

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

HOUSE BILL 1574

5 By: Representative Lowery  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND PROVISIONS OF THE ARKANSAS CODE  
9 CONCERNING HOME SCHOOLS; AND FOR OTHER PURPOSES.  
10

### Subtitle

11 TO AMEND PROVISIONS OF THE ARKANSAS CODE  
12 CONCERNING HOME 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 § 6-15-503 is amended to read as follows:  
20 6-15-503. Prerequisites to home schooling.

21 (a)(1) Parents or legal guardians desiring to provide a home school  
22 for their children ~~must~~ shall give written notice to the superintendent of  
23 their local school district of their intent to provide a home school for  
24 their children and ~~sign a waiver acknowledging that the State of Arkansas is~~  
25 ~~not liable for the education of their children during the time that the~~  
26 ~~parents choose to home school~~ agree that the parent or legal guardian is  
27 responsible for the education of his or her children during the time the  
28 parent or legal guardian provides a home school for the children:

29 (A) At the beginning of each school year but no later than  
30 August 15; or

31 (B) ~~(i) By December 15 for parents who decide to start home~~  
32 ~~schooling at the beginning of the spring semester; or~~

33 ~~(C)(i)~~ Subject to the provisions of subsection (d) of this  
34 section, fourteen (14) calendar days prior to withdrawing the children from  
35 the local school district and at the beginning of each school year  
36 thereafter.



1 (ii) The superintendent or the local school district  
2 board of directors may waive the fourteen-day waiting period.

3 (2) Within thirty (30) calendar days of establishing residency  
4 within the school district, parents or legal guardians moving into the school  
5 district during the school year ~~must~~ shall give written notice to the  
6 superintendent of their local school district of their intent to provide a  
7 home school for their children and ~~sign a waiver acknowledging that the State~~  
8 ~~of Arkansas is not liable for the education of their children during the time~~  
9 ~~that the parents choose to home school~~ agree that the parent or legal  
10 guardian is responsible for the education of his or her children during the  
11 time the parent or legal guardian provides a home school for the children.

12 (3) The notice ~~must~~ shall include:

13 (A) The name, sex, date of birth, grade level, and name  
14 and address of the school last attended, if any, of each student involved;

15 (B) ~~The location~~ mailing address and telephone number of  
16 the home school;

17 (C) ~~The basic core curriculum to be offered~~ The name of  
18 the parent or legal guardian providing the home school;

19 (D)(i) ~~The proposed schedule of instruction~~ A statement of  
20 plans to participate during the school year in public school interscholastic  
21 activities under § 6-15-509; and

22 ~~(E) The qualifications of the parent teacher.~~

23 (ii) A failure to provide the information under  
24 subdivision (a)(3)(D)(i) of this section does not preclude the student from  
25 participating in public school interscholastic activities under § 6-15-509;

26 (E) A statement of plans to seek a high school equivalency  
27 diploma during the current school year;

28 (F)(i) A statement of plans to seek a driver's license  
29 during the current school year.

30 (ii) If a parent or legal guardian includes the  
31 information under subdivision (a)(3)(F)(i) of this section, the notice shall  
32 include a notarized signature of the parent or legal guardian; and

33 (G) A signature of the parent or legal guardian.

34 (4) ~~Parents or guardians shall deliver written notice in person~~  
35 ~~to the superintendent of their local school district the first time such~~  
36 ~~notice is given~~ A written notice under this subsection may be given:

1                   (A) Electronically, including without limitation by email;

2                   (B) By mail; or

3                   (C) In person.

4           (b) ~~This~~ The information provided to the superintendent of the  
 5 student's local school district under subsection (a) of this section:

6                   (1) Is confidential and not subject to the Freedom of  
 7 Information Act of 1967, § 25-19-101 et seq.; and

8                   (2) may ~~May~~ be used only for statistical and recordkeeping  
 9 purposes and test administration as required by law.

10           (c) Each local school district shall report the statistical data  
 11 required by this section to the Department of Education each year.

12           (d)(1) No public school student shall be eligible for enrollment in a  
 13 home school if the student is currently under disciplinary action for  
 14 violation of any written school policy, including, but not limited to,  
 15 excessive unexcused absences.

16           (2) Public school students who are under disciplinary action by  
 17 the local school district shall be eligible for enrollment in a home school  
 18 if:

19                   (A) The superintendent or local school district board of  
 20 directors chooses to allow the child to enroll in a home school;

21                   (B) The disciplinary action against the student has been  
 22 completed or the school semester has ended, whichever occurs first; or

23                   (C) The student has been expelled.

24           (e) The department and the student's local school district shall not  
 25 create additional criteria or require additional information for a student to  
 26 attend a home school beyond that provided in this section.

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 29   **APPROVED: 03/24/2017**