

in cases not provided for by law; [and] appoint, during the pleasure of the board, the keeper of such prisons.

ARTICLE III.

PUBLIC INSTRUCTION.

SEC. 30. The Superintendent of Common Schools shall have the powers, and under the rules and regulations established by the Board of Education, perform the duties specified in the general laws of this State relating to that office, except where the same are altered by the provisions of this Act; and it shall be the duty of the said Superintendent to visit and critically to examine into the condition of each school in the said city and county, at least once in three months. It shall also be the special duty of the Superintendent in the said city and county, and of each School Director in his district, to observe and cause to be observed, such general rules for the regulation of the schools not inconsistent with the laws of the State, as may be established by the Board of Education of the said city and county. Sections nineteen, twenty, twenty-one, twenty-two, twenty three and twenty-four of the Act entitled "An Act to Establish, Support and Regulate Common Schools, and to Repeal former Acts concerning the Same," passed May third, one thousand eight hundred and fifty-five, are hereby declared to be inapplicable to the city and county of San Francisco.

SEC. 31. The said Superintendent shall attend the sessions, and act as Secretary* of the Board of Education, inform them at each session of the condition of the common schools, school-houses, school funds and other matters connected therewith, and recommend such measures as he may deem necessary for the advancement of education in the city and county. He shall acquaint himself with all the laws, rules and regulations governing the public schools in the said city and county, and the judicial decisions thereon, and give advice on subjects connected with the public schools, gratuitously to officers, teachers, pupils and their parents and guardians. In case of a vacancy in the office of Superintendent, the Board of Education may assemble and appoint a person to fill the vacancy until the regular election then next following, when the office shall be filled by election of the people.

SEC. 32. The School Directors of the several districts shall assemble within five days after their election and qualification, and thereafter on the first Monday in June, September, December and March of each year, and at such other times as they may for urgent reasons be specially convoked by the Superintendent; and when so assembled shall constitute a Board of Education for the city and county of San Francisco. A majority of all the School Directors, elected in the said city and county, shall constitute a quorum to do business, but a smaller number may adjourn from day to day. The board shall elect a President from among its members, to continue during the pleasure of the board, and in the absence of the Superintendent, a Secretary *pro tem.*; determine the rules of its proceedings; keep a record of its acts and resolutions, and allow the same to be published. The sessions of the board shall be public, and the record of its proceedings shall remain in the custody of the Secretary, subject to the inspection, without charge, of all public officers and citizens of the said city and county.

SEC. 33. The Board of Education shall have power—

First. To establish common schools and school districts in said city and county conformably with the laws, and to fix the boundaries of such school districts.

Second. To establish rules which shall not be contrary to law, for the government, improvement and progress of the public schools within the said city and county of San Francisco, and for carrying into effect the provisions of law relating and applicable thereto, and for the government of all school officers and teachers in the discharge of their duties.

Third. To determine annually the amount, not exceeding the rate of thirty-five cents on each hundred dollars' valuation upon the assessment roll, to be raised by tax

* Secretary allowed. See Supplement Act VI. Sec. 9.