

**ARKANSAS SENATE**  
87th General Assembly - Regular Session, 2009  
**Amendment Form**

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**Subtitle of Senate Bill No. 1006**

"TO ALLOW A WAIVER OF CERTAIN PROVISIONS OF THE CONDITIONS FOR  
EMPLOYMENT OF NONLICENSED PERSONNEL AT A PUBLIC SCHOOL."

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**Amendment No. 1 to Senate Bill No. 1006.**

Amend Senate Bill No. 1006 as originally introduced:

Delete Section 1 in its entirety and substitute the following:

"SECTION 1. Arkansas Code § 6-17-414, concerning the criminal records check as a condition for initial employment of nonlicensed school personnel, is amended to add an additional subsection to read as follows:

(g)(1) The requirements of subsection (b) of this section may be waived by the state board if:

(A) An applicant for employment who is affected by subsection (b) of this section files with the Department of Education an application requesting a waiver; and

(B) The waiver is supported by:

(i) The superintendent of the employing school district;

(ii) The director of the employing public charter school; or

(iii) The director of the employing educational service cooperative.

(2) The state board may grant a waiver based on one (1) or more of the following considerations:

(A) The age at which a conviction or plea of guilty or nolo contendere was entered;

(B) The circumstances surrounding the criminal offense;

(C) The amount of time that has lapsed since the commission of the criminal offense;

(D) The applicant's subsequent work history and employment references;

(E) Character references for the applicant; and

(F) Any other evidence deemed sufficient by the state board demonstrating that the applicant does not pose a threat to the health or safety of students, employees, or patrons of a public school, public



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

By: Senator J. Key

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Secretary

charter school, or education service cooperative."