

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

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1831

By: Representative Leding

For An Act To Be Entitled

AN ACT TO ALLOW AN OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL TO USE A WEIGHTED LOTTERY IN ITS ADMISSIONS PROCESS BASED ON CERTAIN STUDENT CHARACTERISTICS; AND FOR OTHER PURPOSES.

Subtitle

TO ALLOW AN OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL TO USE A WEIGHTED LOTTERY IN ITS ADMISSIONS PROCESS BASED ON CERTAIN STUDENT CHARACTERISTICS.

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

SECTION 1. Arkansas Code § 6-23-306(6)(B), concerning the admissions policies of open-enrollment public charter schools, is amended to read as follows:

(B) The open-enrollment public charter school may allow a weighted lottery to be used in the student selection process:

(i) ~~when~~ When necessary to comply with Title VI of the ~~federal~~ Civil Rights Act of 1964, 42 U.S.C. § 2000d et seq., Title IX of the ~~federal~~ Education Amendments of 1972, 20 U.S.C. § 1681 et seq., the equal protection clause of the Fourteenth Amendment to the United States Constitution, a court order, or a federal or state law requiring desegregation; or

(ii) For the following students:

(a) National school lunch students, as defined under § 6-20-2303;



(b) English-language learners, as defined under § 6-20-2303;

(c) Students with disabilities under the Children With Disabilities Act of 1973, § 6-41-201 et seq., or the Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et seq.;

(d) Students adjudicated to be dependent-neglected juveniles under § 9-27-301 et seq.;

(e) Students adjudicated to be delinquent juveniles under § 9-27-301 et seq.; or

(f) Students who are homeless youth as defined in 42 U.S.C. § 11434a, as it existed on January 1, 2017; and

SECTION 2. Arkansas Code § 6-23-306(14)(C), concerning the admissions policies of open-enrollment public charter schools, is amended to read as follows:

(C) The open-enrollment public charter may use a weighted lottery in the student selection process:

(i) ~~only when~~ When necessary to comply with a:

~~(i)-(a)~~ Federal court order; or

~~(i)-(b)~~ Federal administrative order

issued by an appropriate federal agency having proper authority to enforce remedial measures necessary to comply with Title VI of the federal Civil Rights Act of 1964, Title IX of the federal Education Amendments of 1972, or the equal protection clause of the Fourteenth Amendment to the United States Constitution; or

(ii) For the following:

(a) National school lunch students, as defined under § 6-20-2303;

(b) English-language learners, as defined under § 6-20-2303;

(c) Students with disabilities under the Children With Disabilities Act of 1973, § 6-41-201 et seq., or the Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et seq.;

(d) Students adjudicated to be dependent-neglected juveniles under § 9-27-301 et seq.;

(e) Students adjudicated to be delinquent

juveniles under § 9-27-301 et seq.; or

(f) Students who are homeless youth as defined
in 42 U.S.C. § 11434a, as it existed on January 1, 2017; and