

IN THE SENATE

SENATE JOINT RESOLUTION NO. 105, As Amended

BY EDUCATION COMMITTEE

A JOINT RESOLUTION

1 PROPOSING AN AMENDMENT TO SECTION 9, ARTICLE IX OF THE CONSTITUTION OF THE  
2 STATE OF IDAHO, RELATING TO SCHOOL ATTENDANCE; STATING THE QUESTION TO  
3 BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO  
4 PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF  
5 STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.  
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7 Be It Resolved by the Legislature of the State of Idaho:

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

10 Section 9. COMPULSORY ATTENDANCE AT SCHOOL. The legislature  
11 may require by law that every child shall attend the public schools  
12 of the state, throughout the period between the ages of six and  
13 eighteen years, unless educated by other means, ~~as provided by law.~~  
14 Custodial parents or guardians of any minor child in Idaho shall  
15 have the fundamental right to privately home educate such child or  
16 to cause such child to be privately educated. Those who privately  
17 home educate such children shall be free from government regulation  
18 of such education and shall not be entitled to public funds to sup-  
19 port such education.

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

22 "Shall Section 9, Article IX of the Constitution of the State of Idaho be  
23 amended to provide that parents and guardians have the fundamental right to  
24 privately home educate their children or to cause their children to be pri-  
25 vately educated and to provide that parents or guardians who privately home  
26 educate their children shall be free from government regulation of such edu-  
27 cation and shall not be entitled to public funds to support such education?"

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

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