

**Hall of the House of Representatives**  
84th General Assembly - Second Extraordinary Session, 2003  
**Amendment Form**

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**Subtitle of Senate Bill No. 33**

"AN ACT TO BE KNOWN AS THE ARKANSAS STUDENT ASSESSMENT AND  
EDUCATIONAL ACCOUNTABILITY ACT OF 2003."

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**Amendment No. 1 to Senate Bill No. 33.**

Amend Senate Bill No. 33 as engrossed, S12/30/03 (version: 12-30-2003 14:29):

Add Representatives Blair, Bolin, Bond, Bradford, Childers, Clemons, Creekmore, Dees, Eason, Edwards, D. Evans, Ferguson, Fite, Green, Haak, Hathorn, Jackson, Jacobs, C. Johnson, J. Johnson, Judy, King, Medley, Moore, Nichols, Norton, Oglesby, Penix, Petrus, Seawel, Sullivan, Sumpter, C. Taylor, Thomas, Thyer, White, Wood as cosponsors of the bill

AND

Add Senators Altes, Broadway, Gullett, Higginbotham, Horn, G. Jeffress, J. Jeffress as cosponsors of the bill

AND

Page 1, delete lines 22 through 25 and substitute:  
"FOR ARKANSAS SCHOOL DISTRICTS; AND FOR OTHER PURPOSES."

AND

Page 1, line 30, delete "2003." and substitute "2004."

AND

Page 3, delete lines 33 and 34, and substitute "skills in reading and writing literacy, and mathematics. Science, civics, and government shall be measured on a schedule as determined by the state board."

AND

Page 4, delete line 17, and substitute:  
"subject areas where performance is deficient. The academic improvement plan shall describe the parent's role and responsibilities as well as the consequences for the student's failure to participate in the plan."



AND

Page 4, line 19, delete "and" and substitute "which"

AND

Page 5, line 2, delete "end-of-course" and substitute "~~end-of-course~~ End of Course"

AND

Page 5, line 33, delete "benchmark exams, and end" and substitute "Benchmark exams, and End"

AND

Page 5, line 34, delete "of-course" and substitute "of Course"

AND

Page 6, line 29, delete "national, demographically" and substitute "national"

AND

Page 6, line 30, delete "matched" entirely

AND

Page 8, line 24, delete "A norm-referenced test" and substitute "Norm-referenced tests"

AND

Page 8, line 25, delete "a criterion-referenced" and substitute "criterion-referenced"

AND

Page 8, delete line 26, and substitute "tests, as defined in § 6-15-404(g)(1) known as the Benchmark exams, in grades"

AND

Page 8, line 33, delete "end-of-course" and substitute "End of Course"

AND

Page 8, line 36, delete "Science and civics and" and substitute "Science, civics, and"

AND

Page 9, line 4, delete "subsection (b) of this section." and substitute "§ 6-15-404(a)."

AND

Page 9, line 8, delete "national, demographically matched" and substitute "national"

AND

Page 9, line 15, delete "or" and substitute "and"

AND

Page 9, delete line 34 and substitute "statistical models,"

AND

Page 9, line 35, delete "(b) of this section," entirely

AND

Page 11, line 16, delete "district board." and substitute "district."

AND

Page 11, line 28, delete "of accountability" and substitute "of improving student achievement, accountability,"

AND

Page 12, line 2, delete "calculations." and substitute "calculations;"

AND

Page 14, line 34, delete "end-of-course" and substitute "End of Course"

AND

Page 15, delete line 18, and substitute:  
"improvement plan. The district shall notify the student's parent of the parent's role and responsibilities as well as the consequences for the student's failure to participate in the plan. Beginning with the 2005-2006 school year, students in"

AND

Page 15, line 26, delete "end-of course" and substitute "End of Course"

AND

Page 15, line 28, delete "end-of-course" and substitute "End of Course"

AND

Page 15, line 30, delete "end-of-course" and substitute "End of Course"

AND

Page 17, line 30, delete "benchmark exams, on end-of-course" and substitute "Benchmark exams, on End of Course"

AND

Page 18, delete lines 8 and 9 entirely and substitute:

"(c) This section shall apply to the extent that it is not in violation of applicable state or federal law."

AND

Page 18, delete line 15 entirely and substitute:

"subchapter pursuant to the Arkansas Administrative Procedure Act, § 25-15-201 et seq."

AND

Page 19, line 16, delete "6-15-404(1)(A)," and substitute "6-15-404(g)(1),"

AND

Page 19, line 19, delete "end-of-course" and substitute "End of Course"

AND

Page 19, line 20, delete "6-15-1903 and described in Section 6-15-419(18)." and substitute "6-15-1903."

AND

Page 19, line 21, delete "6-15-404(1)(A)," and substitute "6-15-404(g)(1),"

AND

Page 19, line 23, delete "grade." and substitute "level."

AND

Page 19, line 30, delete "schools of excellence;" and substitute "schools of excellence for improvement;"

AND

Page 19, line 31, insert "improvement" between "exceeding" and "standards;"

AND

Page 19, line 32, insert "improvement" between "meeting" and "standards;"

AND

Page 19, line 33, delete "and" and substitute "or"

AND

Page 20, line 1, delete "school year." and substitute "school year and each school year thereafter."

AND

Page 20, line 19, delete "benchmark" and substitute "Benchmark"

AND

Page 20, line 25, delete "and" and substitute "or"

AND

Page 20, line 36, delete "by the resident school district"

AND

Page 21, line 9, delete "1909." and substitute "1907."

AND

Page 21, delete lines 14 and 15 and substitute:  
"performance of such students."

AND

Page 22, delete lines 12 through 16, and substitute:  
"school's assessment program. All schools meeting both criteria shall"

AND

Page 23, delete lines 6 through 9 entirely

AND

Page 23, line 15, delete "2003." and substitute "2004."

AND

Page 24, line 3, delete "any other" and substitute "another"

AND

Page 24, delete lines 17 through 23 entirely and insert the following:

“(2)(A) For the purposes of continuity of educational choice, the transfer shall operate as an irrevocable election for each subsequent entire school year and shall remain in force until the student completes high school or the parent, guardian, or the student, if the student is over eighteen (18) years of age, makes application no later than July 30 for attendance or transfer as provided for by §§6-18-202, 6-18-206, and 6-18-316. Such transfer shall be effective at the beginning of the next academic year.

(B) Application for the Arkansas Opportunity Public School Choice Act of 2004 shall be provided by the Department of Education and shall contain a notice that a transfer under this subsection shall operate as an irrevocable choice for at least one (1) entire school year, and shall remain in force until the student completes high school as provided in this subsection, and except as otherwise provided by law.”

AND

Page 25, line 6, delete “higher” and substitute “higher performing”

AND

Page 25, line 22, delete “state.” and substitute “state, and the student’s transportation and the costs thereof shall be the responsibility of the parents.”

AND

Page 27, line 2, delete “benchmark” and substitute “Benchmark”

AND

Page 27, line 17, delete “2003” and substitute “2004”

AND

Page 28, delete lines 21 through 22 and substitute:

“each school is progressing toward implementing and maintaining a system of school improvement.”

AND

Page 28, line 23, delete “adequate yearly”

AND

Page 29, line 23, delete “§§ 6-15-1901 et seq., 6-15-403, and 6-15-433;” and substitute “§§ 6-15-404 and 6-15-433;”

AND

Page 30, line 10, delete "(1)"

AND

Page 30, line 13, delete "and" and substitute "and possible"

AND

Page 30, delete line 15, and substitute:

"adopted by the state board and reviewed by the Legislative Council. Revised best financial management practices adopted by the state board shall be used in the next scheduled school district reviews conducted according to this section. The best"

AND

Page 30, line 22, delete "(A)" and substitute "(1)"

AND

Page 30, line 23, delete "(B)" and substitute "(2)"

AND

Page 30, line 24, delete "(C)" and substitute "(3)"

AND

Page 30, line 26, delete "(D)" and substitute "(4)"

AND

Page 30, line 27, delete "(E)" and substitute "(5)"

AND

Page 30, line 28, delete "(F)" and substitute "(6)"

AND

Page 30, line 29, delete "(G)" and substitute "(7)"

AND

Page 30, line 30, delete "(H)" and substitute "(8)"

AND

Page 30, line 31, delete "(I)" and substitute "(9)"

AND

Page 30, line 32, delete "(J)" and substitute "(10)"

AND

Page 30, line 35, delete "(K)" and substitute "(11)"

AND

Page 30, line 36, delete "(L)" and substitute "(12)"

AND

Page 31, delete lines 1 through 7 entirely

AND

Page 31, line 20, delete "biannually" and substitute "biennially"

AND

Page 31, line 29, delete "and" and substitute "or"

AND

Page 31, delete lines 34 and 35, and substitute "website the school and the district financial grades. The report, which shall be part of the overall school and"

AND

Page 32, line 9, delete "conduct or"

AND

Page 34, delete lines 33 and 34 and substitute "Committees."

AND

Page 35, line 10, delete "year." and substitute "year, provided such information is not in conflict with federal or state law."

AND

Page 35, delete lines 22 through 24 and substitute:  
"The following definitions shall apply in this subchapter, 6-15-1801 et seq., 6-15-1901 et seq., 6-18-227, 6-15-2001, 5-15-2101, and 6-15-2201, unless the context"

AND

Page 36, delete lines 16 through 36 and substitute:  
"~~(2)~~(3) "Adequate yearly progress" means that level of academic



improvement required of public schools or school districts on the state-mandated criterion-referenced examinations and other indicators as required in the Arkansas Comprehensive Testing, Assessment, and Accountability Program, which shall comply with The Elementary and Secondary Education Act as reauthorized in The No Child Left Behind Act of 2001, 20 U.S.C. § 6301, et seq. (2002);

~~(3)~~(4) "Annexation" means the joining of an affected school district or part of the school district with a receiving district under §§ 6-13-1401 et seq.;

(5) "Annual improvement gains" or "student learning gains" means calculating a student's academic progress from one year to the next, based on a same series nationally-normed assessment given in the same time frame from one (1) year to the next, used as a pre-post measure of learning for the content areas tested;

(6) "Annual performance" means that level of academic achievement required of public schools or school districts on the state-mandated criterion-referenced examinations;"

AND

Page 37, line 9, delete "end-of-course" and substitute "End of Course"

AND

Page 38, line 2, delete "End-of-course" and substitute "End of Course"

AND

Page 40, line 4, delete "national, demographically matched" and substitute "national"

The Amendment was read \_\_\_\_\_

By: Representative Hardwick

KAC/TAT - 01-06-2004 09:58

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Chief Clerk