1   State of Arkansas

2   85th General Assembly

3   Regular Session, 2005                                                    HJR   1009

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5   By: Representative Rosenbaum

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8                          **HOUSE JOINT RESOLUTION**

9                 PROPOSING AN AMENDMENT TO THE ARKANSAS

10                CONSTITUTION PROVIDING THAT THE GENERAL ASSEMBLY

11                HAS THE SOLE POWER TO DETERMINE THE ADEQUACY,

12                SUITABILITY, AND EFFICIENCY OF PUBLIC SCHOOLS AND

13                PROHIBITING A STATE COURT FROM REVIEWING ACTS OF

14                THE GENERAL ASSEMBLY THAT APPROPRIATE PUBLIC

15                SCHOOL FUNDS FOR SCHOOL PURPOSES.

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17                          **Subtitle**

18                PROPOSING AN AMENDMENT TO THE ARKANSAS

19                CONSTITUTION PROHIBITING A STATE COURT

20                FROM REVIEWING ACTS OF THE GENERAL

21                ASSEMBLY THAT APPROPRIATE PUBLIC FUNDS

22                FOR SCHOOL PURPOSES.

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25   BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL

26   ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL

27   MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

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29        That the following is proposed as an amendment to the Constitution of

30   the State of Arkansas, and upon being submitted to the electors of the state

31   for approval or rejection at the next general election for Representatives

32   and Senators, if a majority of the electors voting thereon at the election,

33   adopt the amendment, the amendment shall become a part of the Constitution of

34   the State of Arkansas, to wit:

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36        SECTION 1.   (a)   The General Assembly has the sole power and

1   responsibility to determine the adequacy, suitability, and efficiency of the

2   public schools of the State of Arkansas.

3       (b)  The Judicial Department of this state has no jurisdiction to

4   entertain or grant relief for claims arising under the Constitution of the

5   State of Arkansas, the United States Constitution, or the laws of the United

6   States concerning acts of the General Assembly that appropriate public funds

7   for public school purposes.

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