Stricken language would be deleted from and underlined language would be added to present law. Act 548 of the Regular Session

1	State of Arkansas	As Engrossed: S3/14/19	
2	92nd General Assembly	A Bill	
3	Regular Session, 2019		HOUSE BILL 1467
4			
5	By: Representative Lowery		
6			
7		For An Act To Be Entitled	
8	AN ACT CONCERNING THE SUCCEED SCHOLARSHIP PROGRAM; TO		
9	DEEM A STUDENT WITH AN INDIVIDUALIZED SERVICE PLAN		
10	ELIGIBLE FOR PARTICIPATION IN THE SUCCEED SCHOLARSHIP		
11	PROGRAM; AND FOR OTHER PURPOSES.		
12			
13			
14		Subtitle	
15	TO I	DEEM A STUDENT WITH AN INDIVIDUAL	IZED.
16	SERVICE PLAN ELIGIBLE FOR PARTICIPATION		
17	IN 7	THE SUCCEED SCHOLARSHIP PROGRAM.	
18			
19			
20	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF	ARKANSAS:
21			
22	SECTION 1. Ark	ansas Code § 6-41-901(b), concer	ning students who are
23	eligible for the Succ	eed Scholarship Program, is amen	ded to read as follows:
24	(b) The Succee	d Scholarship Program is establi	shed and intended to
25	provide a scholarship	to a private school of choice f	or:
26	(1) Stud	ents in foster care; or	
27	(2) Stud	ents with disabilities that who	have <u>either</u> an
28	individualized:		
29	<u>(A)</u>	Individualized education progra	am in accordance with
30	the Individuals with	Disabilities Education Act, 20 U	.S.C. § 1400 et seq. <u>; or</u>
31	<u>(B)</u>	Individualized service plan in	accordance with the
32	<u>Individuals with Disa</u>	bilities Education Act, 20 U.S.C	<u>. § 1412(a)(10).</u>
33			
34	SECTION 2. Ark	ansas Code § 6-41-902(a)(2)(B),	concerning eligibility
35	requirements for students planning to enroll in a private school with a		
36	Succeed Scholarship, is amended to read as follows:		



.

As Engrossed: S3/14/19

HB1467

1	(B) Has an individualized education program in accordance		
2	with the Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et		
3	seq., or an individualized service plan in accordance with the Individuals		
4	with Disabilities Education Act, 20 U.S.C. § 1412(a)(10);		
5			
6	SECTION 3. Arkansas Code § 6-41-903(a)(2), concerning enrollment by a		
7	private school of students with disabilities in the Succeed Scholarship		
8	Program, is amended to read as follows:		
9	(2) If the private school intends to enroll students with		
10	disabilities who have an individualized education program in accordance with		
11	the Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et seq., \underline{or}		
12	an individualized service plan in accordance with the Individuals with		
13	Disabilities Education Act, 20 U.S.C. § 1412(a)(10), the notice shall specify		
14	the grade levels and services that the private school has available for		
15	students with severe disabilities who are participating in the Succeed		
16	Scholarship Program.		
17			
18	SECTION 4. Arkansas Code § 6-41-903(d)(2), concerning the		
19	administering of nationally recognized norm-referenced tests to Succeed		
20	Scholarship Program students by an eligible private school, is amended to		
21	read as follows:		
22	(2) A student with an individual education plan or an		
23	individualized service plan that provides for an exemption to standardized		
24	testing is not required to take the test required under subdivision (d)(l) of		
25	this section.		
26			
27			
28	/s/Lowery		
29			
30			
31	APPROVED: 3/21/19		
32			
33			
34			
35			
36			

03-14-2019 13:58:55 TNL150

2