

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1036

5 By: Representative K. Hendren
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For An Act To Be Entitled

8 AN ACT TO PROHIBIT THE USE BY A STUDENT OF A PORTABLE
9 ELECTRONIC DEVICE IN A PUBLIC SCHOOL; TO ESTABLISH A
10 SECURE, DESIGNATED AREA WITHIN A SCHOOL WHERE A
11 STUDENT WILL DEPOSIT HIS OR HER PERSONAL ELECTRONIC
12 DEVICE DURING THE SCHOOL DAY; AND FOR OTHER PURPOSES.
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Subtitle

15 TO PROHIBIT THE USE BY A STUDENT OF A
16 PORTABLE ELECTRONIC DEVICE IN A PUBLIC
17 SCHOOL; AND TO ESTABLISH A SECURE,
18 DESIGNATED AREA WITHIN A SCHOOL WHERE A
19 STUDENT WILL DEPOSIT HIS OR HER PERSONAL
20 ELECTRONIC DEVICE DURING THE SCHOOL DAY.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 6, Chapter 10, Subchapter 1, is amended
27 to add an additional section to read as follows:

28 6-10-130. Personal electronic devices prohibited during the school
29 day.

30 (a) As used in this section, "personal electronic device" means
31 without limitation a:

32 (1) Cellular telephone;

33 (2) Paging device;

34 (3) Beeper;

35 (4) Mobile telephone that offers advanced computing and Internet
36 accessibility;



- 1 (5) Digital media player;
- 2 (6) Portable game console;
- 3 (7) Digital camera; and
- 4 (8) Digital video or audio recorder.

5 (b)(1) A school district shall prohibit students during the school day
 6 from possessing or using a personal electronic device.

7 (2)(A) A school district may permit a student to possess or use
 8 a personal electronic device in the case of:

- 9 (i) An emergency; or
- 10 (ii) Other reason as determined by the school

11 district.

12 (B) A student’s possession or use of a personal electronic
 13 device under subdivision (b)(2)(A)(i) of this section shall be permitted only
 14 for the duration of the emergency.

15 (c) A school district shall establish within each school in the school
 16 district a secure, designated area for a student to:

- 17 (1) Deposit his or her portable electronic device upon arriving
 18 at school for the school day; and
- 19 (2) Retrieve his or her portable electronic device at the end of
 20 the school day.

21 (d) A student’s portable electronic device that is not deposited in
 22 the secure, designated area at the beginning of the school day is subject to
 23 forfeiture.

24 (e) The State Board of Education shall promulgate rules to implement
 25 this section.

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27 SECTION 2. Arkansas Code § 6-18-515 is repealed.

28 ~~6-18-515. Use of personal electronic devices.~~

29 ~~(a) As used in this section, “personal electronic device” means without~~
 30 ~~limitation a:~~

- 31 ~~(1) Cellular telephone;~~
- 32 ~~(2) Paging device;~~
- 33 ~~(3) Beeper;~~
- 34 ~~(4) Mobile telephone that offers advanced computing and Internet~~
 35 ~~accessibility;~~
- 36 ~~(5) Digital media player;~~

- ~~(6) Portable game console;~~
- ~~(7) Tablet, notebook, or laptop computer;~~
- ~~(8) Digital camera; and~~
- ~~(9) Digital video or audio recorder.~~

~~(b) A school district may establish a written student discipline policy and exemptions concerning the possession and use by a student of a personal electronic device;~~

- ~~(1) On school property;~~
- ~~(2) At an after-school activity; or~~
- ~~(3) At a school-related function.~~

~~(c) The policy may, without limitation:~~

- ~~(1) Allow or restrict the possession and use of a personal electronic device;~~
- ~~(2) Allow the use of a personal electronic device in school for instructional purposes at the discretion of a teacher or administrator;~~
- ~~(3) Limit the times or locations in which a personal electronic device may be used to make telephone calls, send text messages or emails, or engage in other forms of communication;~~
- ~~(4) Allow or prohibit the use of any photographic, audio, or video recording capabilities of a personal electronic device while in school;~~
- ~~(5) Exempt the possession or use of a personal electronic device by a student who is required to use such a device for health or another compelling reason;~~
- ~~(6) Exempt the possession or use of a personal electronic device after normal school hours for extracurricular activities; and~~
- ~~(7) Include other relevant provisions deemed appropriate and necessary by the school district.~~

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