

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

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: S3/15/21 H4/14/21

A Bill

SENATE BILL 502

By: Senator Irvin
By: Representative Vaught

For An Act To Be Entitled

AN ACT CONCERNING THE USE OF OUT-OF-SCHOOL
SUSPENSIONS AND EXPULSIONS; TO AMEND THE TYPES OF
STUDENTS FOR WHICH A PUBLIC SCHOOL DISTRICT SHALL NOT
IMPOSE OUT-OF-SCHOOL SUSPENSIONS AND EXPULSIONS; AND
FOR OTHER PURPOSES.

Subtitle

TO AMEND THE TYPES OF STUDENTS FOR WHICH
A PUBLIC SCHOOL DISTRICT SHALL NOT IMPOSE
OUT-OF-SCHOOL SUSPENSIONS AND EXPULSIONS.

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

SECTION 1. Arkansas Code §§ 6-18-507(a)(2)-(4), concerning definitions used in the statute regarding suspensions and expulsions, are amended to read as follows:

(2) "Expulsion" means dismissal from school for a period of time that exceeds ten (10) days;

(3) "Foster care" means the care of a child by a group home, group facility, or single-family foster home on a twenty-four-hour-a-day basis away from the home of the child's parent or parents;

~~(3)~~(4) "Nontraditional scheduling" means block or other alternative scheduling as defined by the Division of Elementary and Secondary Education; and

~~(4)~~(5) "Suspension" means dismissal from school for a period of time that does not exceed ten (10) days.



SECTION 2. Arkansas Code § 6-18-507(b)(2), concerning certain restrictions on the use of out-of-school suspension or expulsion, is amended to read as follows:

(2)(A) The school district shall not use out-of-school suspension or expulsion for ~~a student~~ the following students:

(i) A student in kindergarten through grade five (K-5) except in cases when a student's behavior; and

(ii) A student in kindergarten through grade twelve (K-12) who is in foster care.

~~(A) Poses a physical risk to himself or herself or to others; or~~

~~(B) Causes a serious disruption that cannot be addressed through other means.~~

(B) However, a school district may use out-of-school suspension or expulsion for a student under subdivision (b)(2)(A) of this section in cases when a student's behavior:

(i) Poses a physical risk to himself or herself or to others; or

(ii) Causes a serious disruption that cannot be addressed through other means.

/s/Irvin