

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: H3/7/97

A Bill

HOUSE BILL 1385

4
5 By: Representative Hendren

For An Act To Be Entitled

9 "AN ACT TO PROHIBIT LOCAL SCHOOL DISTRICTS FROM USING
10 STUDENTS IN KINDERGARTEN THROUGH GRADE TWELVE (K-12) TO
11 DELIVER OR DISTRIBUTE *PROMOTIONAL* MATERIALS CONCERNING
12 *BALLOT* ISSUES; AND FOR OTHER PURPOSES."

Subtitle

15 "TO PROHIBIT SCHOOL DISTRICTS FROM USING
16 STUDENTS IN K-12 TO DELIVER OR
17 DISTRIBUTE *PROMOTIONAL* MATERIALS
18 CONCERNING *BALLOT* ISSUES."

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

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22 SECTION 1. (a) As used in this act:

23 (1) "Student" means a child in kindergarten through grade twelve;

24 (2) "School district" means any public school district in this
25 state; and

26 (3) "Promotional materials" means leaflets, booklets, ribbons,
27 pins, and other materials that advocate one position over another on any
28 ballot issue. Such materials do not include those that are informational only
29 or student publications.

30 (b) No school district shall use any student to deliver or distribute
31 promotional materials to the student's home or to any other location off
32 school district property.

33 (c)(1) Each school district shall certify to the State Department of
34 Education, no later than December 31 of each year, whether it is in compliance
35 with this act.

36 (2) The State Board of Education shall impose sanctions on any

1 school district in violation of this act, including, but not limited to, the
2 withholding of state aid from funds distributed to the district by the State
3 Department of Education.

4 (d) The State Board of Education shall promulgate regulations to fully
5 implement the provisions of this act.

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

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11 SECTION 3. If any provision of this act or the application thereof to
12 any person or circumstance is held invalid, such invalidity shall not affect
13 other provisions or applications of the act which can be given effect without
14 the invalid provision or application, and to this end the provisions of this
15 act are declared to be severable.

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

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/s/Rep. Hendren

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