

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Representatives Kidd, Thomas, Wallis, Laverty, and Simon

A Bill

HOUSE BILL 1422

For An Act To Be Entitled

"AN ACT TO REQUIRE THE PRINCIPAL OF A PUBLIC SCHOOL TO REPORT ALL *FELONIES* OR OTHER VIOLENT CRIMINAL ACTS COMMITTED AGAINST A TEACHER TO THE APPROPRIATE LOCAL LAW ENFORCEMENT AGENCY *AND SCHOOL DISTRICT*; AND FOR OTHER PURPOSES."

Subtitle

"TO REQUIRE THE PRINCIPAL OF A PUBLIC SCHOOL TO REPORT ALL *FELONIES* OR OTHER VIOLENT CRIMINAL ACTS COMMITTED AGAINST A TEACHER TO THE APPROPRIATE LOCAL LAW ENFORCEMENT AGENCY *AND SCHOOL DISTRICT*."

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

SECTION 1. (a) Whenever the principal, or other person in charge, of a public school has direct knowledge or has received information leading to a reasonable belief that a student enrolled in the public school has committed a felony on school property, or while under school supervision, or has committed any other violent criminal act against a teacher, school employee or student, the principal, or the person in charge, shall immediately report the incident to the appropriate local law enforcement agency for investigation and to the appropriate school district for resolution.

(b) Whenever a law enforcement officer, an employee of the office of the prosecuting attorney, or an employee of the court receives a report of an incident pursuant to subsection (a) of this section, that officer or employee shall immediately report the incident to the official in charge of the law enforcement agency, the office of the prosecuting attorney, or the court.

1 *Such official shall immediately initiate an investigation of the incident.*
2 *The investigation shall be conducted with all reasonable haste and, upon*
3 *completion, immediately filed with the appropriate prosecutor or judge. Such*
4 *prosecutor or judge shall immediately review the report, gather any*
5 *additional information needed, and implement the appropriate course of*
6 *action.*

7 *(c) Any person who purposely fails to report as required by this act*
8 *shall be guilty of a Class C misdemeanor.*

9 *(d) Each school district shall promulgate rules and regulations for*
10 *compliance with the requirements of this act, and shall consult with the*
11 *prosecuting attorney of the appropriate jurisdiction concerning the*
12 *development of these rules and regulations.*

13

14 SECTION 2. All provisions of this act of a general and permanent
15 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
16 Code Revision Commission shall incorporate the same in the Code.

17

18 SECTION 3. If any provision of this act or the application thereof to
19 any person or circumstance is held invalid, such invalidity shall not affect
20 other provisions or applications of the act which can be given effect without
21 the invalid provision or application, and to this end the provisions of this
22 act are declared to be severable.

23

24 SECTION 4. All laws and parts of laws in conflict with this act are
25 hereby repealed.

26

/s/Rep. Kidd, et al

27

28

29

30

31

32

33

34

35

As Engrossed: 2/8/95 3/24/95

HB 1422

1

2

0124951415.jjd390