

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

INTERIM STUDY PROPOSAL 2009-066

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

HOUSE BILL 2012

By: Representative Carroll

Filed with: House Interim Committee on Education
pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

AN ACT TO REQUIRE SCHOOL DISTRICTS TO OFFER A
COURSE IN DRIVER EDUCATION; AND FOR OTHER
PURPOSES.

Subtitle

TO REQUIRE SCHOOL DISTRICTS TO OFFER A
COURSE IN DRIVER EDUCATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 6, Chapter 16, Subchapter 5 is amended to add an additional section to read as follows:

6-16-509. Driver education training course.

(a) As used in this section:

(1) "Approved driver education training course" means a course that meets the standards approved by the Department of Workforce Education for driver education; and

(2) "Eligible student" means a student determined eligible for national school lunch funding under the National School Lunch Act, as it existed on July 1, 2009, who participated in a driver education training course offered in a school district.

(b) A school district shall offer a minimum of one (1) time each year an approved driver education training course for all students fifteen (15) years of age through seventeen (17) years of age.



1 (c) The school district shall notify the parents of all students
2 fifteen (15) years of age through seventeen (17) years of age enrolled in the
3 school district of the date, time, and any course fee of the approved driver
4 education training course that is offered in the school district.

5 (d) A school district shall grant an eligible student a waiver of the
6 course fee up to four hundred dollars (\$400) depending on the availability of
7 funds.

8 (e)(1) The Department of Education shall reimburse a school district
9 up to four hundred dollars (\$400) for each eligible student from the Public
10 School Driver Education Fund.

11 (2) Funding will be determined based on the amount of funding
12 available in the Public School Driver Education Program Fund.

13 (f) A school district shall report to the Department of Education
14 annually through the Arkansas Public School Computer Network the name of each
15 student participating in the driver education training course and number of
16 students who:

17 (1) Enrolled in the driver education training course;

18 (2) Passed the driver education training course; and

19 (3) Failed the driver education training course.

20
21 SECTION 1. Arkansas Code Title 19, Chapter 6, Subchapter 8 is amended to add
22 an additional section to read as follows:

23 19-6-811. Public School Driver Education Fund.

24 (a) There is created on the books of the Treasurer of State, the
25 Auditor of State, and the Chief Fiscal Officer of the State a special revenue
26 fund to be known as the "Public School Driver Education Fund".

27 (b)(1) All moneys collected under § 26-57-603 shall be deposited into
28 the State Treasury to the credit of the fund as special revenues.

29 (2) The fund shall also consist of any other revenues as may be
30 authorized by law.

31 (c) The fund shall be used by the Department of Education for
32 providing grants to school districts for driver education and for the
33 administrative costs incurred by the department in administering the fund.
34

35 SECTION 2. Arkansas Code § 26-57-603(d), concerning premium tax, is
36 amended to read as follows:

1 (d)(1) Each authorized, unauthorized, or formerly authorized domestic,
2 foreign, and alien insurer shall pay to the Treasurer of State through the
3 commissioner, as a tax imposed for the privilege of transacting business in
4 this state, a tax upon the net premiums and net considerations, except as
5 provided in § 26-57-605. The tax shall be computed ~~thereon~~ on the net
6 premiums and net considerations at a rate of two and one-half percent (2½%).
7 The premiums written shall be reported at such times and in such form and
8 context as prescribed by the commissioner~~+~~, and the taxes shall be paid on a
9 quarterly estimate basis as prescribed by the commissioner and shall be
10 reconciled annually at the time of filing the annual report required in
11 subsections (a)-(c) of this section.

12 (2)(A) In addition to the premium tax levied in subdivision
13 (d)(1) of this section, each authorized, unauthorized, or formerly authorized
14 domestic, foreign, and alien insurer shall pay to the Treasurer of State
15 through the commissioner, as a tax imposed for the privilege of transacting
16 business in this state, a tax in the amount of five-tenths percent (0.5%)
17 upon the net premiums and net considerations derived from premiums collected
18 by the insurance company on insurance contracts written on motor vehicles
19 with licensed addresses in Arkansas in which the motor vehicles are insured
20 against the perils of physical damage or the owners or operators of the motor
21 vehicles are insured against legal liability arising out of the use,
22 ownership, or operation of the motor vehicles.

23 (B) The tax levied in subdivision (d)(2)(A) of this
24 section shall be deposited into the State Treasury to the credit of the
25 Public School Driver Education Fund.

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36 Filed Date: 04/06/2009 By: SAG\VJF