

Senate Resolution 192

By: Senators Wilkinson of the 50th, Hufstetler of the 52nd, Jeffares of the 17th, Gooch of the 51st, Sims of the 12th and others

ADOPTED SENATE

A RESOLUTION

1 Proposing an amendment to the Constitution so as to authorize the General Assembly to
 2 provide by law for election of local school superintendents by voters and election of
 3 members of local boards of education by grand juries, as an alternative to appointment of
 4 local school superintendents by local boards of education and election of local school board
 5 members by voters, if approved by local referendum; to provide for the submission of this
 6 amendment for ratification or rejection; and for other purposes.

7 **BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:**

8 **SECTION 1.**

9 Section V of Article VIII of the Constitution is amended by revising Paragraph II as follows:

10 "Paragraph II. **Boards of education.** Each school system shall be under the management
 11 and control of a board of education, the members of which shall be elected by the voters
 12 as provided by law; provided, however, that if the school superintendent for that school
 13 system is elected by the voters pursuant to Paragraph III of this section, then the members
 14 of the board of education for that school system shall be elected by a grand jury as provided
 15 by general law. School board members shall reside within the territory embraced by the
 16 school system and shall have such compensation and additional qualifications as may be
 17 provided by law. ~~Any board of education to which the members are appointed as of~~
 18 ~~December 31, 1992, shall continue as an appointed board of education through December~~
 19 ~~31, 1993, and the appointed members of such board of education who are in office on~~
 20 ~~December 31, 1992, shall continue in office as members of such appointed board until~~
 21 ~~December 31, 1993, on which date the terms of office of all appointed members shall end."~~

22 **SECTION 2.**

23 Said section is further amended by revising Paragraph III as follows:

24 "Paragraph III. **School superintendents.** There shall be a school superintendent of each
 25 system ~~appointed by the board of education~~ who shall be the executive officer of the board
 26 of education and shall have such qualifications, powers, and duties as provided by general

27 law. ~~Any elected school superintendent in office on January 1, 1993, shall continue to~~
 28 ~~serve out the remainder of his or her respective term of office and shall be replaced by an~~
 29 ~~appointee of the board of education at the expiration of such term. The school~~
 30 superintendent of each system shall be appointed by the board of education; provided,
 31 however, that the General Assembly may provide by local law, subject to approval by a
 32 majority of the qualified electors of the local school system voting in a referendum thereon,
 33 for the election of the school superintendent of any school system by the voters residing
 34 in the territory embraced by the school system and for the qualifications of superintendents
 35 in such cases."

36 **SECTION 3.**

37 The above proposed amendment to the Constitution shall be published and submitted as
 38 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
 39 above proposed amendment shall have written or printed thereon the following:

40 "() YES Shall the Constitution of Georgia be amended so as to authorize the General
 41 () NO Assembly to provide by law for election of local school superintendents by
 42 voters and election of members of local boards of education by grand juries,
 43 as an alternative to appointment of local school superintendents by local
 44 boards of education and election of local school board members by voters,
 45 if approved by a local referendum?"

46 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
 47 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
 48 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
 49 become a part of the Constitution of this state.