

Assembly Resolution No. 4—Assemblyman Perkins

FILE NUMBER.....

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.

WHEREAS, The Supreme Court of the United States has stated that education “fulfills a most fundamental obligation of government to its constituency” and is “perhaps the most important function of state and local governments”; and

WHEREAS, Ensuring the effectiveness of the schools in this state is vital to the success of Nevada’s children, Nevada’s residents and the economy of this state; and

WHEREAS, Sections 2 and 6 of Article 11 of the Nevada Constitution require the Nevada Legislature to provide for a uniform system of common schools and to provide for their support and maintenance, in addition to other means provided, by legislative appropriation from the State General Fund; and

WHEREAS, Section 19 of Article 4 of the Nevada Constitution prohibits the expenditure of money from the State Treasury without a legislative appropriation, and legal authority in this state requires that money appropriated by the Nevada Legislature for one purpose may not be used for any other purpose; and

WHEREAS, The Nevada Legislature therefore has a constitutional duty to appropriate money to provide for the support and maintenance of the schools in this state for the next two fiscal years; and

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

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

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

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

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

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