

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

# A Bill

**ACT 367 OF 1995**  
**HOUSE BILL 1475**

## For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 6-51-607(e) RELATING TO THE  
AUTHORIZED USES OF MONEYS IN THE STUDENT PROTECTION TRUST  
FUND; AND FOR OTHER PURPOSES."

### Subtitle

"RELATING TO THE AUTHORIZED USES OF  
MONEYS IN THE STUDENT PROTECTION TRUST  
FUND."

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

SECTION 1. Arkansas Code 6-51-607(e) is amended to read as follows:

"(e) With the approval of the Board, the Director may use any amounts  
in the fund, including accumulated interest, to:

(1) pay claims filed by students when a school becomes insolvent or  
ceases to operate without offering a complete program of study;

(2) pay expenses incurred by a school that are directly related to  
educating a student placed in the school under this subchapter, including the  
applicable tuition for the period of time for which the student has paid  
tuition;

(3) reimburse the Private Career Education Fund for expenses directly  
associated with the storage and maintenance of academic and financial aid  
records of those students adversely affected by school closings;

(4) reimburse the Private Career Education Fund for administrative cost  
due to school closings, including but not limited to:

(a) travel expenses; and

(b) the employment of temporary personnel to assist with  
transport and organization of student records.

(5) Provided further, that reimbursement for the expenses incurred in

1 (e)(4) shall not exceed five thousand dollars (\$5,000) per school closing."  
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3 SECTION 2. All provisions of this act of a general and permanent nature  
4 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
5 Revision Commission shall incorporate the same in the Code.  
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7 SECTION 3. If any provision of this act or the application thereof to  
8 any person or circumstance is held invalid, such invalidity shall not affect  
9 other provisions or applications of the act which can be given effect without  
10 the invalid provision or application, and to this end the provisions of this  
11 act are declared to be severable.  
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13 SECTION 4. All laws and parts of laws in conflict with this act are  
14 hereby repealed.  
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16 SECTION 5. EMERGENCY. It is hereby found and determined by the General  
17 Assembly that when institutions subject to the authority of the Private Career  
18 Education Board become insolvent or otherwise cease to operate, the Private  
19 Career Education Board incurs considerable expense in acquiring, storing and  
20 preserving student records for the purpose of paying claims filed by students  
21 as authorized by law; that this act is designed to provide a method to  
22 reimburse the Private Career Education Fund for such expenses and should be  
23 given effect immediately in the event any such Private Career Education  
24 facilities fail in the near future. Therefore an emergency is hereby declared  
25 to exist and this act being necessary for the preservation of the public  
26 peace, health and safety shall be in full force and effect from and after its  
27 passage and approval.  
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30 APPROVED: 2-20-95  
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