1	State of Arkansas	As Engrossed: H12/16/03 H12/19/03 $ m A~Bill$	Call	Item 4	
2	84th General Assembly				
3	Second Extraordinary Session	, 2003	HOUSE BILL	1018	
4			D W. 5		
5	By: Representatives Boyd, Cleveland, Milligan, Jacobs, Seawel, Hathorn, House, Bennett, King, Fite,				
6	Weaver, Rankin, Adams, Berry, Gillespie, Norton				
7	By: Senators Gullett, Horn, L	averty, Wooldridge			
8					
9 10		For An Act To Be Entitled			
11	AN ACT T	TO PROVIDE FOR THE CONTINUED SUPPORT	OF		
12		O SCHOOL DISTRICTS; AND FOR OTHER			
13	PURPOSES				
14					
15		Subtitle			
16	AN AC	CT TO PROVIDE FOR THE CONTINUED			
17	SUPPO	ORT OF ISOLATED SCHOOL DISTRICTS.			
18					
19					
20	BE IT ENACTED BY THE G	ENERAL ASSEMBLY OF THE STATE OF ARKA	ANSAS:		
21	SECTION 1. Arka	nsas Code Title 6, Chapter 20, Subch	napter 6 is amen	ded	
22	to add an additional s	ection to read as follows:			
23	6-20-602. Desig	nated isolated districts.			
24	The following sc	hool districts are designated as iso	olated districts		
25	under § 6-20-601 and s	hall not be subject to consolidation	n, annexation, o	<u>r</u>	
26	reorganization solely	because of the school district's ave	erage daily		
27	<pre>membership:</pre>				
28		d School District;;			
29		sas City School District;			
30		rs-Reyno School District;			
31		t Star School District;			
32		-Pyatt School District;			
33		age School District;			
34 25		Charlotte School District;			
35		School District;			
36	(9) Delab	laine School District:			

1	(10) Elaine School District;		
2	(11) Fourche Valley School District;		
3	(12) Gillett School District;		
4	(13) Kingston School District;		
5	(14) Mount Judea School District;		
6	(15) Mount Pleasant School District;		
7	(16) Oark School District;		
8	(17) Oden School District;		
9	(18) Omaha School District;		
10	(19) Paron School District;		
11	(20) Randolph County School District;		
12	(21) Rural Special School District;		
13	(22) Scotland School District;		
14	(23) Sparkman School District;		
15	(24) St. Joe School District;		
16	(25) St. Paul School District;		
17	(26) Stone County School District;		
18	(27) Taylor School District;		
19	(28) Umpire School District;		
20	(29) Williford School District; and		
21	(30) Winslow School District.		
22			
23	SECTION 2. Arkansas Code § 6-20-601(a), concerning funding for		
24	isolated school districts, is amended to read as follows:		
25	(a) As used in this section, "isolated school district" means a school		
26	district that <u>is listed under § $6-20-602$ and that</u> meets any four (4) of the		
27	following five (5) criteria:		
28	(1) There is a distance of twelve (12) miles or more by hard-		
29	surfaced highway from the high school of the district to the nearest adjacent		
30	high school in an adjoining district;		
31	(2) The density ratio of transported students is less than $\frac{1}{2}$		
32	(3) four (4) students per square mile of area;		
33	(3) The total area of the district is ninety-five square miles		
34	(95 sq. mi.) eighty square miles (80 sq. mi.) or greater;		
35	(4) Less than fifty percent (50%) of bus route miles is on hard-		
36	surfaced roads; and		

1	(5) There are geographic barriers such as lakes, rivers, and			
2	mountain ranges which would impede travel to schools that otherwise would be			
3	appropriate for consolidation, cooperative programs, and shared services.			
4				
5	SECTION 3. EMERGENCY CLAUSE. It is found and determined by the			
6	General Assembly of the State of Arkansas that the Arkansas Supreme Court in			
7	Lake View School District No. 25 v. Huckabee, 351 Ark. 31 (2002) declared the			
8	current system of education to be unconstitutional because it is both			
9	inequitable and inadequate; and the Arkansas Supreme Court set forth the test			
10	for a constitutional system to be one in which the State has an "absolute			
11	duty" to provide an "equal opportunity to an adequate education"; and the			
12	Arkansas Supreme Court instructed the General Assembly to define and provide			
13	what is necessary to provide an adequate and equitable education for the			
14	children of Arkansas; that in the process of restructuring school districts			
15	certain areas of the state need to be afforded protection from consolidation			
16	prior to any restructuring. Therefore, an emergency is declared to exist and			
17	this act being immediately necessary for the preservation of the public			
18	peace, health, and safety shall become effective on:			
19	(1) The date of its approval by the Governor;			
20	(2) If the bill is neither approved nor vetoed by the Governor,			
21	the expiration of the period of time during which the Governor may veto the			
22	bill; or			
23	(3) If the bill is vetoed by the Governor and the veto is			
24	overridden, the date the last house overrides the veto.			
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26	/s/ Boyd, et al			
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