

Hall of the House of Representatives
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of House Bill No. 2400
"THE COMPREHENSIVE EDUCATIONAL EXCELLENCE REFORM ACT OF 2003."

Amendment No. 2 to House Bill No. 2400.

Amend House Bill No. 2400 as engrossed, H3/26/03:

Add Representative Dobbins as a cosponsor of the bill

AND

Page 1, lines 23 through 24, delete "2003 Comprehensive Education Reform Act" and substitute "The Comprehensive Educational Excellence Reform Act of 2003"

AND

Page 2, line 35, delete "State Board of Education" and substitute "Department of Education"

AND

Page 3, line 9, delete "Operation; and" and substitute "Efficiency; and"

AND

Page 3, delete lines 16 through 18, and substitute the following:
"(c) Following each annual review under subsection (b) of this section, any school district that fails to meet the standards shall be subject to action by the State Board of Education under provisions of § 16-13-1606."

AND

Page 4, delete lines 14 through 18, and substitute the following:
"an annual education plan to the Department of Education in accordance with State Board of Education regulations.
(b)(1) The budget shall conform to a format approved by the Department of Education and shall include the overall per pupil expenditure of the district."



AND

Page 4, line 19, delete "expenses" and substitute "expenditures"

AND

Page 4, line 21, delete "study" and substitute "study as set forth in Act 94 of 2003."

AND

Page 4, delete lines 22 through 30, and substitute the following:

"(3) Nothing in this subsection shall prevent or prohibit a majority of persons within a school district in accordance with the law, from authorizing additional local funding for enhanced educational opportunities in an amount exceeding the level described in subdivision (b)(2) of this section."

AND

Page 5, delete lines 11 through 24, and substitute the following:

"(c) The State Board of Education shall have complete authority to impose action against the school district. Any action taken by the board must give consideration to the best educational interest of the student in that district. This can include, in the following order of priority:

(1) Assignment of a task force to evaluate the deficiencies of the district and assist the district in enacting corrective measures.

(A) The task force shall work under authority of the director;

(B) The task force shall include representatives from the Department of Education, teachers and administrators from other districts, and other stakeholders such as community leaders and community business interests; or

(2) Removal of the superintendent;

(3) Removal of a member of members of the local school board;

(4) Consolidating, annexing, merging or detaching part of the school district with one (1) or more school districts or the dissolution of the school district into multiple districts."

AND

Page 14, delete line 29, and substitute the following:

"(i) Seven (7) units of language arts, including:"

AND

Page 14, delete line 34, and substitute the following:

"(d) Advanced placement English or equivalent course offered through concurrent enrollment with a post-secondary educational institution; and"

AND

Page 15, delete line 5, and substitute the following:

"(d) Advanced placement science or equivalent course offered through concurrent enrollment with a post-secondary educational institution; and"

AND

Page 15, delete lines 14, and substitute the following:

"(e) Advanced placement calculus or equivalent course offered through concurrent enrollment with a post-secondary educational institution; and"

AND

Page 15, delete line 25, and substitute the following:

"(vi) Three (3) units of computer applications with an"

Page 15, delete lines 33 through 34, and substitute the following:

"(a) One (1) unit American history;"

AND

Page 16, delete lines 5 through 8, and substitute the following:

"(vii) One and one-half units health and safety education and physical education, including:

(a) One (1) unit physical education; and

(b) One-half (1/2) unit health and safety education;"

AND

Page 16, delete lines 9 through 12, and substitute the following:

"(ix) Fifteen (15) units of career and technical education to consist of a minimum of three (3) programs of study selected form no less than five (5) different occupational and technical programs offered annually from the following list:"

AND

Page 16, delete line 31 through 32, and substitute the following:

"(c)(1) Beginning with the graduating class of 2007-2008, twenty-four units of credit will be required for graduation;"

AND

Page 17, delete lines 20 through 21, and substitute the following:

"(viii) One-half (1/2) unit of health and safety; and"

AND

Page 17, line 23, delete "application; and" and substitute "application."

AND

Page 18, line 10, delete "study" and substitute "study as set forth in Act 94 of 2003."

AND

Page 18, delete line 12 and substitute:
"agreements or partnerships with public or private entities, or both."

AND

Page 18, line 18, delete "6-15-1702" and substitute "6-16-1101, et seq."

AND

Page 20, line 8, delete "and" and substitute "."

AND

Page 20, delete lines 9 through 11

AND

Page 21, line 14, delete "Any district that"

AND

Page 21, delete lines 15 through 17, entirely

AND

Page 22, delete lines 31 through 36 and substitute the following:

~~(3)~~(a) In school year 2001-2002 and in each school year thereafter, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation:

| Years Experience | BA Degree Salary | MA Degree Salary |
|------------------|------------------|------------------|
| 0 | \$21,860 | \$25,139 |
| 1 | 22,304 | 25,649 |
| 2 | 22,748 | 26,159 |
| 3 | 23,192 | 26,669 |
| 4 | 23,636 | 27,179 |
| 5 | 24,080 | 27,689 |
| 6 | 24,524 | 28,199 |
| 7 | 24,968 | 28,709 |
| 8 | 25,412 | 29,219 |
| 9 | 25,856 | 29,729 |
| 10 | 26,300 | 30,239 |
| 11 | 26,744 | 30,749 |

| | | |
|------------|--------|--------|
| 12 | 27,188 | 31,259 |
| 13 | 27,632 | 31,769 |
| 14 | 28,076 | 32,279 |
| 15 or more | 28,520 | 32,789 |

(b)(1) The salary schedule set forth in subdivision (b)(3) of this section shall be phased-in over a three-year period with no less than one-third (1/3) of the stated increased to be implemented each year.

(2) The salary schedule set forth in subdivision (b)(3) of this section may be adjusted by the General Assembly as necessary to comply with the results of the adequacy study to be conducted under Act 94 of 2003.

(3) Beginning with the 2006-2007 school year, all teachers in a public school in a Arkansas shall be paid a set forth on the following teacher salary schedule:"

AND

Page 23, delete lines 1 through 17 entirely

AND

Page 27, delete line 9, and substitute the following:

"6-17-1005. Funds restricted.

(a) The requirements of salary schedule set forth in this subchapter shall be contingent on availability of state funding necessary to provide the salary increases."

AND

Page 27, line 10, delete "(a)" and substitute "(b)"

AND

Page 27, line 14, delete "(b)" and substitute "(c)"

AND

Page 27, delete line 19, and substitute the following:

"from local funds.

SECTION 9. Arkansas Code Title 6, Chapter 15, is amended to add the following new subchapter:

6-13-1701. Title.

This subchapter shall be known and may be cited as the "Administrative Accountability Law".

6-13-1702. Purpose.

The purpose of this subchapter shall be to assist the State Board of Education and the Department of Education to provide substantially equal educational opportunities to all students.

6-13-1703. Rules and regulations-State Board of Education.

(a)(1) By July 1, 2004, the State Board of Education shall promulgate

rules and regulations to establish and implement a program for identifying, evaluating, and addressing actions or violations by a school superintendent that jeopardize the fiscal or academic integrity of a school or school district under § 6-17-410.

(2) Actions or violations by a school superintendent that jeopardize the fiscal or academic integrity of a school or school district may include, but are not limited to, violations of Arkansas or federal law, rules and regulations, and reporting requirements.

(b)(1) By July 1, 2004, the State Board of Education shall promulgate rules and regulations to establish and implement a program for identifying, evaluating, and addressing actions or violations by a school board director that jeopardize the fiscal or academic integrity of a school or school district.

(2) Actions or violations by a school board director that jeopardize the fiscal or academic integrity of a school or school district may include, but are not limited to, violations of Arkansas or federal law, rules and regulations and reporting requirements.

(c) If the Department of Education determines that any school superintendent or school board director has committed an action or violation that may jeopardize the fiscal or academic integrity of a school or school district, a written notice of the board's finding shall be submitted in writing via certified mail to that individual and the school district board of directors.

(d)(1) The school superintendent under § 6-17-410 or school board director under this subchapter may appeal to the State Board of Education concerning any determination or any ruling by the department as allowed for under subsection (c) of this section.

(2) Any appeal under this subchapter must be made within fifteen (15) days of the department's ruling, and the State Board of Education shall act on the appeal within sixty (60) days of receipt of the appeal.

(3) The State Board of Education's decision on appeal shall be final with no further right of appeal by the school superintendent or school board director.

6-13-1704. Enforcement.

(a) The State Board of Education, using the same procedure as required under § 6-17-410 for cause, may revoke, suspend, or place on probation the professional license of the superintendent based on the action or violation that jeopardizes the fiscal or academic integrity of the school or school district.

(b) In the case of a school board director, the State Board may, at a public hearing using procedures required in this subchapter, determine whether a school board director is unqualified to hold the school board position to which the director was elected under § 6-13-637.

6-13-1705. Superintendent contract.

(a) Every school superintendent contract with a public school district shall require that the terms and conditions of the contract shall become void upon the revocation or suspension of the school superintendent's license and that the terms and conditions of the contract shall become voidable at the option of the district if the school superintendent's license is placed on probationary status under § 6-17-410.

(b) A superintendent contract with a public school district shall not be for a term greater than three (3) years.

(c) No contract between a superintendent and a public school district shall provide any greater right or claim of employment or compensation beyond those rights allowed by this subchapter.

6-13-1706. School board director qualifications.

(a) No person shall have any qualification or right to hold an elected school board position beyond the terms and conditions of this subchapter.

(b) The Director of the Department of Education may request the Attorney General begin usurpation of office action under § 16-118-105 against any school board director identified by the State Board of Education as unqualified for office, but who refuses to vacate the office.

6-13-1707. Establishment of new school board.

(a) If the majority of the board of directors are determined to not be qualified to hold office and are removed, the Department of Education may call for the election of a new school board for the district.

(b) If an election is called under this section, the district shall reimburse the county board of election commissioners for election costs as otherwise required by law."

The Amendment was read _____
By: Representative Key
KAS/VJF - 041020031647
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Chief Clerk