



## 1995 ASSEMBLY JOINT RESOLUTION 26

March 13, 1995 - Introduced by Representatives LADWIG, HUEBSCH, OWENS, JENSEN, HANDRICK, GROTHMAN, WALKER, OLSEN, GREEN, GOETSCH, WILLIAMS, HAHN, LAZICH, GUNDERSON, SERATTI, OTT, LEHMAN, ZUKOWSKI, SILBAUGH and OTTE, cosponsored by Senators PETAK, FARROW and ZIEN. Referred to Committee on Elections and Constitutional Law.

- 1     **To create** section 25 of article I of the constitution; **relating to:** the right of parents  
2             to direct the upbringing and education of their children (first consideration).

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### *Analysis by the Legislative Reference Bureau*

This constitutional amendment, proposed to the 1995 legislature on first consideration, creates a new section of article I of the state constitution. Article I contains the state constitution's declaration of rights. The new section of article I created by this constitutional amendment declares that:

“Section 25 (1) The right of parents to direct the upbringing and education of their children may not be infringed.

(2) The legislature may enforce this section by appropriate legislation.”

As a constitutional amendment, the proposal requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

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### ***Resolved by the assembly, the senate concurring, That:***

3             **SECTION 1.** Section 25 of article I of the constitution is created to read:

4             [Article I] Section 25 (1) The right of parents to direct the upbringing and  
5             education of their children may not be infringed.  
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7             (2) The legislature may enforce this section by appropriate legislation.

8             **SECTION 2.** Numbering of new section. The new section “25” of article I of the  
9             constitution, created in this joint resolution, shall be designated by the next higher  
10            open whole section number in that article if, prior to or simultaneously with the  
11            ratification by the people of the amendment proposed in this joint resolution, any

1 other ratified amendment has created a “section 25” of article I of the constitution  
2 of this state. If several joint resolutions simultaneously create a section 25 of article  
3 I, the chief of the legislative reference bureau shall determine the sequence and the  
4 numbering.

5 ***Be it further resolved, That*** this proposed amendment be referred to the  
6 legislature to be chosen at the next general election and that it be published for 3  
7 months previous to the time of holding such election.

8 (END)