

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

212

By: Senators Scott and Gibson

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 6-20-302 AND 313 TO PROVIDE
INCREASED SET-ASIDE FUNDS FOR PUBLIC SCHOOLS; AND FOR OTHER
PURPOSES."

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

SECTION 1. Arkansas Code 6-20-302(2)(A) is hereby amended to read as follows:

"(A) Students evaluated as special education students in accordance with regulations promulgated by the Department of Education shall be given add-on weights in the following amounts for each type of setting in which services are received:

Itinerant	.40
Resource Room	.85
Self-Contained (Ratio of 1-15)	.70
Self-Contained (Ratio of 1-10)	1.10
Special School, Day	2.35"

SECTION 2. Arkansasd Code 6-20-313 is hereby amended to read as follows:

"6-20-313. Other set-aside funds.

(a) Other set-aside funds shall be as follows:

(1) DEPARTMENT OF CORRECTION: Funds required for the operation of the Department of Correction school districts;

(2) CONTINGENCY AID: Two hundred fifty thousand dollars (\$250,000) annually for contingency aid to school districts undergoing hardships or emergencies identified by criteria approved by the State Board of Education and with an amount not to exceed fifteen thousand dollars (\$15,000) being awarded to any one (1) school district;

(3) ISOLATED AID: Seventy-five thousand dollars (\$75,000) for those

districts identified as isolated by criteria approved by the State Board of Education, provided that any school district receiving such aid shall have voted at the previous school election a millage levy equal to at least the state millage charge on real property, as set forth in § 6-20-306(a);

(4) EMPLOYEE LIABILITY INSURANCE: Funds sufficient to pay the school employee liability insurance required by § 6-17-1113; funds necessary to pay the amount required by § 6-20-302(13), § 6-20-306(d), and § 6-20-309; and

(5) NONHANDICAPPED STUDENTS IN RESIDENTIAL PLACEMENTS: Funds shall also be set aside to pay for the educational costs of nonhandicapped children who have been placed in approved residential treatment facilities as defined by the Arkansas Department of Education (ADE), Division of Special Education, up to an amount equal to the product of the regular ADM count plus an add-on weight of 3.1 for residential placement, and the State Base Equalization Rate; and for the educational costs of nonhandicapped school children in school districts not qualifying for any Foundation Program Aid, who have been placed in approved residential treatment facilities as defined by the ADE, Division of Special Education, up to an amount equal to the product of the regular ADM count plus the add-on weight of 3.1 for residential placement, and the State Base Equalization Rate;

(6) HANDICAPPED STUDENTS IN RESIDENTIAL PLACEMENTS: Funds shall be set aside to pay for the educational costs of handicapped children, including those in school districts not qualifying for any Foundation Program Aid, who have been placed in approved residential treatment facilities, as defined by the ADE, Division of Special Education, up to an amount equal to the product of the regular ADM count plus an add-on weight of 3.1 for residential placement, and the State Base Equalization Rate. Children who live in residential facilities but who receive their education in a public school setting or a Special School (Day program setting) are not covered by this subsection. This subsection is intended to cover only those children who must receive their educational program in a Special School (Residential) or whose educational program in conformance with an IEP is an integral part of a residential placement. Educational costs funded under this subsection are specifically covered by Arkansas Code 6-20-316(b)."

SECTION 3. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

Revision Commission shall incorporate the same in the Code.

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.