\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ SCHOOL DISTRICT NO. \_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, WASHINGTON

RESOLUTION NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_

RESOLUTION TO HELP ENFORCE THE STATE’S AMPLE FUNDING DUTY

A RESOLUTION of the Board of Directors of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School District No. \_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, Washington, providing financial assistance to help enforce the ample funding duty that the State of Washington owes to this school district, its students, and its residents under Article IX, section 1 of the Washington State Constitution; and providing for related matters.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ SCHOOL DISTRICT NO. \_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, WASHINGTON, as follows:

Section 1.  Findings and Determinations. The Board of Directors (the “Board”) of \_\_\_\_\_\_\_\_\_\_\_\_\_ School District No. \_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_ County, Washington, takes note of the following facts and makes the following findings and determinations:

1. RCW 28A.320.010, among other authorities, authorizes this school district to transact business necessary to protect the rights of this school district. This authority includes providing financial assistance to help fund the pursuit of a similarly situated school district’s lawsuit against the State of Washington seeking a court ruling that Article IX, section 1 of the Washington State Constitution requires the State to amply fund the education facilities that a school district such as ours needs to fulfill one of our central purposes – e.g., safely educating our students.
2. RCW 28A.320.010, among other authorities, grants this school district all the usual powers of a public corporation. These powers include providing financial assistance to further this school district’s purposes. This authority accordingly includes providing financial assistance to help fund the pursuit of a similarly situated school district’s lawsuit against the State seeking a court ruling that Article IX, section 1 of the Washington State Constitution requires the State to amply fund the education facilities that a school district such as ours needs to fulfill one of our central purposes – e.g., safely educating our students.
3. Wahkiakum School District No. 200 is a similarly situated school district pursuing a lawsuit against the State seeking a court ruling that Article IX, section 1 of the Washington State Constitution requires the State to amply fund the education facilities that a school district such as ours needs to fulfill one of our central purposes – e.g., safely educating our students.
4. Wahkiakum School District No. 200’s lawsuit against the State would benefit this school district if it successfully secures a court ruling that Article IX, section 1 of the Washington State Constitution requires the State to amply fund the education facilities that a school district such as ours needs to fulfill one of our central purposes – e.g., safely educating our students.
5. This school district’s providing financial assistance to help Wahkiakum School District No. 200 have the resources to succeed in its lawsuit against the State would cost this school district far less money than this school district’s pursuing a similar lawsuit of our own for the benefit of our school district, our students, and our residents.

Section 2.  Financial Assistance. The Board accordingly directs the Treasurer of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, as ex officio Treasurer of this school district, to transfer, from the appropriate school district fund, the sum of $ \_\_\_\_\_\_\_\_\_\_\_\_ to the ex officio Treasurer of Wahkiakum School District No. 200 (the Wahkiakum County Treasurer), for the purpose of providing financial assistance to help Wahkiakum School District No. 200 pursue its lawsuit against the State seeking a court ruling that Article IX, section 1 of the Washington State Constitution requires the State to amply fund the education facilities that a school district such as ours needs to fulfill one of our central purposes – e.g., safely educating our students. This is done with the understanding that to the extent any funds provided by this school district are not expended on that lawsuit, the unexpended funds provided by this school district shall be returned to this school district.

Section 3.  Execution; General Authorization and Ratification. This resolution may be executed by the Directors being present and voting in favor of the resolution, or only the [President or Chair] of the Board (the “[President or Chair]”), and attested by the Secretary to the Board (the “Secretary”), in tangible medium, manual, facsimile or electronic form under any security procedure or platform, and notwithstanding any other school district resolution, rule, policy or procedure, or in any other manner evidencing its adoption. The Secretary, the [Business Manager], the [President or Chair], and the Treasurer are hereby further severally authorized and directed to take such actions and to create, accept, execute, send, use and rely upon such tangible medium, manual, facsimile or electronic documents, records and signatures under any security procedure or platform, and notwithstanding any other school district resolution, rule, policy or procedure, as in their judgment may be necessary or desirable to effectuate the provisions of this resolution. All actions taken prior to the effective date of this resolution in furtherance of and not inconsistent with the provisions of this resolution are ratified and confirmed in all respects.

Section 4.  Severability. If any provision of this resolution is declared by any court of competent jurisdiction to be invalid, then such provision will be null and void and separable from the remaining provisions of this resolution and may in no way affect the validity of the other provisions of this resolution.

Section 5.  Effective Date. This resolution takes effect from and after its adoption.

ADOPTED by the Board of Directors of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School District No. \_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_ County, Washington, at a [regular open public meeting] [special open public meeting, of which due notice was given as required by law], held this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_ , 2022.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_ SCHOOL DISTRICT NO. \_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, WASHINGTON

[President or Chair] and Director

Vice [President or Chair] and Director

Director

Director

Director

ATTEST:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Secretary to the Board of Directors