

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

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: S4/2/19
A Bill

SENATE BILL 452

By: Senator B. Davis

For An Act To Be Entitled

AN ACT CONCERNING PROFESSIONAL MEMBERSHIP DUES; TO PREVENT A PUBLIC SCHOOL DISTRICT FROM USING PUBLIC FUNDS TO PAY THE PROFESSIONAL ORGANIZATION MEMBERSHIP DUES OF A TEACHER OR A CLASSIFIED EMPLOYEE; AND FOR OTHER PURPOSES.

Subtitle

TO PREVENT A PUBLIC SCHOOL DISTRICT FROM USING PUBLIC FUNDS TO PAY THE PROFESSIONAL ORGANIZATION MEMBERSHIP DUES OF A TEACHER OR A CLASSIFIED EMPLOYEE.

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

SECTION 1. Arkansas Code § 6-17-805 is amended to read as follows:

6-17-805. Deduction for professional membership dues – Prohibition on use of public funds – Definitions.

(a)(1) Upon the written request of ~~any~~ a teacher or classified employee, ~~the a public school district~~ board of directors of any school district of the state shall deduct from the salary of ~~that~~ the teacher or classified employee such sums as the teacher or classified employee shall specify for the payment of membership dues in any bona fide teacher's or classified employee's educational professional organization designated by the teacher or classified employee in the request.

(2) Except as provided in subdivision (a)(1) of this section, a public school district shall not use public funds to pay membership dues to a teacher's, classified employee's, or public school district board of



directors member's educational professional organization that uses public funds to directly or indirectly engage in lobbying.

(b) ~~The~~ A teacher or classified employee may request under subdivision (a)(1) of this section a lump-sum deduction or have the sum to be deducted spread over the school year.

(c) ~~The~~ A public school district board of directors, or its authorized representative, shall transmit the sum deducted to the organizations designated by the teacher or classified employee in ~~the~~ his or her request under subdivision (a)(1) of this section.

(d) All requests under subdivision (a)(1) of this section shall bear the manual signature of the teacher or classified employee.

(e) ~~The~~ A request under subdivision (a)(1) of this section shall be filed with the contract of the teacher or classified employee and shall be subject to audit by Arkansas Legislative Audit.

(f) As used in this section:

(1) "Classified employee" means ~~any~~ a person employed by a public school district under a written annual contract and who is not required to have a teaching license issued by the Department of Education as a condition of employment; and

(2) "Teacher" means ~~any~~ a person, including without limitation a superintendent and assistant superintendent, holding a license issued by the State of Arkansas and employed by a public school district in a teaching, instructional, supervisory, administrative, or educational and scientific capacity.

/s/B. Davis