
ASSEMBLY RESOLUTION NO. 4—ASSEMBLYMAN PERKINS

JUNE 30, 2003

Read and Adopted

SUMMARY—Acknowledges that Nevada Legislature has constitutional duty to provide for support and maintenance of schools in this state and determines appropriate amount of appropriations for their support and maintenance. (BDR R-41)

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

ASSEMBLY RESOLUTION—Acknowledging that the Nevada Legislature has the constitutional duty to provide for the support and maintenance of the schools in this state and determining the appropriate amount of the appropriations for their support and maintenance.

- 1 WHEREAS, The Supreme Court of the United States has stated
2 that education “fulfills a most fundamental obligation of
3 government to its constituency” and is “perhaps the most important
4 function of state and local governments”; and
5 WHEREAS, Ensuring the effectiveness of the schools in this state
6 is vital to the success of Nevada’s children, Nevada’s residents and
7 the economy of this state; and
8 WHEREAS, Sections 2 and 6 of Article 11 of the Nevada
9 Constitution require the Nevada Legislature to provide for a uniform
10 system of common schools and to provide for their support and
11 maintenance, in addition to other means provided, by legislative
12 appropriation from the State General Fund; and
13 WHEREAS, Section 19 of Article 4 of the Nevada Constitution
14 prohibits the expenditure of money from the State Treasury without
15 a legislative appropriation, and legal authority in this state requires
16 that money appropriated by the Nevada Legislature for one purpose
17 may not be used for any other purpose; and
18 WHEREAS, The Nevada Legislature therefore has a
19 constitutional duty to appropriate money to provide for the support



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1 and maintenance of the schools in this state for the next two fiscal
2 years; and

3 WHEREAS, Both houses of the Nevada Legislature have found
4 that the amount of the proposed appropriations from the State
5 General Fund to the State Distributive School Account and for
6 class-size reduction as set forth in the second reprint of Senate Bill
7 No. 6 of the 20th Special Session of the Nevada Legislature is the
8 appropriate amount for the support and maintenance of the schools
9 in this state and for class-size reduction; and

10 WHEREAS, Both houses of the Nevada Legislature have found
11 that the policies on education as set forth in the second reprint of
12 Senate Bill No. 6 of the 20th Special Session of the Nevada
13 Legislature are the policies on education of the Nevada Legislature;
14 now, therefore, be it

15 RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, That
16 the Assembly hereby acknowledges its constitutional duty to
17 provide for the support and maintenance of the schools in this state;
18 and be it further

19 RESOLVED, That the Assembly hereby determines that the
20 amount of the proposed appropriations from the State General Fund
21 to the State Distributive School Account and for class-size reduction
22 as set forth in the second reprint of Senate Bill No. 6 of the 20th
23 Special Session of the Nevada Legislature is the appropriate amount
24 for the support and maintenance of the schools in this state and for
25 class-size reduction; and be it further

26 RESOLVED, That the Assembly finds that the policies on
27 education as set forth in the second reprint of Senate Bill No. 6 of
28 the 20th Special Session of the Nevada Legislature are the policies
29 on education of the Nevada Legislature; and be it further

30 RESOLVED, That the Chief Clerk of the Assembly prepare and
31 transmit a copy of this resolution to the Supreme Court of Nevada
32 for consideration in any litigation related to the issues concerning
33 the duty of the Nevada Legislature to provide for the support and
34 maintenance of the schools in this state.

