

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1690

4 By: Representatives Baker and Pollan

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE § 6-18-201(b) TO CLARIFY
9 REQUIREMENTS FOR SIXTEEN (16) AND SEVENTEEN (17) YEAR OLD
10 STUDENTS TO OBTAIN A WAIVER FROM LOCAL SCHOOL DISTRICTS TO
11 ENROLL IN AN ADULT EDUCATION PROGRAM; AND FOR OTHER
12 PURPOSES."

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Subtitle

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15 "TO CLARIFY REQUIREMENTS FOR 16 AND 17
16 YEAR OLD STUDENTS TO OBTAIN WAIVERS TO
17 ENROLL IN ADULT EDUCATION PROGRAMS."

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

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21 SECTION 1. Arkansas Code Annotated § 6-18-201(b) is hereby amended to
22 read as follows:

23 "(b) A local school district may grant a waiver of the attendance
24 requirement to any student age sixteen (16) or seventeen (17) to enroll in an
25 adult education program only after all of the following requirements have
26 been met:

27 (1) The student makes formal application to the school district
28 for a waiver to enroll in an adult education program.

29 (2) After formal application, and prior to any further action on
30 such application, the student shall be administered either a Test for Adult
31 Basic Education (T.A.B.E.) or a General Educational Development (G.E.D.)
32 pre-test, under standardized testing conditions by a secondary school
33 counselor, and shall score 8.5 or above on the T.A.B.E., or a minimum score
34 of 45 on each section and a minimum composite score of 49 on the *pre-G.E.D.*;
35 *provided, however, that such minimum test scores shall not be required of any*

1 student who is subject to the attendance requirement of this section but was
2 not enrolled in any school district during the previous school year.

3 (3) The student and the student's parents, guardians, or persons
4 in loco parentis meet with the school counselor to discuss academic options
5 open to the student.

6 (4) The school district determines that the student is a proper
7 candidate for enrollment in adult education, contingent upon approval by the
8 appropriate adult education program.

9 (5) The adult education program reviews the student's school and
10 testing records and agrees to admit the student into the program.

11 (6) The adult education program shall report attendance of all
12 sixteen (16) and seventeen (17) year old enrollees to the sending school
13 district on at least a monthly basis.

14 (7) The adult education program shall require, for continued
15 enrollment, a minimum of *twenty (20)* hours per week of class attendance and
16 instruction.

17 (8) The student, the student's parents, guardians, or persons in
18 loco parentis, and the administrative head of the adult education program
19 agree in writing that the student will attend a minimum of *twenty (20)* hours
20 per week and maintain appropriate conduct as outlined in the local adult
21 education program student handbook.

22 (9) That in the event a more appropriate assessment test, or
23 testing and assessment mechanism, shall be developed to determine a
24 reasonable level of competency for success at the adult education level, such
25 test or mechanism shall be substituted, with the approval of the Adult
26 Education Section of the Vocational and Technical Division of the Department
27 of Education, for the tests required in subdivision (2) of this subsection.

28 (10) That, in the event a student does not attend class as
29 mandated in this subsection or make reasonable progress toward the completion
30 of the adult education curriculum, the student shall re-enroll in the public
31 schools within five (5) days from the date the student is released from the
32 Adult Education Program."

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34 SECTION 2. Arkansas Code Annotated § 6-18-201 (a)(4) is hereby amended
35 to read as follows:

1 "(4)(A) Any child age sixteen (16) or above enrolled in an adult
2 education program as provided for in subsection (b) of this section or in the
3 National Guard Youth Challenge Program is not subject to the attendance
4 requirement.

5 (B) The requirements in subsection (b) of this section shall not
6 apply to the National Guard Youth Challenge Program."

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8 SECTION 3. Arkansas Code Annotated § 6-18-222(a)(2) is hereby amended
9 to read as follows:

10 "(2) The State Board of Vocational Education shall adopt a student
11 attendance policy for sixteen (16) and seventeen (17) year olds enrolled in
12 an adult education program, which shall require a minimum attendance of
13 twenty (20) hours per week to remain in the program."

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15 SECTION 4. All provisions of this act of a general and permanent
16 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
17 Code Revision Commission shall incorporate the same in the Code.

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19 SECTION 5. If any provision of this act or the application thereof to
20 any person or circumstance is held invalid, such invalidity shall not affect
21 other provisions or applications of the act which can be given effect without
22 the invalid provision or application, and to this end the provisions of this
23 act are declared to be severable.

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25 SECTION 6. All laws and parts of laws in conflict with this act are
26 hereby repealed.

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/s/Rep. Baker, et al

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As Engrossed: 2/17/95 2/22/95 3/24/95

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