

*As Engrossed: 1/30/91 2/13/91*

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Representatives McKissack, Schexnayder and Argue**

**A BILL ACT 305 OF 1991**  
**HOUSE BILL 1387**

**For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE ANN. TITLE 6, CHAPTER 42,  
9 TO ADD A NEW SUBCHAPTER 2, TO ESTABLISH THE ARKANSAS  
10 SCHOOL FOR MATHEMATICS AND SCIENCE; AND FOR OTHER  
11 PURPOSES."

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

15 SECTION 1. Arkansas Code of 1987 Annotated is hereby amended to add the  
16 following:

17 "6-42-201 (a). There is hereby established the Arkansas School for  
18 Mathematics and Sciences (hereinafter 'School') which shall be a residential  
19 school for eleventh and twelfth grade students. The purpose of the School  
20 shall be to educate the gifted and talented math and science students of the  
21 state and to develop curriculum and materials to improve instruction in  
22 mathematics and science for all students in the State. The School's  
23 curriculum, faculty, and admissions policy shall reflect such purposes. While  
24 the emphasis of the School shall be dedicated to the academic teaching of  
25 mathematics and sciences, some emphasis may be placed on the arts and  
26 humanities as deemed appropriate by the *State Department of Education*  
27 (*hereinafter 'Department'*).

28 (b) The School shall be located on the campus of an Arkansas  
29 institution of higher education or at such other appropriate facility which  
30 can provide the classrooms, laboratories, library facilities, dormitories, and  
31 other services necessary for the proper operation and support of the School.  
32 The School shall be funded by monies appropriated by the General Assembly for  
33 the operation of the School and by such grants, contributions, or donations  
34 which may be received by the *Department* for the support of the School.  
35 Students selected to attend the School shall not be required to pay tuition,  
36 fees, or room and board.

1           6-42-202 (a). *The School shall be governed by the Department with the*  
2 *advice and counsel of a nine-member advisory Board of Directors. The Director*  
3 *of the General Education Division of the Department of Education, the Director*  
4 *of the Department of Higher Education, and the President of the Arkansas*  
5 *Science and Technology Authority shall serve on the Advisory Board. The*  
6 *remaining six members shall be appointed by the Governor. Two of the initial*  
7 *appointees shall be appointed for a term of one year; two for a term of two*  
8 *years; and two for a term of three years. Subsequent appointments to the*  
9 *Board shall be for three year terms. No appointee to the Board shall serve*  
10 *more than nine years. The Board shall annually elect a Chairman and such*  
11 *other officers as the Board shall determine appropriate.*

12           (b) By March 1, 1991, the *Department* shall develop a plan for  
13 *structure, operation and funding of the School which shall include equitable*  
14 *procedures for student recruitment. The Department shall then publish a*  
15 *request for proposals to solicit proposals from institutions of higher*  
16 *education or other appropriate organizations or agencies for hosting the*  
17 *School. By July 1, 1992, the Department shall select a location for the*  
18 *School to begin operation for the 1992-93 School year. If the Department*  
19 *determines that the School can be more effectively and efficiently operated by*  
20 *a longer planning and development phase, the Department may delay the initial*  
21 *term of the School until the 1993-94 School year.*

22           (c) The *Department* shall prepare the biennial budget request for the  
23 *School's operation which shall be submitted to the State Board of Education*  
24 *for inclusion in the biennial budget request of the Department of Education*  
25 *for funding programs from the Public School Fund.*

26           6-42-203 (a). *The Director of the Department of Education shall employ*  
27 *an administrator for the School who shall serve at the pleasure of the*  
28 *Director of the Department of Education. The Administrator shall be the chief*  
29 *administrative officer of the School and shall administer the School in*  
30 *accordance with the policies established by the Department.*

31           (b) The *Administrator* and other personnel employed for the operation of  
32 *the School shall be employees of the State of Arkansas. Faculty members and*  
33 *other personnel required for operation of the School shall be recommended for*  
34 *employment by the Administrator and shall be employed by annual contract by*  
35 *the Department. Teachers and administrators so employed shall be eligible for*

1 membership in the Arkansas Teacher Retirement System and earn credited service  
 2 for such employment. Non-educational personnel employed by the *Department*  
 3 shall be eligible for membership in the Public Employees Retirement System and  
 4 earn credited service for such employment.

5 (c) There is hereby established and authorized for the Arkansas School  
 6 for Mathematics and Sciences the following maximum number of employees and the  
 7 maximum salaries for such employees.

8 <i>Administrator</i>	1	\$60,000
9 <i>Principal</i>	1	\$45,000
10 <i>Teachers</i>	20	\$35,000
11 <i>Counselors</i>	2	\$35,000
12 <i>Dormitory Supervisors</i>	2	\$20,000
13 <i>Assistant Supervisors</i>	2	\$12,000
14 <i>Desk Workers</i>	4	\$ 9,000
15 <i>Resident Advisors</i>	13	\$ 3,000
16 <i>Activities Coordinator</i>	1	\$ 5,000
17 <i>Van Driver</i>	1	\$13,000

18 A teacher employed by an Arkansas public school immediately prior to  
 19 employment by the Arkansas Math and Science High School whose teaching salary  
 20 from such district was in excess of the maximum salary authorized by this  
 21 section may be paid a maximum amount not to exceed his or her previous salary  
 22 from such public school district.

23 6-42-204 (a). The State Department of Education, the Department of  
 24 Higher Education, and the Arkansas Science and Technology Authority shall  
 25 provide technical assistance to the the staff of the School. The *Department*  
 26 shall also be authorized to contract with other agencies and/or private  
 27 research centers as it may deem necessary in carrying out its responsibilities  
 28 for the operation of the School.

29 (b) The *Department* is authorized and empowered to receive  
 30 contributions, donations, gifts, bequeaths of money, other forms of financial  
 31 assistance and/or property, equipment, materials, or personnel from persons,  
 32 foundations, trust funds, corporations, organizations and other sources,  
 33 private or public, to be expended and utilized for the operation of the  
 34 School.

35 6-42-205. *The Department shall supervise the Arkansas School for*

1 Mathematics and Sciences and is hereby authorized and empowered to promulgate  
2 rules and regulations that may be necessary to carry out the provisions of  
3 this subchapter."  
4

5 SECTION 2. All provisions of this act of a general and permanent nature  
6 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
7 Revision Commission shall incorporate the same in the Code.  
8

9 SECTION 3. If any provision of this act or the application thereof to  
10 any person or circumstance is held invalid, such invalidity shall not affect  
11 other provisions or applications of the act which can be given effect without  
12 the invalid provision or application, and to this end the provisions of this  
13 act are declared to be severable.  
14

15 SECTION 4. All laws or parts of laws in conflict with this act are  
16 hereby repealed.  
17

18 SECTION 5. EMERGENCY. *It has been found and determined by the General  
19 Assembly that there is an urgent need for the establishment of a residential  
20 school the purpose of which is to educate gifted and talented math and science  
21 students of the State; to establish a unique institution to develop curriculum  
22 and materials to improve mathematics and science instruction for all students  
23 in the State; for the appointment of a Board to advise with the Department in  
24 the development of plans for such School's structure, operation and funding so  
25 that the School may begin operation in the 1992-93 school year; and that this  
26 Act is designed to correct this situation and should be given effect  
27 immediately for this purpose. Therefore, an emergency is hereby declared to  
28 exist and this Act being immediately necessary for the preservation of the  
29 public peace, health and safety shall be in full force and effect from and  
30 after its passage and approval.*  
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32 /s/ J. McKissack  
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34 APPROVED: 3-1-91  
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