

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative Roberts**

# A Bill

**ACT 840 OF 1993**  
**HOUSE BILL 1039**

## For An Act To Be Entitled

8 "AN ACT TO AMEND THE ARKANSAS CODE TO REQUIRE THAT SCHOOL  
9 DISTRICTS OPERATING OPTIONAL SCHOOL PROGRAMS SHALL WAIVE  
10 FEES FOR STUDENTS WHO ENROLL FOR THE PURPOSE OF  
11 REMEDIATING ACADEMIC DEFICIENCIES OR FOR TAKING COURSES IN  
12 ADVANCE FOR ACADEMIC CREDIT AND WHO QUALIFY FOR FREE OR  
13 REDUCED-PRICE MEALS; AND FOR OTHER PURPOSES."

## Subtitle

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16 "TO REQUIRE THAT OPTIONAL SCHOOL COURSE FEES BE WAIVED FOR  
17 STUDENTS WHO QUALIFY FOR FREE OR REDUCED-PRICE MEALS."

18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code § 6-16-701 is hereby amended to read as  
22 follows:

23 "§ 6-16-701. Legislative intent.

24 It is the intent of the General Assembly that the State of Arkansas  
25 provide free public schools for the citizens of this state as provided by law  
26 and by the Constitution of Arkansas. However, it is sometimes desirable for a  
27 school district to offer optional courses outside the regular school term for  
28 students who desire to enroll. These courses, which are also offered in the  
29 regular school term, are provided as a convenience to students who need to  
30 make up work or want to earn extra credits. School districts should be  
31 authorized to charge a fee for such optional courses in order to encourage  
32 additional offerings outside the regular school term."

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34 SECTION 2. Arkansas Code § 6-16-702 is hereby amended to read as  
35 follows:

36 "6-16-702. Authority - Fees.

1 (a) (1) Public schools are hereby authorized to operate optional school  
2 programs during the summer, or at other times when the regular school classes  
3 are not in session, and to charge fees to students for participating in the  
4 programs.

5 (2) (A) If credit is given for the courses taken in the optional  
6 programs, the teachers shall meet certification requirements for the courses  
7 taught; and

8 (B) The number of hours that classes are in session shall  
9 meet the same requirements in effect for the same courses taught in the  
10 regular term.

11 (b) No fee shall be charged a student whose enrollment in an optional  
12 course is made to fulfill the requirements of § 6-15-409, which requires  
13 supplemental instruction to be provided to students who fail the eighth (8th)  
14 grade basic competency test.

15 (c) *In school districts that operate optional school programs during*  
16 *the summer and in districts where space is available, no fee shall be charged*  
17 *a student who qualifies for free or reduced-price meals and whose enrollment*  
18 *in an academic course is made for the purpose of remediating a deficiency in*  
19 *grades when the student has made a D or an F in an academic course. Other*  
20 *courses offered in summer school for academic credit may be taken without a*  
21 *fee being charged, as space available, by students who qualify for free or*  
22 *reduced-price meals.*

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

27

28 SECTION 4. If any provision of this act or the application thereof to  
29 any person or circumstance is held invalid, such invalidity shall not affect  
30 other provisions or applications of the act which can be given effect without  
31 the invalid provision or application, and to this end the provisions of this  
32 act are declared to be severable.

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

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*/s/Jacqueline Roberts*

APPROVED: 4/1/93

***As Engrossed: 1/27/93 2/4/93 2/9/93 3/26/93***

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