

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1415

By: Representative Shepherd

By: Senator Rapert

For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 6 OF
THE ARKANSAS CODE CONCERNING EDUCATION; AND FOR OTHER
PURPOSES.

Subtitle

TO MAKE TECHNICAL CORRECTIONS TO TITLE 6
OF THE ARKANSAS CODE CONCERNING
EDUCATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 6-13-629(a)(2)(B)(iii), concerning training and instruction of school board members, is amended to correct parallelism to follow Arkansas Code format to read as follows:

(iii) ~~May be conducted by~~ By electronic means or in person, or both.

SECTION 2. Arkansas Code § 6-13-902(2), concerning definitions, is amended to correct a misspelling to read as follows:

(2) "Public school district" means any public school district in the state serving students in a ~~kindergarden~~ kindergarten through grade twelve (K-12) program or a grade one through twelve (1-12) program.

SECTION 3. Arkansas Code § 6-14-115(a)(2)(F), concerning the return, canvass, and appeal of votes in a school election, is amended to read as follows for clarity:



(F) Notice that the individual ~~shall be unable to~~ cannot assume the duties of a director until a copy of the administration of the oath is received by the county clerk or his or her designee.

SECTION 4. Arkansas Code § 6-17-428(q), concerning ethical violations, is amended to read as follows for clarity:

(q) Subject to the disclosure limitations of subsections (m) and (o) of this section, the department may include on the department's public website for licensure the following information on each violation of the code of ethics by an educator ~~upon whom~~ whose license the State Board of Education has suspended, revoked, denied, or not renewed ~~a license~~ based on the recommendations of the ethics subcommittee:

- (1) The code of ethics standard that was violated;
- (2) The sanction approved by the State Board of Education; and
- (3) A copy of the final order of the State Board of Education.

SECTION 5. The introductory language of Arkansas Code § 6-20-1909(a)(4), concerning the Commissioner of Education's fiscal distress actions, is amended to correct a misspelling:

(4) Waive the application of Arkansas law or the corresponding State Board of ~~Eduction~~ Education rules, with the exception of:

SECTION 6. Arkansas Code § 6-53-405(a), concerning consolidations of state-supported vocational-technical institutions, is amended to read as follows to clarify which board may consolidate:

(a)(1) As provided in this chapter or upon approval of the Career Education and Workforce Development Board, the board of trustees of the receiving institution, the Arkansas Higher Education Coordinating Board, and an accrediting agency recognized by the federal Department of Education, the ~~board~~ Arkansas Higher Education Coordinating Board may consolidate a state-supported vocational-technical institution with a four-year institution or a two-year branch campus of a four-year institution.

(2) Following approval by an accrediting agency recognized by the federal Department of Education, the ~~board~~ Arkansas Higher Education Coordinating Board, upon approval of the board of trustees of the receiving institution, shall consolidate the following state-supported vocational-

technical institutions and four-year institutions or two-year branch campuses of a four-year institution: White River Vocational-Technical School with Arkansas State University-Beebe.

SECTION 7. Arkansas Code § 6-82-1103(b), concerning eligibility for the Second Effort Scholarship Program, is amended to read as follows for clarity:

(b) A student shall be eligible for an award from this program if he or she meets all of ~~these~~ the following criteria:

(1) The recipient shall be at least eighteen (18) years of age or a former member of a high school class ~~which~~ that has graduated;

(2) The recipient ~~shall have~~ has been a resident of the State of Arkansas for at least twelve (12) months prior to successful completion of ~~the General Educational Development Test~~ a high school equivalency test;

(3) The recipient ~~must be~~ is a citizen of the United States or ~~be~~ a permanent resident alien;

(4) The recipient ~~must be~~ is accepted for admission at an approved ~~postsecondary school or college~~ institution of higher education as a freshman, as defined by the Department of Higher Education, and ~~must enroll~~ enrolls in an approved institution of higher education within eighteen (18) months following passage of a high school equivalency test;

(5) The recipient ~~must have~~ has passed a high school equivalency test in the calendar year prior to application for the scholarship; and

(6)(A) The recipient ~~must have~~ has scored in the top ten (10) of all Arkansans who took a high school equivalency test in the calendar year prior to application for the scholarship, as certified to the Department of Higher Education by the Adult Education Section of the Department of Career Education.

(B) ~~Provided, however, that the~~ The Department of Higher Education ~~is authorized to~~ may award a high school equivalency scholarship to an otherwise eligible student who scored in the top twenty-five (25) on the previous calendar year's high school equivalency test if all test-takers scoring above the applicant on a high school equivalency test:

- (i) Have ~~either~~ received a scholarship;
- (ii) Have not applied by the application deadline;

or

(iii) Are otherwise ineligible to receive a scholarship.

SECTION 8. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

It is the intent of the General Assembly that:

(1) The enactment and adoption of this act shall not expressly or impliedly repeal an act passed during the regular session of the Ninety-First General Assembly;

(2) To the extent that a conflict exists between an act of the regular session of the Ninety-First General Assembly and this act:

(A) The act of the regular session of the Ninety-First General Assembly shall be treated as a subsequent act passed by the General Assembly for the purpose of:

(i) Giving the act of the regular session of the Ninety-First General Assembly its full force and effect; and

(ii) Amending or repealing the appropriate parts of the Arkansas Code of 1987; and

(B) Section 1-2-107 shall not apply; and

(3) This act shall make only technical, not substantive, changes to the Arkansas Code of 1987.

APPROVED: 02/22/2017