

1 State of Arkansas *As Engrossed: H3/18/13 H3/26/13 H4/4/13*

2 89th General Assembly

# A Bill

3 Regular Session, 2013

HOUSE BILL 1785

4

5 By: Representative D. Douglas

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## For An Act To Be Entitled

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AN ACT TO PROVIDE DIGITAL LEARNING OPPORTUNITIES IN  
PUBLIC SCHOOLS; AND FOR OTHER PURPOSES.

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## Subtitle

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TO PROVIDE DIGITAL LEARNING OPPORTUNITIES  
IN PUBLIC SCHOOLS.

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. Arkansas Code Title 6, Chapter 16, is amended to add an  
20 additional subchapter to read as follows:

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22 Subchapter 14 - Digital Learning

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24 6-16-1401. Title.

25 This subchapter may be cited as The Digital Learning Act of 2013.

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27 6-16-1402. Legislative intent.

28 (a) It is the intent of the General Assembly to:

29 (1) Provide for the expansion of digital learning opportunities  
30 to all Arkansas public school students; and

31 (2) Remove any impediments to the expansion of digital learning  
32 opportunities.

33 (b) This act does not authorize a government entity to provide  
34 directly or indirectly basic local exchange, voice, data, broadband, video,  
35 or wireless telecommunication service except as authorized under § 23-17-  
36 409(b).



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6-16-1403. Digital learning -- Approved provider list.

(a)(1) As used in this subchapter, digital learning means a digital technology or internet-based educational delivery model that does not rely exclusively on compressed interactive video.

(2) Digital learning services may be procured from both in-state and out-of-state digital learning providers.

(b) The Department of Education shall annually:

(1) Publish a list of approved digital learning providers that offer digital learning services; and

(2) Provide a copy of the list of approved digital learning providers to the House Committee on Education and the Senate Committee on Education no later than June 1 each year.

6-16-1404. Digital learning environment.

A digital learning environment shall be composed of:

(1) Access to quality digital learning content and online blended learning courses;

(2) Tailored digital content designed to meet the needs of each student;

(3) Digital learning content that meets or exceeds the curriculum standards and requirements adopted by the State Board of Education that is capable of being assessed and measured through *standardized tests or local assessments*; and

(4) Infrastructure that is sufficient to handle and facilitate a quality digital learning environment.

6-16-1405. Digital learning providers.

(a) To become an approved digital learning provider a digital learning provider shall submit proof that the provider:

(1) Is nonsectarian and nondiscriminatory in its programs, employment practices, and operations;

(2) Demonstrates or partners with an organization that demonstrates successful experience in furnishing digital learning courses to public school students as demonstrated by student growth in each subject area and grade level for which it proposes to provide digital learning courses;

1           (3) Meets or exceeds the minimum curriculum standards and  
2 requirements established by the State Board of Education and ensures  
3 instructional and curricular quality through a curriculum and accountability  
4 plan that addresses every subject area and grade level for which it agrees to  
5 provide digital learning courses; and

6           (4)(A) Utilizes highly qualified teachers to deliver digital  
7 learning courses to public school students.

8           (B) A highly qualified teacher that delivers digital  
9 learning courses under this subchapter is not required to be licensed as a  
10 teacher or administrator by the state board.

11          (b) The Department of Education or state board shall not require as a  
12 condition of approval of a digital learning provider that the digital  
13 learning provider limit the delivery of digital learning courses to public  
14 schools that require physical attendance at the public school to successfully  
15 complete the credit for which the digital learning course is provided.

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17          6-16-1406. Pilot program – Digital learning courses.

18          (a)(1)(A) Beginning in the 2013-2014 school year, all public school  
19 districts and public charter schools participating in a pilot program shall  
20 provide at least one (1) digital learning course to their students as either  
21 a primary or supplementary method of instruction.

22                 (B) The Department of Education shall adopt rules to  
23 implement the pilot program, the purpose of which shall be to more smoothly  
24 implement the requirements under subdivision (a)(2) of this section.

25          (2) Beginning in the 2014-2015 school year, all public school  
26 districts and public charter schools shall provide at least one (1) digital  
27 learning course to their students as either a primary or supplementary method  
28 of instruction.

29          (b) All digital learning courses provided by public school districts  
30 or public charter schools shall:

31                 (1) Be of high quality;

32                 (2) Meet or exceed the curriculum standards and requirements  
33 established by the State Board of Education; and

34                 (3) Be made available in a blended learning, online-based, or  
35 other technology-based format tailored to meet the needs of each  
36 participating student.

1 (c) Digital learning courses shall be capable of being assessed and  
2 measured through standardized tests or local assessments.

3 (d) Beginning with the entering ninth grade class of the 2014-2015  
4 school year, each high school student shall be required to take at least one  
5 (1) digital learning course for credit to graduate.

6 (e) The State Board of Education shall not limit the number of digital  
7 learning courses for which a student may receive credit through a public  
8 school or a public charter school and shall ensure that digital learning  
9 courses may be used as both primary and secondary methods of instruction.

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11 *SECTION 2. DO NOT CODIFY.*

12 (a) Before the Ninetieth General Assembly convenes in 2015, the House  
13 Committee on Education and the Senate Committee on Education shall implement  
14 a comprehensive study in collaboration with the Department of Education, the  
15 Department of Information Systems, and Arkansas service providers on methods  
16 to establish and maintain the necessary infrastructure and bandwidth to  
17 sufficiently facilitate and deliver a quality digital learning environment in  
18 each school district and public charter school.

19 (b) The final report shall be delivered to the Speaker of the House of  
20 Representatives and the President Pro Tempore of the Senate no later than  
21 December 1, 2014.

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24 /s/D. Douglas

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27 **APPROVED: 04/16/2013**