

1 DR. SENSENBAUGH: But what if they did not have
2 this guarantee in the Constitution? I think they could come
3 up with a limited budget less than the formula called for.

4 MR. SACHS: They could, of course. I don't
5 question the fact they could, but they could also do what
6 they are doing now.

7 DR. SENSENBAUGH: My question would be what would
8 we do about it?

9 DR. JENKINS: Dr. Sensenbaugh, doesn't it protect
10 the schools against the Governor who -- and we've never
11 had such a Governor, but it is conceivable, who because of
12 differences with the State Department of Education --

13 DR. SENSENBAUGH: Or other reasons.

14 DR. JENKINS: -- or other reasons might just
15 arbitrarily say, I'm going to reduce this amount? This
16 protects us against that, which has happened in some States.

17 DR. SENSENBAUGH: It has happened in some States.

18 THE CHAIRMAN: The point is you couldn't do it
19 now because the amount is set by statutory formula. I can
20 see a real reason for this kind of provision if the public
21 schools were dependent upon just a general fund appropriation