

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

ACT 1139 OF 1993
HOUSE BILL 1438

4 **By: Representatives Thicksten, Mahony and McGinnis**

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For An Act To Be Entitled

8 "AN ACT TO MAKE AVAILABLE A SUMMER REMEDIAL INSTRUCTION
9 PROGRAM FOR STUDENTS IN KINDERGARTEN THROUGH GRADE THREE
10 (K-3) WHO DID NOT PERFORM AT GRADE LEVEL DURING THE
11 REGULAR SCHOOL YEAR; SO THAT TO BE ELIGIBLE FOR PROMOTION
12 TO THE NEXT GRADE THAT KINDERGARTEN THROUGH GRADE THREE
13 (K-3) STUDENTS WHO DID NOT PERFORM AT GRADE LEVEL DURING
14 THE REGULAR SCHOOL YEAR SHALL ATTEND SUMMER SCHOOL; AND
15 FOR OTHER PURPOSES."

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Subtitle

18 "PROVIDING FREE SUMMER SCHOOL AND SUMMER SCHOOL
19 TRANSPORTATION TO K-3 STUDENTS WHO NEED REMEDIATION."

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

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23 SECTION 1. The General Assembly hereby finds and acknowledges that, *if*
24 remediation is necessary, it should be provided when students are younger and
25 before patterns of failure are established. The General Assembly further
26 finds that not all students are financially able to pay for summer school nor
27 do all school districts hold summer school. It is therefore the purpose of
28 this Act to allow the public school districts of Arkansas to either
29 individually or cooperatively provide free summer school and summer school
30 transportation to those students in K-3 who did not perform at grade level
31 during the regular school year.

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33 SECTION 2. (a) Beginning with the summer of 1994, a student in
34 kindergarten through grade three (K-3) who did not perform at grade level
35 during the regular school year shall attend summer school *to be eligible for*
36 *promotion to the next grade.*

1 (b) The State Board of Education is hereby authorized to promulgate
2 rules and regulations for the implementation of this Act.

3 (c) The State Board of Education is authorized to fund, from any funds
4 available for such purposes, the programs required by this act and any
5 programs required by State Board of Education regulations such as, but not
6 limited to, the following: tutoring, summer school educational services, and
7 hot meal programs.

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9 SECTION 3. All provisions of this act of a general and permanent nature
10 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
11 Revision Commission shall incorporate the same in the Code.

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13 SECTION 4. If any provision of this act or the application thereof to
14 any person or circumstance is held invalid, such invalidity shall not affect
15 other provisions or applications of the act which can be given effect without
16 the invalid provision or application, and to this end the provisions of this
17 act are declared to be severable.

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19 SECTION 5. All laws and parts of laws in conflict with this act are
20 hereby repealed.

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/s/Edward F. Thicksten, et al

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APPROVED: 4/14/93

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