

ARKANSAS SENATE
83rd General Assembly - Regular Session, 2001
Amendment Form

Subtitle of House Bill No. 1882

"AN ACT TO CREATE A PROCEDURE FOR THE CREATION OF A SCHOOL DISTRICT
BY DETACHMENT."

Amendment No. 1 to House Bill No. 1882.

Amend House Bill No. 1882 as originally introduced:

Page 1, delete line 24 and substitute the following:

"District.

(a)(1) It is the intent of the General Assembly, by this subchapter, to provide opportunities for children of this state by allowing local community members the opportunity to establish and maintain public schools in a manner that optimizes educational resources within a community.

(2) The General Assembly finds that the educational needs of the students of this state shall be best served by not allowing creation of a district under this subchapter with fewer than four thousand (4000) students, thus ensuring adequate educational opportunities for students."

AND

Page 1, line 25, delete "(a)" and substitute "(b)"

AND

Page 1, line 28, delete "(b)" and substitute "(c)"

AND

Page 1, delete line 36 and substitute the following:

"membershi p.

(c) A new district to be created by detachment must only be made up of students from one existing district."

AND

Page 2, line 11, delete "peti tion" and substitute "peti tion or resolution"

AND

Page 2, line 12, delete "peti ti on" and substi tute "peti ti on or resolu ti on"

AND

Page 2, line 13, delete "peti ti on" and substi tute "peti ti on or resolu ti on"

AND

Page 2, line 14, delete "peti ti on" and substi tute "peti ti on or resolu ti on"

AND

Page 2, line 17, delete "detail ing the" and substi tute "stating:"

AND

Page 2, delete line 18

AND

Page 2, delete line 22 through 23 and substi tute the fol lowing:

"(ii) Contain a list of the public school assets to be transferred from the existing district to the new district;
(iii) Size of the new district; and
(iv) The effect of detachment on court ordered desegregation; and"

AND

Page 2, line 26, delete "peti ti on" and substi tute "peti ti on or resolu ti on"

AND

Page 2, line 26, delete "peti ti on" and substi tute "peti ti on or resolu ti on"

AND

Page 2, line 26, delete "or receives a resolution pursuant to § 6-13-1403(1)" and substi tute "and the peti ti on or resolu ti on does not conflict with subdivi sion (b)(2) of this secti on"

AND

Page 2, line 28, delete "proposi ti on" and substi tute "proposi ti on of detach ment"

AND

Page 2, delete line 30, and substi tute the fol lowing:

"(2) The peti ti oners for a detach ment and the State Board of Educati on shall carefully review the potential impact of a peti ti on for detach ment on

the efforts of a school district or districts to comply with court orders and statutory obligations to create and maintain a unitary system of desegregated public schools.

(3) The order for election on the proposition of detachment shall:

AND

Page 3, line 2, delete "before the" and substitute "prior to the date the commission sets for election on the question of detachment."

AND

Page 3, delete line 3

AND

Page 3, line 7, delete "assist the State Board of Education in determining" and substitute "determine"

AND

Page 3, delete lines 30 and 31, and substitute the following:
"proposition, in a manner similar to the following: "Creation of a new school district by detachment of property and territory that includes the following property and territory from the _____ School District:
_____."

AND

Page 3, line 32, delete "territory" and substitute "property and territory"

AND

Page 4, delete lines 7 through 16 and substitute the following:

(c)(1) Any new district created under this subchapter shall take the property of the district from which the territory was taken, as the State Board of Education shall deem proper, and shall be liable for that part of all indebtedness of the district from which the territory was taken as shall be assigned to them by the State Board of Education.

(d) The millage rate of the electors of the detached territory shall remain the same until an election may be held to change the rate of taxation for the detached area.

(e) The State Board of Education shall have the following duties regarding creation of a district by detachment:

(1) To form local school districts, change boundary lines of school districts, create new school districts, and perform all other functions regarding changes in school districts in accordance with the law;

(2) To transfer funds and attach territory which is in one school district to other school districts as may seem best for the educational welfare of the children; and

(3) To enact rules and regulations regarding the creation of school districts by detachment under this subchapter."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Riggs

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Secretary