

ments of his office, and pay out school moneys only upon a warrant signed by the president, or in his absence by the vice-president, and countersigned by the clerk, and perform such other duties as the board may require. The treasurer shall receive for his services such amount as the Board of Education may fix and determine. The board may also require the treasurer to keep his office and records at the office of the board.

POWERS OF THE BOARD.

Sec. 111. The Board of Education of said city shall be a body corporate, under the name of "The Board of Education of the city of—," and shall have an official seal conformable to such name, which shall be used by the clerk in the authentication of all. And said board in the name aforesaid, may sue and be sued; may take, hold, lease, sell and convey real and personal property, as the interests of the school may require. The members thereof shall have the power and authority to administer oaths in proof of claims and accounts against said corporation, and no such claim or account, except salaries of teachers, shall be audited or allowed by the Board of Education unless the correctness of the same shall be proved under oath.

Sec. 11. The Board of Education of said city shall have power and authority to purchase or sell school house sites; construct and erect school buildings, and furnish the same; establish, locate and maintain primary schools, graded schools, grammar schools and high schools, industrial or manual training schools; establish and support school libraries; purchase, exchange, repair and improve the school apparatus, books, furniture, fixtures, and all other school supplies in said schools; supply and loan to pupils in the several grades and departments of said schools, free of charge, all text books and supplies used by the pupils of said schools; collect all books and apparatus loaned to pupils of the public schools of said city; do all things needful for the maintenance, prosperity and success of said schools, and the promotion of education; adopt by-laws and rules for the procedure of the Board of Education, and make and enforce all needful rules and regulations for the control and management of the public schools of said city.

Sec. 113. No school sites or buildings shall be sold or conveyed by the Board of Education, except upon resolution of the board, duly adopted at a regular or called meeting, and not then without an affirmative recorded vote of at least two-thirds of all the members of the board.

EXAMINING COMMITTEE.

Sec. 114. The Board of Education shall appoint and fix the compensation of two competent persons for each examination, who, associated with the city superintendent, or superintendent-elect, shall constitute the examining committee, but no candidate for examination as a preliminary to teaching in the public schools shall be an examiner.

Sec. 115. The examining committee shall hold teachers' examinations during each year at such times as the Board of Education may direct. If from the percentage of correct answer, required by the rules, and other evi-

dences disclosed by the examination, including particularly the superintendent's knowledge and information of the candidate's experience as a teacher, the applicant is found to be a person of good moral character, and to possess such knowledge and understanding, together with aptness to teach and govern, as will enable the applicant to teach in the public schools of the city, said board of examiners shall grant to such applicant a certificate of qualification.

Sec. 116. Certificates of qualification shall be of three grades, according to the ratio of correct answers to questions asked of each applicant, and other evidences of qualification appearing from the examination. The first grade certificates shall be valid in said city for the term of three years, the second grade for a term of two years, the third grade for one year. No certificates shall be granted unless the applicant be found proficient in, and qualified to teach the following branches, namely: Pedagogics, reading, writing, spelling, English grammar, geography, United States history, arithmetic, physiology and hygiene, and in addition such other English branches as the Board of Education may prescribe. And in addition to all subjects required for second and third grade certificates, the candidate for a first grade certificate must sustain a satisfactory examination in civil government, physical geography, elementary natural philosophy and elementary algebra.

Sec. 117. The board of examiners or the superintendent of schools may grant temporary certificates to teachers of experience of whose ability to pass an examination they are assured; provided, that such temporary certificates shall be valid only until the next regular examination, and under no circumstances shall be issued more than once to the same person.

Sec. 118. No certificate or permission shall be issued to any person under eighteen years of age, and no first or second grade certificate shall be issued to any person who is under twenty-one years of age, and who has not taught successfully ten school months; provided, that a certificate issued by any city or county board of examiners may be valid when endorsed by the city superintendent of schools, good only to the next examination. No person shall be employed or permitted to teach in any of the public schools who is not the holder of a lawful certificate of qualification.

Provided, that the normal diplomas issued after the passage of this act by the University of Utah, shall entitle the holder to a third grade certificate for one year. Any contract made in violation of this act shall be void.

Sec. 119. The Board of Education is authorized and required to revoke, for immoral or unprofessional conduct or evident unfitness for teaching, any certificate granted by its authority.

Sec. 120. In cities of the first class the Board of Education shall decide what text-books shall be adopted in all the public schools of the city, and their use shall be mandatory in all such schools; provided, that text-books so adopted shall not be changed within a period of five years after their adoption, and any teacher changing any of

such text-books may be discharged by the Board of Education therefor.

Sec. 121. The Board of Education shall give at least sixty days' notice by publication in a newspaper having a general circulation in this Territory of its intention to adopt text-books for the public schools of the city, calling for bids and terms from publishers of text-books for schools, stating the number and kind of books required; that separate sealed proposals will be received by the Board of Education for furnishing each kind of book, the place where, and the day and hour when all proposals will be opened, and that the board reserve the right to reject any and all proposals or any part thereof.

Sec. 122. At the time and place specified in said notice the board shall meet and publicly open and read all the proposals which have been received and shall make their decision within thirty days thereafter.

Sec. 123. Sealed proposals must be accompanied with sample copies of the books proposed to be furnished, together with the statement of the introductory or exchange price, and of the wholesale and retail prices at which the publisher agrees to furnish each book within the city during the full time for which said books may be adopted.

Sec. 124. If no satisfactory proposals are received, then the board, in its discretion, may advertise anew, and the books in use shall continue in use until satisfactory proposals have been received and accepted.

Sec. 125. The publisher or publishers whose proposals shall be accepted must enter into a written contract with the Board of Education, and shall give a bond with two sufficient sureties in a reasonable sum, to be affixed by the board, for the faithful performance of such contract.

CITY SCHOOL TAXES.

Sec. 126. All property, real and personal, held by the Board of Education shall be exempt from taxation for any purpose, and shall not be taken in any manner for debt.

Sec. 127. For purposes of taxation the whole city shall constitute one school district.

Sec. 128. All cities organized as one district under the provisions of this act, shall receive their pro rata share of any Territorial taxes levied for the support of district schools, or any funds that may be realized from any source which under operation of law are required to be divided pro rata for the benefit of children of school age residing in the Territory.

Sec. 129. The Board of Education shall, on or before the first day of March of each year, prepare a statement and estimate of the amount necessary for the support and maintenance of the schools under its charge, for the school year commencing on the 1st day of July next thereafter, also the amount necessary to pay the interest accruing during such year on bonds issued by said board, and the amount of sinking fund necessary to be collected during such year for the payment and redemption of said bonds; and shall forthwith cause to be certified by the president and clerk of said board to the assessor and collector of said city, the amount required for school purposes for the coming year, and the assessor and collector, after