

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of Senate Bill No. 179

TO ALLOW REINSTATEMENT OF A REVOKED EDUCATOR'S LICENSE UPON A SHOWING OF
REHABILITATION AND FITNESS TO PERFORM THE DUTIES AUTHORIZED BY THE LICENSE.

Amendment No. 2 to Senate Bill No. 179

Amend Senate Bill No. 179 as engrossed, S2/1/17 (version: 02/01/2017 8:59:01 AM):

Page 1, delete line 8, and substitute the following:

"AN ACT TO ALLOW REINSTATEMENT OF A VOLUNTARILY SURRENDERED, SUSPENDED, OR
REVOKED EDUCATOR'S"

AND

Page 1, delete line 15, and substitute the following:

"TO ALLOW REINSTATEMENT OF A VOLUNTARILY SURRENDERED, SUSPENDED, OR REVOKED"

AND

Page 2, delete lines 20 through 36, and substitute the following:

"(r)(1)(A) Except as provided in subdivision (r)(1)(B) of this section, an educator whose license has been voluntarily surrendered, suspended, or revoked may petition the State Board of Education for reinstatement of the license as follows:

(i) For a revocation, one (1) year from the date of revocation; or

(ii) For a voluntary surrender or suspension, a period, whichever is greater, of:

(a) One (1) year from the date of voluntary surrender or suspension; or

(b) One-half (1/2) of the time that has elapsed since the voluntary surrender was made or suspension was imposed.

(B) An educator is not eligible to petition for reinstatement under subdivision (r)(1)(A) of this section if the basis for the voluntary surrender, suspension, or revocation of the educator's license was an inappropriate relationship between the educator and one (1) or more students that met or was demonstrated by a preponderance of the evidence to be intended to culminate in the definition of sexual abuse as defined in § 12-18-103(20)(D).

(2) The petition for reinstatement may include the following



information:

(A) A personal statement addressing the educator's rehabilitation and the misconduct that led to the voluntary surrender, suspension, or revocation;

(B) Relevant and verifiable evidence of rehabilitation, including without limitation:

(i) Progress reports if the educator is or was enrolled in a rehabilitation program;

(ii) Verification of completion of a rehabilitation program;

(iii) Evidence establishing that there have been no licensure issues from a state other than Arkansas; and

(iv) Evidence that the cause for voluntary surrender, suspension, or revocation no longer exists;

(C) Character or reference letters;

(D) Work history since the voluntary surrender, suspension, or revocation, including the names of employers and type of work performed;

(E) Any civic activities engaged in following the voluntary surrender, suspension, or revocation;

(F) Any court documents indicating the:

(i) Reduction or dismissal of a criminal conviction;
and

(ii) Completion of a sentence resulting from a criminal conviction; or

(G) Other evidence demonstrating that the educator:

(i) Is fit to perform the duties authorized by the license; and

(ii) Does not pose a threat to the health or safety of students or school personnel.

(3) After conducting a hearing on the reinstatement, the state board may reinstate the educator's license if the state board determines that the educator:

(A) Has been rehabilitated and is fit to perform the duties authorized by the license; and

(B) Does not pose a threat to the health or safety of students or school personnel."

AND

Page 3, delete line 1 through 21

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

By: Senator Elliott

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Secretary