

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Representative Shaver

HOUSE BILL 1646

"AN ACT TO AMEND SECTION 5 OF ACT 461 OF 1959, AS AMENDED [ARK. STAT. 80-1528] TO SPECIFY THE DURATION OF STUDENT TRANSFERS; TO AUTHORIZE TUITION AGREEMENTS FOR TRANSFER STUDENTS; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 5 of Act 461 of 1959, as amended, the same being Arkansas Statutes 80-1528, is hereby amended to read as follows:

"Section 5. Upon the petition of any person residing in any particular school district (resident district), to transfer the children or wards of such person to another school district (receiving district), the Board of Directors of the resident district may enter into an agreement with the Board of Directors of another school district transferring the children to the receiving district for purposes of education. Forms for use in transferring children from one school district to another shall be provided by the State Department of Education. After the petition has been approved by the Board of Directors of the resident district and the Board of Directors of the receiving district, copies of such written consent shall be filed in the office of the County Clerk, with the person filing the petition and in the administrative office of the respective school districts. This legal transfer of children from one district to another places the responsibility for the education of the children on the receiving district and permits the receiving district to count these children in average daily membership for state aid purposes. This Act does not transfer the local tax money from the resident district. The receiving district may also enter into a tuition agreement with either the resident district or the parents of the child/children involved whereby the resident district or the parents will make tuition payments to the receiving district to compensate the district for local taxes not received on behalf of

the child or children involved. The annual amount of such tuition shall not exceed the average amount of local property tax per pupil collected in the receiving district in the preceding year.

Student transfers granted under the provisions of the Act shall be reviewed at the end of four (4) years by the districts involved to determine if the agreement should be renewed."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

