

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S3/29/99

A Bill

Act 1314 of 1999
SENATE BILL 531

5 By: Senator Mahony
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For An Act To Be Entitled

9 "AN ACT TO AMEND THE TIME PERIOD IN WHICH NONCERTIFIED
10 PUBLIC SCHOOL EMPLOYEES MAY REQUEST AND RECEIVE A
11 HEARING TO APPEAL SUSPENSION; TERMINATION OR
12 NONRENEWAL DECISIONS; AND FOR OTHER PURPOSES. "
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Subtitle

15 "AN ACT TO AMEND THE TIME PERIOD IN WHICH
16 NONCERTIFIED PUBLIC SCHOOL EMPLOYEES MAY
17 REQUEST AND RECEIVE A HEARING TO APPEAL
18 SUSPENSION; TERMINATION OR NONRENEWAL
19 DECISIONS. "
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code 6-17-1703(d) pertaining to termination and
26 nonrenewal of noncertified school employees is amended to read as follows:

27 "(d) The notice shall further state that an employee being recommended
28 for termination, or a full-time nonprobationary employee being recommended for
29 nonrenewal, is entitled to a hearing before the school board upon request,
30 provided such request is made in writing to the superintendent within ~~thirty~~
31 ~~(30)~~ twenty-five (25) calendar days from receipt of said notice. "
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33 SECTION 2. Arkansas Code 6-17-1704(b) pertaining to suspension of
34 noncertified employees is amended to read as follows:

35 "(b) The notice shall include a statement of reasons for the
36 suspension, whether the superintendent is recommending termination, and that a

1 hearing before the school board is available upon request, provided that such
2 request is made in writing to the superintendent within ~~thirty (30)~~ twenty-
3 five (25) calendar days from receipt of said notice."

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5 SECTION 3. Arkansas Code 6-17-1705(a) pertaining to termination,
6 suspension and nonrenewal hearings is amended to read as follows:

7 "(a) ~~The hearing before the school board shall be conducted~~ Upon
8 receipt of a request for a hearing, the board shall conduct a hearing in
9 accordance with the following provisions:

10 (1) ~~The hearing shall be conducted at the next regularly~~
11 ~~scheduled meeting of the school district board of directors, unless the~~
12 ~~employee and the superintendent agree to a hearing on another mutually~~
13 ~~convenient date~~ The hearing shall take place not less than five (5) or more
14 than ten (10) days after the written request has been received by the
15 superintendent, except that the employee and board may, in writing, agree to
16 an earlier or later hearing date;

17 (2) The hearing shall be public or private at the request of the
18 employee. "

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20 SECTION 4. All provisions of this act of a general and permanent nature
21 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
22 Revision Commission shall incorporate the same in the Code.

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24 SECTION 5. If any provision of this act or the application thereof to
25 any person or circumstance is held invalid, such invalidity shall not affect
26 other provisions or applications of the act which can be given effect without
27 the invalid provision or application, and to this end the provisions of this
28 act are declared to be severable.

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30 SECTION 6. All laws and parts of laws in conflict with this act are
31 hereby repealed.

32 /s/ Mahony

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35 APPROVED: 4/12/1999