

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

HOUSE BILL 1415

5 By: Representative Shepherd  
6 By: Senator Rapert  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 6 OF  
10 THE ARKANSAS CODE CONCERNING EDUCATION; AND FOR OTHER  
11 PURPOSES.  
12  
13

## Subtitle

15 TO MAKE TECHNICAL CORRECTIONS TO TITLE 6  
16 OF THE ARKANSAS CODE CONCERNING  
17 EDUCATION.  
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 6-13-629(a)(2)(B)(iii), concerning training  
23 and instruction of school board members, is amended to correct parallelism to  
24 follow Arkansas Code format to read as follows:

25 (iii) ~~May be conducted by~~ By electronic means or in  
26 person, or both.  
27

28 SECTION 2. Arkansas Code § 6-13-902(2), concerning definitions, is  
29 amended to correct a misspelling to read as follows:

30 (2) "Public school district" means any public school district in  
31 the state serving students in a ~~kindergarden~~ kindergarten through grade  
32 twelve (K-12) program or a grade one through twelve (1-12) program.  
33

34 SECTION 3. Arkansas Code § 6-14-115(a)(2)(F), concerning the return,  
35 canvass, and appeal of votes in a school election, is amended to read as  
36 follows for clarity:



1 (F) Notice that the individual ~~shall be unable to~~ cannot  
 2 assume the duties of a director until a copy of the administration of the  
 3 oath is received by the county clerk or his or her designee.

4  
 5 SECTION 4. Arkansas Code § 6-17-428(q), concerning ethical violations,  
 6 is amended to read as follows for clarity:

7 (q) Subject to the disclosure limitations of subsections (m) and (o)  
 8 of this section, the department may include on the department's public  
 9 website for licensure the following information on each violation of the code  
 10 of ethics by an educator ~~upon whom~~ whose license the State Board of Education  
 11 has suspended, revoked, denied, or not renewed ~~a license~~ based on the  
 12 recommendations of the ethics subcommittee:

- 13 (1) The code of ethics standard that was violated;
- 14 (2) The sanction approved by the State Board of Education; and
- 15 (3) A copy of the final order of the State Board of Education.

16  
 17 SECTION 5. The introductory language of Arkansas Code § 6-20-  
 18 1909(a)(4), concerning the Commissioner of Education's fiscal distress  
 19 actions, is amended to correct a misspelling:

20 (4) Waive the application of Arkansas law or the corresponding  
 21 State Board of ~~Eduction~~ Education rules, with the exception of:

22  
 23 SECTION 6. Arkansas Code § 6-53-405(a), concerning consolidations of  
 24 state-supported vocational-technical institutions, is amended to read as  
 25 follows to clarify which board may consolidate:

26 (a)(1) As provided in this chapter or upon approval of the Career  
 27 Education and Workforce Development Board, the board of trustees of the  
 28 receiving institution, the Arkansas Higher Education Coordinating Board, and  
 29 an accrediting agency recognized by the federal Department of Education, the  
 30 ~~board~~ Arkansas Higher Education Coordinating Board may consolidate a state-  
 31 supported vocational-technical institution with a four-year institution or a  
 32 two-year branch campus of a four-year institution.

33 (2) Following approval by an accrediting agency recognized by  
 34 the federal Department of Education, the ~~board~~ Arkansas Higher Education  
 35 Coordinating Board, upon approval of the board of trustees of the receiving  
 36 institution, shall consolidate the following state-supported vocational-

1 technical institutions and four-year institutions or two-year branch campuses  
 2 of a four-year institution: White River Vocational-Technical School with  
 3 Arkansas State University-Beebe.

4  
 5 SECTION 7. Arkansas Code § 6-82-1103(b), concerning eligibility for  
 6 the Second Effort Scholarship Program, is amended to read as follows for  
 7 clarity:

8 (b) A student shall be eligible for an award from this program if he  
 9 or she meets all of ~~these~~ the following criteria:

10 (1) The recipient shall be at least eighteen (18) years of age  
 11 or a former member of a high school class ~~which~~ that has graduated;

12 (2) The recipient ~~shall have~~ has been a resident of the State of  
 13 Arkansas for at least twelve (12) months prior to successful completion of  
 14 ~~the General Educational Development Test~~ a high school equivalency test;

15 (3) The recipient ~~must be~~ is a citizen of the United States or  
 16 ~~be~~ a permanent resident alien;

17 (4) The recipient ~~must be~~ is accepted for admission at an  
 18 approved ~~postsecondary school or college~~ institution of higher education as a  
 19 freshman, as defined by the Department of Higher Education, and ~~must enroll~~  
 20 enrolls in an approved institution of higher education within eighteen (18)  
 21 months following passage of a high school equivalency test;

22 (5) The recipient ~~must have~~ has passed a high school equivalency  
 23 test in the calendar year prior to application for the scholarship; and

24 (6)(A) The recipient ~~must have~~ has scored in the top ten (10) of  
 25 all Arkansans who took a high school equivalency test in the calendar year  
 26 prior to application for the scholarship, as certified to the Department of  
 27 Higher Education by the Adult Education Section of the Department of Career  
 28 Education.

29 (B) ~~Provided, however, that the~~ The Department of Higher  
 30 Education ~~is authorized to~~ may award a high school equivalency scholarship to  
 31 an otherwise eligible student who scored in the top twenty-five (25) on the  
 32 previous calendar year's high school equivalency test if all test-takers  
 33 scoring above the applicant on a high school equivalency test:

34 (i) Have ~~either~~ received a scholarship;

35 (ii) Have not applied by the application deadline;

36 or

1 (iii) Are otherwise ineligible to receive a  
2 scholarship.

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4 SECTION 8. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

5 It is the intent of the General Assembly that:

6 (1) The enactment and adoption of this act shall not expressly  
7 or impliedly repeal an act passed during the regular session of the Ninety-  
8 First General Assembly;

9 (2) To the extent that a conflict exists between an act of the  
10 regular session of the Ninety-First General Assembly and this act:

11 (A) The act of the regular session of the Ninety-First  
12 General Assembly shall be treated as a subsequent act passed by the General  
13 Assembly for the purpose of:

14 (i) Giving the act of the regular session of the  
15 Ninety-First General Assembly its full force and effect; and

16 (ii) Amending or repealing the appropriate parts of  
17 the Arkansas Code of 1987; and

18 (B) Section 1-2-107 shall not apply; and

19 (3) This act shall make only technical, not substantive, changes  
20 to the Arkansas Code of 1987.

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23 **APPROVED: 02/22/2017**  
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