

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**

# **A Bill**

**ACT 348 OF 1995**  
**HOUSE BILL 1152**

4 **By: Representatives Cunningham, Wilkins, McGinnis, Argue, Townsend, and J. Wilson**

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## **For An Act To Be Entitled**

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

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## **Subtitle**

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

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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 Annotated § 6-16-703 is hereby amended to read  
20 as follows:

21 "6-16-703. Legislative findings - Mandatory summer school - Rules and  
22 regulations - Funding programs.

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

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

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

1 grade five (K-5) who did not perform at grade level during the regular school  
2 year shall attend summer school to be eligible for promotion to the next  
3 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/Rep. Cunningham, et al*

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APPROVED: 2-17-95

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