

IN THE SENATE

SENATE JOINT RESOLUTION NO. 105

BY EDUCATION COMMITTEE

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO SECTION 9, ARTICLE IX OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO SCHOOL ATTENDANCE; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

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

SECTION 1. That Section 9, Article IX of the Constitution of the State of Idaho be amended to read as follows:

Section 9. COMPULSORY ATTENDANCE AT SCHOOL. The legislature may require by law that every child shall attend the public schools of the state, throughout the period between the ages of six and eighteen years, unless educated by other means, ~~as provided by law.~~ Custodial parents or guardians of any minor child in Idaho shall have the fundamental right to privately home educate such child or to cause such child to be privately educated. Those who privately home educate such children or cause such children to be privately educated shall be free from government regulation of such education.

SECTION 2. The question to be submitted to the electors of the State of Idaho at the next general election shall be as follows:

"Shall Section 9, Article IX of the Constitution of the State of Idaho be amended to provide that parents and guardians have the fundamental right to privately home educate their children or to cause their children to be privately educated and that such parents or guardians shall be free from government regulation of such education?"

SECTION 3. The Legislative Council is directed to prepare the statements required by Section 67-453, Idaho Code, and file the same.

SECTION 4. The Secretary of State is hereby directed to publish this proposed constitutional amendment and arguments as required by law.