

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Senator Bell**

# A Bill

**ACT 109 OF 1995**  
**SENATE BILL 59**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 6-18-206, THE ARKANSAS  
9 PUBLIC SCHOOL CHOICE ACT, TO SET JULY 1ST AS THE FINAL  
10 DEADLINE FOR ACCEPTING APPLICATIONS FOR STUDENT TRANSFERS  
11 TO NONRESIDENT SCHOOL DISTRICTS IN THE FURTHERANCE OF  
12 DESEGREGATION EFFORTS; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO SET JULY 1ST AS THE FINAL DEADLINE  
15 FOR APPLICATIONS FOR STUDENT TRANSFERS  
16 TO NONRESIDENT SCHOOL DISTRICTS IN  
17 FURTHERING OF DESEGREGATION EFFORTS."

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

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22 SECTION 1. Arkansas Code § 6-18-206(b) is amended to read as follows:

23 "(b) (1) (A) Before a pupil may attend a school in a nonresident  
24 district, the pupil's parent or guardian must submit an application to the  
25 nonresident district. This application must be postmarked not later than  
26 April 17 of the year in which the pupil would begin the fall semester at the  
27 nonresident district. However, the nonresident district may accept  
28 applications until July 1 of the year in which the pupil would begin the fall  
29 semester at the nonresident district if *the July 1st* acceptance date would  
30 further the desegregation efforts of the district.

31 (B) Within sixty (60) days of the receipt of an application  
32 from a nonresident pupil seeking admission under the terms of this section, a  
33 participating district shall notify the parent or guardian and the resident  
34 district in writing as to whether the pupil's application has been accepted or  
35 rejected. If the application is rejected, the nonresident district must state  
36 in the notification letter the reason for rejection.

1                   (2) The school board of any participating district must adopt, by  
 2 resolution, specific standards for acceptance and rejection of applications.  
 3 Standards may include the capacity of a program, class, grade level, or school  
 4 building. Nothing in this section requires a school district to add teachers  
 5 or classrooms or to in any way exceed the requirements and standards  
 6 established by existing law. Standards may not include an applicant's  
 7 previous academic achievement, athletic, or other extracurricular ability,  
 8 handicapping conditions, English proficiency level, or previous disciplinary  
 9 proceedings.

10                   (3) A school board may, by resolution, determine that it will not  
 11 admit any nonresident pupils to its schools pursuant to this section."

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13           SECTION 2. All provisions of this act of general and permanent nature  
 14 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
 15 Revision Commission shall incorporate the same in the Code.

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

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

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*/s/Bell*

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APPROVED: 2-1-95

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