

1 State of Arkansas  
2 84th General Assembly  
3 Second Extraordinary Session, 2003  
4

Call Item ##  
  
HR 1028

5 By: Representative C. Johnson  
6  
7

## 8 HOUSE RESOLUTION

9 URGING THE EIGHTY-FIFTH GENERAL ASSEMBLY TO ADOPT  
10 A RULE OR LEGISLATION TO MAKE PUBLIC EDUCATION  
11 THE FIRST PRIORITY FOR FUNDING AFTER PASSAGE OF  
12 THE GENERAL APPROPRIATIONS BILL DURING EACH  
13 REGULAR SESSION.  
14

### 15 Subtitle

16 URGING THE ADOPTION OF A RULE OR  
17 LEGISLATION TO REQUIRE THE STATE TO FUND  
18 EDUCATION FIRST.  
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22 WHEREAS, the Arkansas Supreme Court in Lake View School District No. 25  
23 v. Huckabee, 351 Ark. 31 (2002) declared that the state has an “absolute  
24 duty” to provide an “equal opportunity to an adequate education” for every  
25 child in Arkansas; and  
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27 WHEREAS, the Arkansas Supreme Court instructed the General Assembly to  
28 define and provide what is necessary for an adequate and equitable education  
29 for the children of Arkansas; and  
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31 WHEREAS, any shortfall in funding for public schools might result in  
32 legal action that might lead the courts to take control of state revenues for  
33 the purpose of funding “equal opportunities to an adequate education”; and  
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35 WHEREAS, by establishing education as the first priority for funding  
36 after passage of the general appropriation bill, the General Assembly will



1 guarantee that the authority to guide education in Arkansas will remain with  
2 the legislature; and

3  
4 WHEREAS, the General Assembly is the constitutional entity best  
5 situated to guide education in Arkansas,

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7 NOW THEREFORE,

8 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FOURTH GENERAL  
9 ASSEMBLY OF THE STATE OF ARKANSAS:

10  
11 THAT the House of Representatives urges the Eighty-fifth General  
12 Assembly to establish a rule or enact legislation to make public education  
13 the first priority for funding after passage of the general appropriations  
14 bill during each regular session of the General Assembly.