

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Malone**

A BILL ACT 204 OF 1991

SENATE BILL 62

For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE ANN. §6-41-203(1) PERTAINING TO
9 HANDICAPPED CHILDREN; AND FOR OTHER PURPOSES."

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

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13 SECTION 1. Ark. Code Ann. §6-41-203(1) is hereby amended to read as
14 follows:

15 "As used in this subchapter, unless the context otherwise requires:

16 (1) Prior to July 1, 1991, "handicapped child" means a person between
17 the ages of five (5) and twenty-one (21) years who because of mental,
18 physical, emotional, or learning disabilities requires special education
19 services as defined by State Board of Education regulations. After July 1,
20 1991, "handicapped child" means a person between the ages of three (3) and
21 twenty-one (21) years who, because of mental, physical, emotional, or learning
22 disabilities, requires special education services as defined by State Board of
23 Education regulations. Should federal law mandate services for the three (3)
24 to five (5) year age group prior to July 1, 1991, this section will follow
25 federal time lines.

26 (A) This term is to be specifically interpreted to mean but not
27 be wholly limited to children with mental retardation, hearing impairments,
28 speech impairments, visual impairments, emotional disturbances, physical
29 impairments, specific learning disabilities or children with other health
30 impairments who by reason thereof require special education and related
31 services.

32 (B) Programs and services may be provided under this subchapter
33 for children below school age who have serious handicapping conditions which,
34 if untreated, could become greatly compounded by school age;"

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36 SECTION 2. All provisions of this act of a general and permanent nature

1 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
2 Revision Commission shall incorporate the same in the Code.

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4 SECTION 3. If any provision of this act or the application thereof to
5 any person or circumstance is held invalid, such invalidity shall not affect
6 other provisions or applications of the act which can be given effect without
7 the invalid provision or application, and to this end the provisions of this
8 act are declared to be severable.

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10 SECTION 4. All laws and parts of laws in conflict with this act are
11 hereby repealed.

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APPROVED: 2-20-91

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