

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1686

5 By: Representatives Womack, Harris
6 By: Senator A. Clark
7

For An Act To Be Entitled

9 AN ACT TO ALLOW CRIMINAL HISTORY CHECKS AND CHILD
10 MALTREATMENT CENTRAL REGISTRY CHECKS OF VOLUNTEERS IN
11 PUBLIC EDUCATION; TO DECLARE AN EMERGENCY; AND FOR
12 OTHER PURPOSES.
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Subtitle

15 TO ALLOW CRIMINAL HISTORY CHECKS AND
16 CHILD MALTREATMENT CENTRAL REGISTRY
17 CHECKS OF VOLUNTEERS IN PUBLIC EDUCATION;
18 AND TO DECLARE AN EMERGENCY.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 12-12-1603, concerning the definition of
25 "volunteer organization" under the Criminal History for Volunteers Act, is
26 amended to read as follows:

27 (9) "Volunteer organization" means an individual, group of
28 individuals, association, partnership, corporation, limited liability company
29 or partnership, business, public school, school district, person or
30 organization designated by a public school or school district to organize
31 volunteers for the public school or school district, or other entity that has
32 volunteers who provide services to children, the elderly, victims of domestic
33 abuse, or individuals with disabilities.
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35 SECTION 2. Arkansas Code § 12-18-909(g)(21), concerning the persons to
36 whom the Department of Human Services may provide a report of a true finding



1 on the Child Maltreatment Central Registry, is amended to read as follows:

2 (21) ~~Any~~ To the extent necessary to carry out a responsibility
 3 to ensure that children are protected while in the school environment or
 4 during off-campus school activities:

5 (A) A school district superintendent, or other district-
 6 level administrator;

7 (B) A public school principal, or a person in an
 8 equivalent position, or other building-level administrator;

9 (C)(i) Another person or organization designated by a
 10 public school or school district to organize volunteers for the public school
 11 or school district upon the submission of a signed, notarized release from
 12 the volunteer.

13 (ii) The registry shall release only the following
 14 information on true reports to person or organization:

15 (a) That the employee, applicant, or volunteer
 16 has a true report;

17 (b) The date the investigation was completed;
 18 and

19 (c) The type of true report; and

20 (D) ~~the~~ The Department of Education to the extent
 21 necessary to carry out its responsibility to ensure that children are
 22 protected while in the school environment or during off-campus school
 23 activities.

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 25 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
 26 General Assembly of the State of Arkansas that Arkansas public school
 27 students and their parents or guardians should be confident that any person
 28 who is allowed to volunteer at a school district or an education service
 29 cooperative does not have a criminal record and is not a potential threat to
 30 the safety of children; and that this act is immediately necessary to afford
 31 additional protection to school children from all persons in school districts
 32 or education service cooperatives who might sexually, physically, or
 33 emotionally abuse students entrusted into their care. Therefore, an
 34 emergency is declared to exist, and this act being immediately necessary for
 35 the preservation of the public peace, health, and safety shall become
 36 effective on:

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

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

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

APPROVED: 04/02/2013