

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

A Bill

HOUSE BILL 1831

5 By: Representative Leding
6

For An Act To Be Entitled

8 AN ACT TO ALLOW AN OPEN-ENROLLMENT PUBLIC CHARTER
9 SCHOOL TO USE A WEIGHTED LOTTERY IN ITS ADMISSIONS
10 PROCESS BASED ON CERTAIN STUDENT CHARACTERISTICS; AND
11 FOR OTHER PURPOSES.
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Subtitle

14 TO ALLOW AN OPEN-ENROLLMENT PUBLIC
15 CHARTER SCHOOL TO USE A WEIGHTED LOTTERY
16 IN ITS ADMISSIONS PROCESS BASED ON
17 CERTAIN STUDENT CHARACTERISTICS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 6-23-306(6)(B), concerning the admissions
24 policies of open-enrollment public charter schools, is amended to read as
25 follows:

26 (B) The open-enrollment public charter school may allow a
27 weighted lottery to be used in the student selection process;

28 (i) ~~when~~ When necessary to comply with Title VI of
29 the ~~federal~~ Civil Rights Act of 1964, 42 U.S.C. § 2000d et seq., Title IX of
30 the ~~federal~~ Education Amendments of 1972, 20 U.S.C. § 1681 et seq., the equal
31 protection clause of the Fourteenth Amendment to the United States
32 Constitution, a court order, or a federal or state law requiring
33 desegregation; or

34 (ii) For the following students:

35 (a) National school lunch students, as defined
36 under § 6-20-2303;



1 (b) English-language learners, as defined
 2 under § 6-20-2303;

3 (c) Students with disabilities under the
 4 Children With Disabilities Act of 1973, § 6-41-201 et seq., or the
 5 Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et seq.;

6 (d) Students adjudicated to be dependent-
 7 neglected juveniles under § 9-27-301 et seq.;

8 (e) Students adjudicated to be delinquent
 9 juveniles under § 9-27-301 et seq.; or

10 (f) Students who are homeless youth as defined
 11 in 42 U.S.C. § 11434a, as it existed on January 1, 2017; and

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 13 SECTION 2. Arkansas Code § 6-23-306(14)(C), concerning the admissions
 14 policies of open-enrollment public charter schools, is amended to read as
 15 follows:

16 (C) The open-enrollment public charter may use a weighted
 17 lottery in the student selection process:

18 (i) ~~only when~~ When necessary to comply with a:

19 ~~(i)~~(a) Federal court order; or

20 ~~(ii)~~(b) Federal administrative order

21 issued by an appropriate federal agency having proper authority to enforce
 22 remedial measures necessary to comply with Title VI of the federal Civil
 23 Rights Act of 1964, Title IX of the federal Education Amendments of 1972, or
 24 the equal protection clause of the Fourteenth Amendment to the United States
 25 Constitution; or

26 (ii) For the following:

27 (a) National school lunch students, as defined
 28 under § 6-20-2303;

29 (b) English-language learners, as defined
 30 under § 6-20-2303;

31 (c) Students with disabilities under the
 32 Children With Disabilities Act of 1973, § 6-41-201 et seq., or the
 33 Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et seq.;

34 (d) Students adjudicated to be dependent-
 35 neglected juveniles under § 9-27-301 et seq.;

36 (e) Students adjudicated to be delinquent

1 juveniles under § 9-27-301 et seq.; or

2 (f) Students who are homeless youth as defined

3 in 42 U.S.C. § 11434a, as it existed on January 1, 2017; and

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