

Hall of the House of Representatives
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of House Bill No. 1901

TO AMEND PUBLIC SCHOOL FUNDING AMOUNTS AND PROVIDE RESOURCES FOR
EDUCATIONAL ADEQUACY.

Amendment No. 1 to House Bill No. 1901

Amend House Bill No. 1901 as originally introduced:

Add Senator Files as a cosponsor of the bill

AND

Page 1, line 9, delete "ADEQUACY;" and substitute "ADEQUACY; TO DECLARE AN EMERGENCY;"

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND PUBLIC SCHOOL FUNDING AMOUNTS
AND PROVIDE RESOURCES FOR EDUCATIONAL
ADEQUACY AND TO DECLARE AN EMERGENCY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-20-2305(a)(2), concerning public school funding amounts, is amended to read as follows:

(2)(A) For the ~~2009-2010~~ 2011-2012 school year, the foundation funding amount is equal to ~~five thousand nine hundred five dollars (\$5,905)~~ six thousand one hundred forty-four dollars (\$6,144) multiplied by the school district's average daily membership for the previous school year.

(B) For the ~~2010-2011~~ 2012-2013 school year, the foundation funding amount is equal to ~~six thousand twenty-three dollars (\$6,023)~~ six thousand two hundred sixty-seven dollars (\$6,267) multiplied by the school district's average daily membership for the previous school year.

~~(C)(i) In accordance with the state's desire to foster educational excellence, in addition to the amounts determined by the General~~



~~Assembly to be constitutionally adequate pursuant to subdivisions (a)(2)(A) and (B) of this section, and in addition to the funds distributed to school districts pursuant to subdivisions (a)(2)(A) and (B) of this section, each school district shall receive an amount equal to thirty-five dollars (\$35.00) multiplied by the school district's average daily membership for the previous school year.~~

~~(ii) The Department of Education shall distribute the additional funding provided by this subdivision (a)(2)(C) in eleven (11) monthly payments from funds appropriated by law and available for distribution as state foundation funding aid.~~

~~(iii) The General Assembly has determined that the funding provided by this subdivision (a)(2)(C), which is known as "Enhanced Educational Funding", is in addition to, and in excess of, the amount of funds necessary to provide an adequate education as required by the Arkansas Constitution.~~

~~(iv) Enhanced Educational Funding is available from a combination of fortunate economic factors, conservative budgeting of all state government, and the favorable forecast of state revenues. As a result, the enhanced component of Enhanced Educational Funding cannot be ensured and may not be relied on beyond the 2009-2010 school year.~~

SECTION 2. Arkansas Code § 6-20-2305(b)(2) through (b)(4)(B)(ii)(a), concerning categorical funding for public schools, is amended to read as follows:

(2)(A)(i) ~~Beginning with the 2007-2008~~ For the 2011-2012 school year, alternative learning environment funding shall be ~~four thousand sixty-three dollars (\$4,063)~~ four thousand one hundred forty-five dollars (\$4,145) multiplied by the number of identified alternative learning environment students enrolled during the previous school year.

(ii) For the 2012-2013 school year and each school year thereafter, alternative learning environment funding shall be four thousand two hundred twenty-eight dollars (\$4,228) multiplied by the number of identified alternative learning environment students enrolled during the previous school year.

(iii) Funding for students in alternative learning environments shall be distributed based on rules promulgated by the State Board of Education.

(B)(i) Beginning with the 2007-2008 school year, secondary vocational area center funding shall be three thousand two hundred fifty dollars (\$3,250) multiplied by the number of students enrolled in a secondary vocational area center during the previous school year.

(ii) Funding for students in secondary vocational area centers shall be distributed based on rules promulgated by the State Board of Career Education.

(3)(A) ~~Beginning with the 2007-2008~~ For the 2011-2012 school year, funding for students who are identified as English-language learners shall be ~~two hundred ninety-three dollars (\$293)~~ two hundred ninety-nine dollars (\$299) for each identified English-language learner.

(B) For the 2012-2013 school year and each school year thereafter, funding for students who are identified as English-language learners shall be three hundred five dollars (\$305) for each identified English-language learner.

(C) Funding for English-language learners shall be distributed to school districts for students who have been identified as not proficient in the English language based upon a state-approved English proficiency assessment instrument.

~~(C)~~(D) Funds allocated for English-language learners to school districts under this subchapter shall be expended only for eligible activities as identified in current rules promulgated by the State Board of Education and are a supplement to funding for national school lunch students provided in subdivision (b)(4) of this section.

(4)(A) ~~Beginning with the 2009-2010~~ For the 2011-2012 school year, national school lunch state categorical funding for each identified national school lunch student shall be as follows:

(i) For a school district in which ninety percent (90%) or greater of the previous school year's enrolled students are national school lunch students, the amount of per-student national school lunch state categorical funding shall be ~~one thousand four hundred eighty-eight dollars (\$1,488)~~ one thousand five hundred eighteen dollars (\$1,518) for the 2011-2012 school year, and one thousand five hundred forty-nine dollars (\$1,549) for the 2012-2013 school year and for each school year thereafter;

(ii) For school districts in which at least seventy percent (70%) but less than ninety percent (90%) of the previous school year's enrolled students are national school lunch students, the amount of per-student national school lunch state categorical funding shall be ~~nine hundred ninety-two dollars (\$992)~~ one thousand twelve dollars (\$1,012) for the 2011-2012 school year, and one thousand thirty-three dollars (\$1,033) for the 2012-2013 school year and for each school year thereafter; and

(iii) For school districts in which less than seventy percent (70%) of the previous school year's enrolled students are national school lunch students, the amount of per student national school lunch state categorical funding shall be ~~four hundred ninety-six dollars (\$496)~~ five hundred six dollars (\$506) for the 2011-2012 school year, and five hundred seventeen dollars (\$517) for the 2012-2013 school year and each school year thereafter.

(B)(i)(a) National school lunch state categorical funding under this subdivision (b)(4) shall be based on the number of national school lunch students for the immediately preceding school year determined under § 6-20-2303(12)(A).

(b) If the school district is participating under 42 U.S.C. § 1759a, funding under this subdivision (b)(4) is based on the percentage determined in § 6-20-2303(12)(B) multiplied by the number of enrolled students for the immediately preceding school year.

(ii)(a) ~~Beginning with the 2009-2010 school year, if~~ If a school district will receive in the current school year national school lunch state categorical funding under subdivision (b)(4)(A) of this section that is based on a different per-student amount of national school lunch state categorical funding than the school district received in the immediately preceding school year, due to a percentage change in national school lunch students, the department shall adjust the funding to the school district in a transitional three-year period.

SECTION 3. Arkansas Code § 6-20-2305(b)(5), concerning categorical funding for professional development in public schools, is amended to read as follows:

(5)(A) ~~Beginning with school year 2007-2008~~ For the 2011-2012 school year, professional development funding shall be equal to an amount of up to ~~fifty dollars (\$50.00)~~ fifty-one dollars (\$51.00) multiplied by the school district's previous school year average daily membership.

(B) For the 2012-2013 school year and each school year thereafter, professional development funding shall be equal to an amount of up to fifty-two dollars (\$52.00) multiplied by the school district's previous school year average daily membership.

(C) Funding for professional development for teachers in Arkansas public schools shall be used for professional development activities and materials that improve the knowledge of teachers, administrators, and paraprofessionals concerning effective instructional strategies, methods, and skills for improving teaching practices and student academic achievement and training for school bus drivers as outlined in rules promulgated by the State Board of Education.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that it is the state's constitutional obligation to provide a general, suitable, and efficient free system of public schools in the state; that the public school funding distribution changes in this act are needed to ensure that proper funding is provided to public schools and school districts; and that this act is immediately necessary so that public schools and school districts will receive the amount of funding provided under this act for the 2011-2012 school year. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2011.

The Amendment was read _____
By: Representative Ingram
CLR/CLR - 03/10/11 04:35
CLR234

Chief Clerk