may be rescinded or repealed by either procedure after  
10 four years.

11           (b) The legislature, by general law, may authorize the  
12 state board of education to assume control of a school  
13 district by removal of its superintendent of schools when  
14 schools within the school district or the school district  
15 itself is low performing.

16           BE IT FURTHER RESOLVED that in accordance with the  
17 requirements of section 101.161, Florida Statutes, the title  
18 and substance of the amendment proposed herein shall appear on  
19 the ballot as follows:

20           AUTHORIZING STATE BOARD OF EDUCATION BY GENERAL LAW  
21           TO ASSUME CONTROL OF A SCHOOL DISTRICT

22           Providing that the Legislature, by general law, may  
23 authorize the State Board of Education to assume control of a  
24 school district when schools within the school district or the  
25 school district itself is low performing, to include removal  
26 of the superintendent of schools.

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