

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senators Edwards and Hopkins**

A Bill

ACT 351 OF 1995
SENATE BILL 99

For An Act To Be Entitled

"AN ACT TO AMEND ARK. CODE § 6-16-703 TO *EXPAND* A SUMMER SCHOOL *PROGRAMS FOR* STUDENTS WHO DO NOT PERFORM AT GRADE LEVEL; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

"TO AMEND A.C.A. § 6-16-703 TO *EXPAND* A SUMMER SCHOOL *PROGRAMS FOR* STUDENTS WHO DO NOT PERFORM AT GRADE LEVEL."

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

SECTION 1. Arkansas Code Annotated § 6-16-703 is hereby amended to read as follows:

"6-16-703. Legislative findings - Mandatory summer school - Rules and regulations - Funding programs.

(a) The General Assembly hereby finds and acknowledges that if remediation is necessary, it should be provided when students are younger and before patterns of failure are established. The General Assembly further finds that not all students are financially able to pay for summer school, nor do all school districts hold summer school. It is therefore the purpose of this section to allow the public school districts of Arkansas to either individually or cooperatively provide free summer school and summer school transportation to those students in kindergarten through grade *five (K-5)* who did not perform at grade level during the regular school year.

(b) Beginning with the summer of 1995, a student in kindergarten through grade four (K - 4) who did not perform at grade level during the regular school year shall attend summer school to be eligible for promotion to the next grade.

(c) Beginning with the summer of 1996, a student in kindergarten

1 through grade five (K-5) who did not perform at grade level during the regular
2 school year shall attend summer school to be eligible for promotion to the
3 next grade.

4 (d) The State Board of Education is hereby authorized to promulgate
5 rules and regulations for the implementation of this section.

6 (e) The State Board of Education is authorized to fund, from any funds
7 available for such purposes, the programs required by this section and any
8 programs required by State Board of Education regulations such as, but not
9 limited to, the following:

- 10 (1) Tutoring;
11 (2) Summer school educational services; and
12 (3) Hot meal programs."
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14 SECTION 2. All provisions of this act of a general and permanent nature
15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
16 Revision Commission shall incorporate the same in the Code.

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18 SECTION 3. If any provision of this act or the application thereof to
19 any person or circumstance is held invalid, such invalidity shall not affect
20 other provisions or applications of the act which can be given effect without
21 the invalid provision or application, and to this end the provisions of this
22 act are declared to be severable.

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24 SECTION 4. All laws and parts of laws in conflict with this act are
25 hereby repealed.

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27 SECTION 5. It is hereby found and determined by the Eightieth General
28 Assembly of the State of Arkansas that effective operation of Arkansas public
29 schools is dependent upon the immediate expansion of the summer school
30 remediation program during the summer of 1995 to include students who did not
31 perform at grade level in grades kindergarten through grade four (4) and that
32 failure to implement this act immediately will cause undue hardships to local
33 school districts. Therefore, an emergency is declared to exist and this act
34 being necessary for the immediate preservation of the public peace, health,
35 and safety, shall be in full force and effect from and after its passage and

1 approval.

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/s/Edwards

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APPROVED: 2-17-95

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