

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
90th General Assembly  
Regular Session, 2015

As Engrossed: S3/23/15  
**A Bill**

SENATE BILL 851

By: Senator Elliott

### **For An Act To Be Entitled**

AN ACT TO AMEND THE PURPOSES FOR NATIONAL SCHOOL LUNCH STATE CATEGORICAL FUNDING; TO SUPPORT PUBLIC SCHOOL PROGRAMS THAT IMPROVE THE HEALTH AND WELL-BEING OF PUBLIC SCHOOL STUDENTS; AND FOR OTHER PURPOSES.

### **Subtitle**

TO AMEND THE PURPOSES FOR NATIONAL SCHOOL LUNCH STATE CATEGORICAL FUNDING; AND TO SUPPORT PUBLIC SCHOOL PROGRAMS THAT IMPROVE THE HEALTH AND WELL-BEING OF PUBLIC SCHOOL STUDENTS.

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

SECTION 1. Arkansas Code § 6-20-2305(b)(4)(C)(i), concerning the approved purposes for expenditures from national school lunch state categorical funding, is amended to read as follows:

(C)(i)(a) The State Board of Education shall establish by rule a list of approved programs and purposes for which funds allocated under this subdivision (b)(4) may be expended and-

~~(b) School~~ school districts shall expend those funds allocated under this subdivision (b)(4) ~~only on the programs or purposes on the State Board of Education's list of approved programs and purposes for which funds allocated under this subdivision (b)(4) may be expended, which shall include, but are not limited to:~~ only on programs or for the purposes on the list.



(b) By no later than January 1, 2017, the State Board of Education's list of approved programs and purposes shall include the following Category 1 programs:

~~(1) Classroom teachers, provided that the school district meets the minimum salary schedule in § 6-17-2403 without using funds provided under this subdivision (b)(4) and that those teachers are used for the purposes delineated in this subdivision (b)(4);~~

~~(2)(1) Before-school academic programs and after-school academic programs that are either school-based or school-linked and that use research-informed and innovative strategies to integrate program content with curriculum frameworks across a variety of subject areas, including and the transportation to and from the programs;~~

~~(3)(2) Prekindergarten programs coordinated by the Department of Human Services;~~

~~(4)(3) Tutors, teachers' aides, counselors, social workers, nurses, and curriculum specialists;~~

~~(5) Parent education;~~

~~(6)(4) Summer programs;~~

~~(7) Early intervention programs;~~

~~(8) Materials, supplies, and equipment, including technology used in approved programs or for approved purposes;~~

~~(9) Federal child nutrition programs, to the extent necessary to provide school meals without charge to all students under the United States Department of Agriculture Special Assistance Alternative "Provision 2" program under 42 U.S.C. § 1759a, as it exists on July 1, 2011;~~

~~(10) Federal child nutrition programs, to the extent necessary to provide school meals without charge to students otherwise eligible for reduced price meals under the United States Department of Agriculture's National School Lunch Program or School Breakfast Program;~~

~~(11)(5) Expenses directly related to funding a longer school day that uses one (1) or more of the positive youth development program activities identified under § 6-5-904(f)(4);~~

~~(12)(6) Expenses directly related to funding a longer school year;~~

~~(13)(7) Partnering Partnerships with~~

local institutions of higher education to remediate students while those students are still in high school so that the students are college and career ready upon graduation from high school;

~~(14) Teach For America professional development;~~

~~(15)(8) Implementing Implementation of components of the Arkansas Advanced Initiative for Math and Science, Inc.;~~

~~(16)(9) College and Career Coaches Program, as administered by the Department of Career Education under § 6-1-601 et seq.; and~~

~~(17)(10) Implementation a school-wide evidence-based program intended to close achievement gaps with an arts-infused curriculum;~~

(11) School health clinics for students and student services personnel who serve low-income students;

(12) Implementation of positive behavior intervention and support programs; and

(13) Technology that is used solely by students participating in a science, technology, engineering, and math initiative approved by the Department of Education in which participation by national school lunch students in a school is at or above the rate of participation by all students in the school.

(c) By no later than January 1, 2017, the state board's list of approved programs and purposes shall include without limitation the following Category 2 programs:

(1) Classroom teachers, provided that the school district meets the minimum salary schedule in § 6-17-2403 without using funds provided under this subdivision (b)(4) and that those teachers are used for the purposes delineated in this subdivision (b)(4);

(2) Parent education;

(3) Early intervention programs;

(4) Materials, supplies, and equipment, including technology used in approved programs or for approved purposes;

(5) Federal child nutrition programs, to the extent necessary to provide school meals without charge to all students under the United States Department of Agriculture Special Assistance

Alternative "Provision 2" program under 42 U.S.C. § 1759a, as it existed on July 1, 2013;

(6) Federal child nutrition programs, to the extent necessary to provide school meals without charge to students otherwise eligible for reduced-price meals under the United States Department of Agriculture's National School Lunch Program or School Breakfast Program;

(7) Teach For America professional development; and

(8) Implementing a school-wide evidence-based program intended to close achievement gaps, including without limitation, a program with an arts-infused curriculum.

(d) Beginning with the 2017-2018 school year, a school district shall annually spend:

(1) Sixty percent (60%) or more of the school district's national school lunch state categorical funding remaining for use after any permissible transfers on one (1) or more of the Category 1 programs under subdivision (b)(4)(C)(i)(b) of this section; or

(2)(A) If a school in the district is identified by the Department of Education as a focus school, priority school, or school in academic distress, seventy-five percent (75%) or more of the school district's national school lunch state categorical funding allocated to the school on one (1) or more of the Category 1 programs under subdivision (b)(4)(C)(i)(b) of this section.

(B) For the purpose of this subdivision (b)(4)(C)(i)(d)(2), a school district shall allocate to each school in the school district a prorated amount of the school district's national school lunch state categorical funding based on the national school lunch student population in each school.

SECTION 2. Arkansas Code § 6-20-2305(b)(4)(D)(i), concerning a school district report on the expenditure of national school lunch state categorical funds, is amended to read as follows:

(D)(i) By the end of each school year, each school district shall submit to the Department of Education a report ~~listing that:~~

(a) Lists each program upon which funds allocated under this subdivision (b)(4) were expended;

(b) Identifies the amount expended, for each program;

(c) Documents the specific benefit of each program to the academic progress of low-income students; and

(d) Includes any other information required by the Department of Education.

*/s/Elliott*