

1-1-1934

## Making State Board Of Education Elective

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File: 1934-m-1

**INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE ELECTORS**

The Attorney General has summarized the proposed measure as follows:

**MAKING STATE BOARD OF EDUCATION ELECTIVE; ABOLISHING SUPERINTENDENT OF PUBLIC INSTRUCTION; PROVIDING FOR DIRECTOR OF EDUCATION.** Initiative. Repeals Section 2, amends Section 7, Article IX of Constitution. Abolishes office of Superintendent of Public Instruction. Declares State Board of Education shall consist of ten members, each elected from a district for ten year term, each district comprising two congressional districts. Prescribes rotation in office. Empowers Board to fill membership vacancies, appointee holding until next general election. Requires Board appoint Director of Education, removable at pleasure, and fix his salary; Superintendent of Public Instruction continuing in office until appointed Director qualifies.

STATE OF CALIFORNIA

} ss.

County (or City and County) of..... Los Angeles.....

To the Honorable Secretary of State of the State of California:

We, the undersigned, registered, qualified electors of the State of California, residents of

.....Los Angeles.....County (or City and County), present to the Secretary of State this petition and hereby propose an amendment to the Constitution of the State of California, to repeal Section 2 of Article IX of the Constitution of California and to amend Section 7 of Article IX thereof, relating to education, to read as hereinafter set forth in full and petition that the same be submitted to the electors of the State of California for their adoption or rejection, at the next succeeding general election or as provided by law. The proposed constitutional amendment reads as follows:

**PROPOSED AMENDMENT:**

Section 1. Section 2 of Article IX of the Constitution of California is hereby repealed.

Section 2. Section 7 of Article IX of the Constitution of California is hereby amended to read as follows:

Section 7. There is a State Board of Education which shall hereafter consist of ten members who shall be elected at the next general election following the adoption of this amendment. At each general State election thereafter the vacancies caused by the expiration of the terms of members of the State Board of Education shall be filled.

One member of the State Board of Education shall be elected from each of the following districts: District 1, comprising all the territory embraced in congressional districts one and three; district 2, comprising all the territory embraced in congressional districts two and nine; district 3, comprising all the territory embraced in congressional districts four and five; district 4, comprising all the territory embraced in congressional districts six and seven; district 5, comprising all the territory embraced in congressional districts eight and ten; district 6, comprising all the territory embraced in congressional districts eleven and twelve; district 7, comprising all the territory embraced in congressional districts thirteen and fourteen; district 8, comprising all the territory embraced in congressional districts fifteen and sixteen; district 9, comprising all the territory embraced in congressional districts seventeen and eighteen; district 10, comprising all the territory embraced in congressional districts nineteen and twenty. The congressional districts herein mentioned are the congressional districts as they existed November 6, 1934.

The members of said Board shall be elected for ten year terms, the term of each member to commence on the first Monday after the first day of January next succeeding his election, provided that of the members first elected, those elected from districts 1 and 6 shall serve for two years, those elected from districts 2 and 7 shall serve for four years, those elected from districts 3 and 8 shall serve for six years, those elected from districts 4 and 9 shall serve for eight years, those elected from districts 5 and 10 shall serve for ten years. Thereafter all members shall be elected for ten year terms.

The terms of office of the members of the State Board of Education in office at the commencement of the terms of office of the members of the Board first elected hereunder shall expire upon the commencement of said terms.

If any vacancy occur in the State Board of Education, the remaining members of the State Board of Education shall appoint a person from the district from which his predecessor in office was elected or appointed. Said appointee shall hold office until the election and qualification of a person to fill the vacancy, the person so elected to hold office for the unexpired term. Said election shall take place at the next general State election after the occurrence of such vacancy.

Said State Board of Education shall appoint a director of education who shall hold office at the pleasure of said Board, and shall fix his salary.

In addition to such duties as are prescribed in this section, said Board shall have such other duties and powers as the Legislature may prescribe.

The State Board of Education shall provide, compile, or cause to be compiled, and adopt, a uniform series of textbooks for use in the day and evening elementary schools throughout the State. The State Board may cause such textbooks, when adopted, to be printed and published by the Superintendent of State Printing, at the state printing office; and wherever and however such textbooks may be printed and published, they shall be furnished and distributed by the State free of cost or any charge whatever, to all children attending the day and evening elementary schools of the State, under such conditions as the Legislature shall prescribe. The textbooks, so adopted, shall continue in use not less than four years, without any change or alteration whatsoever which will require or necessitate the furnishing of new books to such pupils.

The Legislature shall provide for a Board of Education in each county of the State. The County Superintendents and the County Boards of Education shall have control of the examination of teachers and the granting of teachers' certificates within their respective jurisdictions.

The Superintendent of Public Instruction shall hold office in accordance with the laws of this state as they existed prior to November 6, 1934, until the State Board of Education shall have appointed a Director of Education and he shall have qualified.