

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S3/5/01
A Bill

Act 1037 of 2001
SENATE BILL 690

5 By: Senators Mahony, Beebe
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For An Act To Be Entitled

9 AN ACT TO ESTABLISH THE PROCEDURE FOR CHANGING
10 THE BOUNDARIES OF A SCHOOL DISTRICT; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13 AN ACT TO ESTABLISH THE PROCEDURE FOR
14 CHANGING THE BOUNDARIES OF A SCHOOL
15 DISTRICT.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 6, Chapter 13, Subchapter 12, is
22 amended by adding an additional section to read as follows:

23 6-13-1210. Boundary change by State Board of Education.

24 (a)(1) The State Board of Education shall consider a petition from a
25 local board of directors of any school district seeking an adjustment or
26 change of boundary lines between its district and an adjoining district.

27 (2) The local board of directors must file the petition with the
28 State Board of Education at least thirty (30) days prior to the next
29 regularly scheduled State Board of Education meeting, at which time the
30 petition will be presented for hearing before the State Board of Education.

31 (b) Upon proof to the State Board of Education of public notice issued
32 in the local newspapers of general circulation in each affected school
33 district no less than once a week for two (2) consecutive weeks, the State
34 Board of Education may, by approval of a majority of the members of a quorum
35 present of the State Board of Education, issue an order changing or adjusting
36 the boundary lines between the adjoining districts.

1 (c) If the board of directors of each of the affected school districts
2 is unable to agree on the proposed change in boundary lines, the State Board
3 of Education shall adjust and change the boundary lines in accordance with
4 their best judgment subject to the requirement of subsection (f) of this
5 section, or shall rule the boundaries remain unchanged.

6 (d) Upon an order from the State Board of Education to change or
7 adjust boundary lines, it shall be the duty of the Department of Education to
8 immediately make changes in the maps of the school districts of the county to
9 show the changes of boundaries.

10 (e) The State Board of Education shall issue an order establishing the
11 changed boundaries and shall file the order with the county clerk in each
12 county in which every affected school district lays, who shall make a
13 permanent record of the order, and thereafter the boundaries so established
14 shall be the boundaries of the affected districts until changes are made
15 according to the provisions of law.

16 (f) The State Board of Education shall not order any change in school
17 district boundaries which hampers, delays, or in any manner negatively
18 affects the desegregation efforts of the public school districts in the State
19 of Arkansas.

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21 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
22 General Assembly that several school districts have agreed upon boundary
23 changes, and it could cause irreparable harm for students who are displaced
24 by a change in boundaries in the middle of a school year. Therefore, it is
25 necessary to have boundary changes effective prior to the beginning of the
26 school year. Therefore, an emergency is declared to exist and this act being
27 immediately necessary for the preservation of the public peace, health and
28 safety shall become effective on the date of its approval by the Governor.
29 If the bill is neither approved nor vetoed by the Governor, it shall become
30 effective on the expiration of the period of time during which the Governor
31 may veto the bill. If the bill is vetoed by the Governor and the veto is
32 overridden, it shall become effective on the date the last house overrides
33 the veto.

34 /s/ Mahony

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36 APPROVED: 3/22/2001