

IN THE SUPREME COURT OF DIXIE
PETITION FOR WRIT OF CERTIORARI

In Re: Education Directive 19-001

On January 3, 2019, the Secretary of Education, Health, Labor, and Human Services published a [directive](#) to overhaul Dixie’s K-12 public education system. The directive cited no statutory or constitutional authority. The directive:

- a) prohibits the administration of standardized tests,
- b) orders the development of several academic and vocational “tracks” under four subject “general areas,”
- c) authorizes the administration of new standardized tests corresponding the the general areas,
- d) repeals compulsory education requirements,
- e) requires public universities to amend admissions requirements to conform to the new programs,
- f) establishes reporting procedures for schools’ progress on implementing new programs, and
- g) enforces schedules and guidelines for the administration of these new programs.

Article II, Section V(2) of the Dixie Constitution provides that:

“No Executive Order may have the force of enacting a law; they may only facilitate or implement laws duly enacted by the State Assembly.”

The text of this provision refers to executive orders enacted by the Governor, but [Article IV, Section 6 of the Florida Constitution](#) delegates function of the executive branch to the administrator of each department, in this case the Secretary of Education, Health, Labor, and Human Services, so the prohibition on the enactment of law through executive orders applies to executive directives from officials other than the Governor as well.

Education Directive 19-001 does not facilitate or implement any law duly enacted by the State Assembly. Put simply, it demonstrates a lack of respect for the rule of law by illegally attempting to change the law via an executive power. It should be struck down in its entirety.

Petitioner therefore asks this honorable court for review of the following question, which the Court has jurisdiction over under Part II, § 2 of the rules of the court.

Is Education Directive 19-001 unconstitutional as a violation of the separation of powers under the Dixie Constitution?

For the reasons above, Petitioner requests that certiorari be granted.