

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.

Act 2011 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S3/23/05 S3/28/05

A Bill

SENATE BILL 940

5 By: Senators J. Jeffress, Argue
6 By: Representatives Burris, Kenney, Rainey, Mahony, Saunders
7

For An Act To Be Entitled

8
9
10 AN ACT TO AMEND THE ELIGIBILITY REQUIREMENTS FOR
11 THE ARKANSAS ACADEMIC CHALLENGE SCHOLARSHIP
12 PROGRAM; AND TO INCREASE THE AMOUNT OF THE AWARD;
13 AND FOR OTHER PURPOSES.
14

Subtitle

15 AN ACT TO AMEND THE ELIGIBILITY
16 REQUIREMENTS FOR THE ARKANSAS ACADEMIC
17 CHALLENGE SCHOLARSHIP PROGRAM; AND TO
18 INCREASE THE AMOUNT OF THE AWARD; AND
19 FOR OTHER PURPOSES.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. Arkansas Code § 6-82-1002 is amended to read as follows:
26 6-82-1002. Definitions.

27 For purposes of this subchapter, the following terms shall be defined
28 as indicated:

29 (1)(A) "Approved institution" means a ~~public or private college,~~
30 ~~university, or nursing school located in Arkansas that is approved by the~~
31 ~~Arkansas State Board of Nursing and only under the conditions set forth in §~~
32 ~~6-82-1007 or accredited by the Commission on Institutions of Higher Education~~
33 ~~of the North Central Association or that certifies to the Department of~~
34 ~~Higher Education that its students are accepted for transfer at institutions~~
35 ~~accredited by the commission.~~



1 ~~(B) Furthermore, an approved institution shall not~~
 2 ~~discriminate against applicants, students, or employees on the basis of race,~~
 3 ~~color, religion, sex, age, disability, or national origin, consistent with~~
 4 ~~the provisions of applicable state and federal law public-supported or~~
 5 ~~private, non-profit postsecondary institution with its primary headquarters~~
 6 ~~located in Arkansas that is eligible to receive Title IV Federal student aid~~
 7 ~~funds or any nursing school with its primary headquarters located in Arkansas~~
 8 ~~that is eligible to participate in Title IV Federal student aid programs and~~
 9 ~~has been approved by the Department of Higher Education as eligible to~~
 10 ~~participate in the Academic Challenge Scholarship Program;~~

11 (2) "Eligible student" means any student who meets the criteria
 12 set out by this subchapter and who is deemed to be eligible by rules and
 13 regulations authorized by this subchapter and promulgated by the Department
 14 of Higher Education;

15 (3) "Financial need" means the family income of program
 16 applicants as determined by the Department of Higher Education through
 17 evaluation of program applications and supporting documentation;

18 (4)(A) "Full-time undergraduate student" means a resident of
 19 Arkansas who attends an approved institution of higher education and who is
 20 enrolled for at least twelve (12) credit hours the first semester and fifteen
 21 (15) hours thereafter or the equivalent, as defined by the Department of
 22 Higher Education, in a program of study that leads to or is creditable toward
 23 a baccalaureate degree, an associate degree in nursing, or a nursing school
 24 diploma+.

25 (B) A recipient receiving an Arkansas Academic Challenge
 26 Scholarship for the eighth semester shall not be required to be enrolled in
 27 fifteen (15) hours and shall be considered a "full-time undergraduate
 28 student" if the recipient is enrolled in the appropriate number of course
 29 credit hours to earn a degree at the end of that semester.

30 (5) "Recipient" means an applicant awarded a scholarship funded
 31 through the Arkansas Academic Challenge Scholarship Program;

32 (6) "Tuition" means charges levied for attendance at an eligible
 33 institution of higher education, including mandatory fees charged to all
 34 full-time students by an approved institution; and

35 (7) "Unemancipated child" or "unemancipated children" means a
 36 dependent child or dependent children as defined by the United States

1 Department of Education for student aid purposes.

2
3 SECTION 2. Arkansas Code § 6-82-1005(b)(6)(D)(iii), concerning
4 eligibility for the Arkansas Academic Challenge Scholarship Program, is
5 amended to read as follows:

6 (iii) In calculating financial need for applicants
7 who ~~graduate~~ graduated from an Arkansas high school after December 31, 2000,
8 but before December 31, 2004, the following criteria shall be used:

9 (a) An applicant whose family includes one (1)
10 unemancipated child shall have average family adjusted gross income over the
11 previous two (2) years not exceeding fifty thousand dollars (\$50,000) per
12 year at the time of application to the program;

13 (b) An applicant whose family includes two (2)
14 unemancipated children shall have average family adjusted gross income over
15 the previous two (2) years not exceeding fifty-five thousand dollars
16 (\$55,000) per year at the time of application to the program;

17 (c) An applicant whose family includes three
18 (3) or more unemancipated children shall have average family adjusted gross
19 income over the previous two (2) years not exceeding sixty thousand dollars
20 (\$60,000) per year at the time of application to the program, plus for
21 families with more than three (3) unemancipated children, an additional five
22 thousand dollars (\$5,000) per year for each additional child; and

23 (d) Any applicant whose family includes more
24 than one (1) unemancipated child enrolled full time at an approved
25 institution of higher education shall be entitled to an additional ten
26 thousand dollars (\$10,000) of adjusted gross income for each additional ~~child~~
27 unemancipated child enrolled full time at an approved institution of higher
28 education when the department calculates financial need.

29
30 SECTION 3. Arkansas Code § 6-82-1005(b)(6)(D), concerning eligibility
31 for the Arkansas Academic Challenge Scholarship Program, is amended to add an
32 additional subdivision to read as follows:

33 (iv) In calculating financial need for applicants
34 who graduate from an Arkansas high school after December 31, 2004, a Free
35 Application for Federal Student Aid or a subsequent application required by
36 the United States Department of Education for federal financial aid shall be

1 filed by the applicant or other proof of family income as defined by the
 2 Department of Higher Education and the following criteria shall be used:

3 (a) An applicant whose family includes one (1)
 4 unemancipated child shall have average family adjusted gross income over the
 5 previous two (2) years not exceeding sixty thousand dollars (\$60,000) per
 6 year at the time of application to the program;

7 (b) An applicant whose family includes two (2)
 8 unemancipated children shall have average family adjusted gross income over
 9 the previous two (2) years not exceeding sixty-five thousand dollars
 10 (\$65,000) per year at the time of application to the program;

11 (c) An applicant whose family includes three
 12 (3) or more unemancipated children shall have average family adjusted gross
 13 income over the previous two (2) years not exceeding seventy thousand dollars
 14 (\$70,000) per year at the time of application to the program, plus for
 15 families with more than three (3) unemancipated children, an additional five
 16 thousand dollars (\$5,000) per year for each additional child; and

17 (d) Any applicant whose family includes more
 18 than one (1) unemancipated child enrolled full time at an approved
 19 institution of higher education shall be entitled to an additional ten
 20 thousand dollars (\$10,000) of adjusted gross income for each additional
 21 unemancipated child enrolled full time at an approved institution of higher
 22 education when the department calculates financial need.

23
 24 SECTION 4. Arkansas Code § 6-82-1006(c)(4), concerning the amount of
 25 the Academic Challenge Scholarship award, is amended to read as follows:

26 (4) ~~For~~ Beginning with awards made for the 2005-2006 academic
 27 year for recipients who graduated from high school after December 31, 2001,
 28 the amount of the annual scholarship awarded to each recipient shall be
 29 graduated as follows:

30 (A) A recipient in his or her freshman year shall be
 31 awarded an amount not to exceed ~~two thousand dollars (\$2,000)~~ two thousand
 32 five hundred dollars (\$2,500);

33 (B) A recipient in his or her sophomore year shall be
 34 awarded an amount not to exceed ~~two thousand two hundred fifty dollars~~
 35 ~~(\$2,250)~~ two thousand seven hundred fifty dollars (\$2,750);

36 (C) A recipient in his or her junior year shall be awarded

1 an amount not to exceed ~~two thousand five hundred dollars (\$2,500)~~ three
2 thousand dollars (\$3,000); and

3 (D) A recipient in his or her senior year shall be awarded
4 an amount not to exceed ~~three thousand dollars (\$3,000)~~ three thousand five
5 hundred dollars (\$3,500).

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7 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the
8 General Assembly of the State of Arkansas that the financial eligibility
9 requirements for the Arkansas Academic Challenge Scholarship Program must be
10 clarified; that clarification of the eligibility requirements for financial
11 need will help more Arkansas students enter and complete their post-secondary
12 education; and that this act is immediately necessary to prevent student
13 hardships and provide stability for the 2005-2006 school year. Therefore, an
14 emergency is declared to exist and this act being immediately necessary for
15 the preservation of the public peace, health, and safety shall become
16 effective on:

17 (1) The date of its approval by the Governor;

18 (2) If the bill is neither approved nor vetoed by the Governor,
19 the expiration of the period of time during which the Governor may veto the
20 bill; or

21 (3) If the bill is vetoed by the Governor and the veto is
22 overridden, the date the last house overrides the veto.

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24 /s/ J. Jeffress

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27 APPROVED: 04/13/2005
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