

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.  
Act 255 of the Regular Session

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 1460

5 By: Representative Pickett  
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## For An Act To Be Entitled

9 AN ACT TO REVISE ACCOUNTABILITY AND REVIEW  
10 REQUIREMENTS CONCERNING ATHLETIC EXPENDITURES BY  
11 PUBLIC SCHOOLS; AND FOR OTHER PURPOSES.  
12

## Subtitle

13 AN ACT TO REVISE ACCOUNTABILITY AND  
14 REVIEW REQUIREMENTS CONCERNING ATHLETIC  
15 EXPENDITURES BY PUBLIC SCHOOLS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 6-20-2002 is amended to read as follows:  
22 6-20-2002. Definitions.

23 As used in this subchapter:

24 (1) "Athletic expenditures" means all direct and indirect  
25 expenses related to interschool athletic programs, prorated if necessary,  
26 including, but not limited to:

27 (A) ~~Salaries~~ The proportion of salaries or supplemental  
28 pay for staff for or related to interschool athletic programs or organized  
29 physical activity courses as provided under § 6-16-137, or both, ~~excluding~~  
30 ~~salaries received for duties as a classroom teacher;~~

31 (B) All fringe benefits, including, but not limited to,  
32 medical and dental insurance, workers' compensation, pension plans, and any  
33 other costs associated with employment of staff for interschool athletic  
34 programs;

35 (C) Travel, including bus-related operation and



1 maintenance, to and from any interschool athletic program event for students,  
2 faculty, spirit groups, band, or patrons of the school district;

- 3 (D) Equipment;
- 4 (E) Meals;
- 5 (F) Supplies;
- 6 (G) Property and medical insurance;
- 7 (H) Medical expenses;
- 8 (I) Utilities; and
- 9 (J) Maintenance of facilities related to interschool

10 athletic teams and spirit groups, excluding bands;

11 (2) "Classroom teacher" means an individual who is required to  
12 hold a teaching license from the Department of Education and who is engaged  
13 directly in instruction with students in a classroom setting for more than  
14 seventy percent (70%) of the individual's contracted time;

15 (3) "Interschool athletic program" means:

16 (A) ~~any~~ Any athletic program ~~which that is:~~

17 (i) ~~organized~~ Organized primarily for the purpose of  
18 competing with other schools, public or private; or

19 (ii) Subject to regulation by the Arkansas  
20 Activities Association; and

21 (4) "State funds" means all money derived from state revenues,  
22 specifically including, but not limited to, distributions from the Department  
23 of Education Public School Fund Account and ad valorem property taxes  
24 distributed to a public school or school district.

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26 SECTION 2. Arkansas Code § 6-20-2003(b), concerning certification of  
27 the athletic expenditure report by public school districts, is amended to  
28 read as follows

29 (b)(1) Any school district failing to comply with the provisions of  
30 this subchapter and the rules adopted by the state board for the  
31 implementation of this subchapter shall be identified by the department to be  
32 a school in fiscal distress in accordance with the Arkansas Fiscal Assessment  
33 and Accountability Program, § 6-20-1901 et seq.

34 (2) Any report required by this subchapter shall be subject to a  
35 yearly audit which shall be filed as set forth under § 6-20-1801 et seq.

36 (3)(A) The Division of Legislative Audit shall conduct a review

1 of any report required by this subchapter to determine compliance with this  
2 subchapter and any rule established by the Department of Education in  
3 accordance with § 6-20-2004.

4 (B) The division shall conduct the review under this  
5 subdivision (b)(3) annually on a rotating basis so that each public school  
6 district is evaluated at least one (1) time every five (5) years.

7 (C) If the division determines that it has insufficient  
8 staffing to conduct the scheduled reviews under this subdivision (3) in a  
9 given year, the executive committee of the Legislative Joint Auditing  
10 Committee may establish the priority and number of public school districts  
11 that can reasonably be reviewed with available staff resources for the given  
12 year.

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14 **APPROVED: 3/9/2007**  
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