

Stricken language would be deleted from and underlined language would be added to present law.
Act 31 of the 1st Extraordinary Session

1 State of Arkansas
2 85th General Assembly
3 First Extraordinary Session, 2006
4

As Engrossed: S4/6/06
A Bill

Call Item 13

HOUSE BILL 1040

5 By: Representative Cook
6
7

For An Act To Be Entitled

9 AN ACT TO CLARIFY THAT A SCHOOL DISTRICT MAY USE
10 NATIONAL SCHOOL LUNCH STUDENT FUNDING FOR
11 TEACHERS' SALARIES IF THE SCHOOL DISTRICT MEETS
12 THE MINIMUM SALARY SCHEDULE OR THE TEACHER IS
13 PROVIDING SERVICES UNDER AN APPROVED PROGRAM OR
14 FOR AN APPROVED PURPOSE; AND FOR OTHER PURPOSES.

Subtitle

16 AN ACT TO CLARIFY THAT A SCHOOL DISTRICT
17 MAY USE NATIONAL SCHOOL LUNCH STUDENT
18 FUNDING FOR TEACHERS' SALARIES IF THE
19 SCHOOL DISTRICT MEETS THE MINIMUM SALARY
20 SCHEDULE.
21

22
23
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. Arkansas Code § 6-20-2305(b)(4)(C)(i), concerning public
27 school funding for national school lunch students, is amended to read as
28 follows:

29 (C)(i) The State Board of Education shall establish by rule
30 a list of approved programs and purposes for which funds allocated under this
31 subdivision (b)(4) may be expended.

32 (ii) Through June 30, 2007, the State Board of
33 Education shall approve the use of funds by a school district to supplement
34 salaries for classroom teachers only under the following conditions:

35 (a) The school district meets the minimum teacher
36 salary schedule in § 6-17-2403 without using funds provided under subdivision



1 (b)(4) of this section; and

2 (b) The school district is permitted to use funds
3 provided under subdivision (b)(4) of this section to supplement salaries for
4 classroom teachers only to the extent the school district was using funds
5 provided under subdivision (b)(4) of this section to supplement salaries for
6 classroom teacher as of January 1, 2006.

7 (iii) School districts shall expend funds allocated
8 under this subdivision (b)(4) only on the approved programs or purposes on
9 the State Board of Education's list of approved programs and purposes for
10 which funds allocated under this subdivision (b)(4) may be expended, which
11 shall include, but are not limited to:

12 (a) Classroom teachers, provided that the
13 school district meets the minimum salary schedule in § 6-17-2403 without
14 using funds provided under subdivision (b)(4) of this section and that those
15 teachers are used for the purposes delineated in subdivision (b)(4) of this
16 section and as allowed through June 30, 2007 under subdivision (b)(4)(C)(ii)
17 to supplement salaries of classroom teachers;

18 (b) Before-school academic programs and after-
19 school academic programs, including transportation to and from the programs;

20 (c) Prekindergarten programs coordinated by
21 the Department of Health and Human Services;

22 (d) Tutors, teachers' aides, counselors,
23 social workers, nurses, and curriculum specialists;

24 (e) Parent education;

25 (f) Summer programs;

26 (g) Early intervention programs; and

27 (h) Materials, supplies, and equipment,
28 including technology used in approved programs or for approved purposes.

29
30 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
31 General Assembly of the State of Arkansas that the Arkansas Supreme Court
32 found that the public school funding system continues to be inadequate and
33 the public schools are operating under a constitutional infirmity which must
34 be corrected immediately; that to correct the constitutional infirmity and to
35 provide adequate funding for public education, the amount of funding provided
36 to school districts shall be revised; and that this act is necessary to allow

1 the Department of Education and the Chief Fiscal Officer of the State
2 sufficient time to make all necessary adjustments, calculations, and
3 distributions. Therefore, an emergency is declared to exist and this act
4 being necessary for the preservation of the public peace, health, and safety
5 shall become effective on:

6 (1) The date of its approval by the Governor;

7 (2) If the bill is neither approved nor vetoed by the Governor,
8 the expiration of the period of time during which the Governor may veto the
9 bill; or

10 (3) If the bill is vetoed by the Governor and the veto is
11 overridden, the date the last house overrides the veto.

12
13 */s/ Cook*

14
15
16 **APPROVED: 4/11/2006**