



1995 SENATE JOINT RESOLUTION 19

March 22, 1995 - Introduced by Senators PETAK, DRZEWIECKI and A. LASEE, cosponsored by Representatives SERATTI, WOOD, LADWIG, JENSEN, OTT, HARSDF, BRANDEMUEHL, ALBERS, FREESE, SILBAUGH, HAHN, DOBYNS, LAZICH, WALKER, SKINDRUD, OTTE, GROTHMAN, HUEBSCH, HANDRICK and GUNDERSON. Referred to Committee on Education and Financial Institutions.

- 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).

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.

Resolved by the senate, the assembly 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.
6

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)