

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: H2/18/19

A Bill

HOUSE BILL 1419

5 By: Representative Lowery
6

For An Act To Be Entitled

8 AN ACT CONCERNING THE ENROLLMENT OF A PRIVATE SCHOOL
9 OR HOME-SCHOOLED STUDENT IN AN ACADEMIC COURSE AT A
10 PUBLIC SCHOOL OR AN OPEN-ENROLLMENT PUBLIC CHARTER
11 SCHOOL; TO REQUIRE A PUBLIC SCHOOL DISTRICT AND AN
12 OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL TO ALLOW A
13 PRIVATE-SCHOOL OR A HOME-SCHOOL STUDENT TO ENROLL IN
14 AN ACADEMIC COURSE; TO ALLOW A PUBLIC SCHOOL DISTRICT
15 AND AN OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL TO SEEK
16 A WAIVER FROM THE REQUIREMENT TO ALLOW A PRIVATE-
17 SCHOOL OR A HOME-SCHOOL STUDENT TO ENROLL IN AN
18 ACADEMIC COURSE; AND FOR OTHER PURPOSES.
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Subtitle

21 TO AMEND THE LAW CONCERNING THE
22 ENROLLMENT IN AN ACADEMIC COURSE AT A
23 PUBLIC SCHOOL OR AN OPEN-ENROLLMENT
24 PUBLIC CHARTER SCHOOL OF A PRIVATE SCHOOL
25 OR HOME-SCHOOLED STUDENT.
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29 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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31 SECTION 1. Arkansas Code § 6-18-232(a) and (b), concerning a public
32 school district or open-enrollment public charter school policy allowing a
33 nonpublic student to enroll in an academic course, are amended to read as
34 follows:

35 (a) A Except as provided under subsection (d) of this section, a
36 public school district or an open-enrollment public charter school ~~may~~ shall



1 adopt a policy ~~to allow~~ that allows a student who attends a private school or
2 a home school to enroll in an academic course at a public school or an open-
3 enrollment public charter school if the student resides in the public school
4 district where the public school or open-enrollment public charter school is
5 located.

6 (b) A policy adopted by a public school district or open-enrollment
7 public charter school under subsection (a) of this section may:

8 (1)(A) ~~Set admissions criteria determined by the public school~~
9 ~~district or open enrollment public charter school;~~ Include provisions that
10 apply to a private school or home-schooled student who is enrolled in an
11 academic course at a public school or open-enrollment public charter school,
12 including without limitation provisions regarding:

13 (i) Academic or grade-level prerequisites;

14 (ii) Attendance;

15 (iii) Testing;

16 (iv) Coursework;

17 (v) Grades; and

18 (vi) Conduct.

19 (B) The provisions included under subdivision (b)(1)(A) of
20 this section shall be consistent with provisions included in the public
21 school district's or open-enrollment public charter school's policies that
22 apply to public school students;

23 (2) Allow a student who attends a private school or a home
24 school to enroll in one (1) or more academic courses in a semester; and

25 (3) Limit enrollment if the enrollment of a private school or
26 home-schooled student would:

27 (A) ~~To certain academic courses or grade levels~~ Create a
28 financial loss for the public school district or open-enrollment public
29 charter school; or

30 (B) ~~Based on other criteria determined by the public~~
31 ~~school district or open enrollment public charter school~~ Violate any state or
32 federal law or any rule established by the Department of Education.

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34 SECTION 2. Arkansas Code § 6-18-232(d), concerning a public school
35 district or open-enrollment public charter school policy allowing a nonpublic
36 student to enroll in an academic course, is amended to read as follows:

