

15.3045.04000

Sixty-fourth
Legislative Assembly
of North Dakota

**FIRST ENGROSSMENT
with House Amendments**

**ENGROSSED SENATE CONCURRENT
RESOLUTION NO. 4011**

Introduced by

Senators Cook, Poolman, Schaible

Representatives Meier, Nathe, Toman

1 A concurrent resolution urging Congress to take a pro-education position, extricate the federal
2 government from any role it has unconstitutionally usurped with respect to the education of our
3 children, and eliminate the United States Department of Education.

4 **WHEREAS**, while Section VIII of Article I of the United States Constitution sets forth the
5 enumerated powers given to Congress, the power to control or direct the education of this
6 nation's children is not included therein; and

7 **WHEREAS**, the Tenth Amendment to the United States Constitution states that any powers
8 not delegated to the United States by the Constitution, nor prohibited by it to the states, are
9 reserved to the states respectively, or to the people; and

10 **WHEREAS**, neither the words "education" nor "school" nor any of their derivatives are
11 found in the United States Constitution; and

12 **WHEREAS**, having a department budget that has increased six-fold during the past four
13 decades has convinced many that the United States Department of Education is a costly,
14 inefficient, and ineffective federal bureaucracy; and

15 **WHEREAS**, education is indisputably a pillar of a free society, it is incumbent upon us to
16 call for a reversal of the educational trends that threaten our very future as a nation and to
17 return the control of education to the states, in the manner envisioned by our founding fathers;

18 **NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE**
19 **HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

20 That the Sixty-fourth Legislative Assembly urges the Congress of the United States to take
21 a pro-education position, extricate the federal government from any role it has unconstitutionally
22 usurped with respect to the education of our children, and eliminate the United States
23 Department of Education; and

- 1 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution
- 2 to the President of the United States, the Secretary of the United States Department of
- 3 Education, and to each member of the North Dakota Congressional Delegation.