

**Hall of the House of Representatives**  
92nd General Assembly - Regular Session, 2019  
**Amendment Form**

---

**Subtitle of House Bill No. 1400**

TO REQUIRE THE DEPARTMENT OF EDUCATION TO CONDUCT A BIENNIAL STUDY AND FILE A  
BIENNIAL REPORT REGARDING CERTAIN INFORMATION CONCERNING THE SUCCEED  
SCHOLARSHIP PROGRAM.

---

**Amendment No. 1 to House Bill 1400**

Amend House Bill No. 1400 as originally introduced:

PAGE 1, line 9, delete "DEPARTMENT OF EDUCATION" and substitute "HOUSE  
COMMITTEE ON EDUCATION AND SENATE COMMITTEE ON EDUCATION"

AND

Delete the subtitle in its entirety and substitute:

"TO REQUIRE THE HOUSE COMMITTEE ON  
EDUCATION AND THE SENATE COMMITTEE ON  
EDUCATION TO CONDUCT A BIENNIAL STUDY  
AND FILE A BIENNIAL REPORT REGARDING  
CERTAIN INFORMATION CONCERNING THE  
SUCCEED SCHOLARSHIP PROGRAM."

AND

Page 1, delete lines 25 and 26, and substitute the following:

"SECTION 1. DO NOT CODIFY. Legislative intent.

The General Assembly finds that:

(1) Efficient use of the state's tax dollars is a paramount  
priority;

(2) Policymakers should have updated information in order to  
make well-informed policy decisions; and

(3) To ensure efficient use of the state's tax dollars, there  
should exist documentation regarding how public funds are being spent by  
private institutions that receive public funds.

SECTION 2. Arkansas Code Title 6, Chapter 41, Subchapter 9, is amended  
to add an additional section to read as follows:"



AND

Page 1, line 28, delete "Department of Education" and substitute "House Committee on Education and Senate Committee on Education"

AND

Page 2, line 22, delete "have taken" and substitute "who have taken"

AND

Page 2, line 23, delete "test;" and substitute "test and received the test results;"

AND

Page 2, line 29, delete "students" and substitute "students and a general summary of the information contained in the student portfolios"

AND

Page 2, line 30, delete "Department of Education" and substitute "House Committee on Education and Senate Committee on Education"

AND

Page 2, line 36, delete "Department of Education shall file" and substitute "House Committee on Education and Senate Committee on Education shall compile"

AND

Page 3, line 1, delete "to the"

AND

Page 3, line 2, delete "Senate Committee on Education and the House Committee on Education"

AND

Page 3, delete line 3, and substitute the following:  
"biennial basis, with the first report due on March 1, 2020."

SECTION 3. Arkansas Code § 6-41-903(b)(1)(B), concerning private school accreditation as a requirement for eligibility under the Succeed Scholarship Program, is amended to add an additional subdivision to read as follows:

(iv) A private school that is not fully accredited shall report annually to the state board its progress towards accreditation;

SECTION 4. Arkansas Code § 6-41-903(d), concerning a private school administering a nationally recognized norm-referenced test under the Succeed Scholarship Program, is amended to read as follows:

(d)(1)(A) An eligible private school shall administer annually or make provisions for a student participating in the ~~scholarship program~~ Succeed Scholarship Program to take a nationally recognized norm-referenced test as established by the state board.

(B) A list, in a deidentified format, of students who have taken a nationally recognized norm-referenced test under subdivision (d)(1)(A) of this section and the students' test results shall be forwarded annually to the state board or its designee.

(2)(A) A student with an individual education plan that provides for an exemption to standardized testing is not required to take the test required under subdivision ~~(d)(1)~~(d)(1)(A) of this section.

(B) A list, in a deidentified format, of students with an individual education plan that provides for an exemption to standardized testing under subdivision (d)(2)(A) of this section shall be provided annually to the state board or its designee.

(3)(A) An eligible private school shall annually prepare a portfolio that provides information on a student's progress to the student's parent or guardian if a student is exempt from standardized testing as permitted under subdivision ~~(d)(2)~~(d)(2)(A) of this section.

(B) A list, in a deidentified format, of students with portfolios under subdivision (d)(3)(A) of this section and a general summary of the information provided in the portfolios shall be provided annually to the state board or its designee.

(4)(A) An eligible private school under this section shall submit annually to the Department of Education or its designee, in a deidentified format required by the Bureau of Legislative Research in consultation with the Department of Education, a:

(i) Report that lists all students who have received a Succeed Scholarship under this subchapter who have been dismissed from the Succeed Scholarship Program by the private school;

(ii) Report that lists all students who have received a Succeed Scholarship under this subchapter who have voluntarily returned to a traditional public school;

(iii) List of foster children who have:

(a) Entered the Succeed Scholarship Program;

(b) Been dismissed from the Succeed

Scholarship Program; or

(c) Been removed from the Succeed Scholarship Program by the Department of Human Services;

(iv) Report of administrative costs required to implement the Succeed Scholarship Program; and

(v) Report regarding the demographic data of students who have applied for the Succeed Scholarship under this subchapter and students who were awarded the Succeed Scholarship under this subchapter,

including without limitation the geographic location in the state of the students who are participating in the Succeed Scholarship Program.

(B) The Department of Education shall make information received from eligible private schools under subdivision (d)(4)(A) of this section available to the House Committee on Education and the Senate Committee on Education in a deidentified format specified by the bureau in consultation with the Department of Education.

(5) All information under this subsection shall be included in the Succeed Scholarship Program biennial study under § 6-41-908.

SECTION 5. Arkansas Code § 6-41-903, concerning a private school's eligibility to participate in the Succeed Scholarship Program, is amended to add an additional subdivision to read as follows:

(e)(1) The Department of Education shall prepare and submit annually or obtain from its designated administrator for the Succeed Scholarship Program under this subchapter a report, in a deidentified format required by the bureau in consultation with the Department of Education, that indicates the:

(A) List of students who have received a Succeed Scholarship under this subchapter;

(B) Eligible private school attended by each student who has received a Succeed Scholarship under this subchapter; and

(C) Amount of each Succeed Scholarship received by a student under this subchapter.

(2) In addition to the report required under subdivision (e)(1) of this section, the Department of Education shall make information received from its designated administrator regarding the Succeed Scholarship Program under this subchapter available to the House Committee on Education and the Senate Committee on Education through the bureau."

The Amendment was read \_\_\_\_\_  
By: Representative Cozart  
TNL/TNL - 03-19-2019 11:56:20  
TNL361

\_\_\_\_\_  
Chief Clerk