

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: S3/13/97

A Bill

SENATE BILL 608

4
5 By: Senator Hopkins

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 6-17-1502 (a) TO PROVIDE
10 THAT THE TEACHER FAIR DISMISSAL ACT OF 1983 SHALL APPLY TO
11 TEACHERS OF THE ARKANSAS SCHOOL FOR THE BLIND AND THE
12 ARKANSAS SCHOOL FOR THE DEAF *AND THE ARKANSAS SCHOOL FOR*
13 *MATHEMATICS AND SCIENCES*; TO AMEND ARKANSAS CODE 6-43-210
14 AND 6-43-306 TO CONFORM WITH THIS ACT; AND FOR OTHER
15 PURPOSES."

Subtitle

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19 "AN ACT TO PROVIDE THAT THE TEACHER FAIR
20 DISMISSAL ACT OF 1983 SHALL APPLY TO
21 TEACHERS OF THE ARKANSAS SCHOOL FOR THE
22 BLIND AND THE ARKANSAS SCHOOL FOR THE
23 DEAF *AND THE ARKANSAS SCHOOL FOR*
24 *MATHEMATICS AND SCIENCES*."

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

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29 SECTION 1. It is the purpose of this act to include teachers of the
30 Arkansas School for the Blind, the Arkansas School for the Deaf, and the
31 Arkansas School for Mathematics and Sciences who are required to hold a
32 teaching certificate from the Department of Education within the procedures
33 and protections of The Teacher Fair Dismissal Act of 1983.

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35 SECTION 2. Arkansas Code 6-17-1502 (a), which is the definitions
36 section of ~~the~~The Teacher Fair Dismissal Act of 1983, ~~is~~ is amended to read as

1 follows:

2 (a) As used in this subchapter, unless the context otherwise requires:

3 (1) Board or board of directors means the board of directors
4 of a public school district, the Board of Trustees of the Arkansas School for
5 the Blind and the Arkansas School for the Deaf, or the Board of Trustees of
6 the Arkansas School for Mathematics and Sciences.

7 (2) District or school district means a public school
8 district, the Arkansas School for the Blind, the Arkansas School for the Deaf,
9 or the Arkansas School for Mathematics and Sciences.

10 (3) Superintendent means the superintendent of an Arkansas
11 public school district, the Arkansas School for the Blind, the Arkansas School
12 for the Deaf, or the Arkansas School for Mathematics and Sciences.

13 (4) Teacher means any person, exclusive of the
14 superintendent or assistant superintendent, employed in an Arkansas public
15 school district, the Arkansas School for the Blind, the Arkansas School for
16 the Deaf, or the Arkansas School for Mathematics and Sciences who is required
17 to hold a teaching certificate from the Department of Education as a condition
18 of employment.

19 (5) Probationary teacher means a teacher who has not
20 completed three (3) successive years of employment in the school district in
21 which the teacher is currently employed. A teacher employed in a school
22 district in this state, the Arkansas School for the Blind, the Arkansas School
23 for the Deaf, or the Arkansas School for Mathematics and Sciences for three
24 (3) years shall be deemed to have completed the probationary period; however,
25 an employing school district may, by a majority vote of its directors, provide
26 for one (1) additional year of probationary status.

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28 SECTION 3. Arkansas Code 6-43-210, concerning employees of the Arkansas
29 School for the Blind, is amended to read as follows:

30 "6-43-210. Performance of duties by employees.

31 (a) The teachers, officers, and employees shall perform such other
32 duties as the superintendent may direct, and when their services are not
33 needed, they shall be discharged. However, if the teachers, officers, and
34 employees are unjustly discharged, they shall be entitled to a fair and
35 impartial hearing before the board of trustees.

36 (b) The Teacher Fair Dismissal Act of 1983, Arkansas Code 6-17-1501

1 et seq. shall apply to teachers who are required to hold a teaching
2 certificate from the Department of Education as a condition of employment.

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4 SECTION 4. Arkansas Code 6-43-306, concerning employees of the Arkansas
5 School for the Deaf, is amended to read as follows:

6 "6-43-306. Duties of teachers and employees.

7 (a) The teachers, officers, and employees shall perform such other
8 duties as the superintendent may direct, and, when their services are not
9 needed, they shall be discharged. However, if the teachers, officers, and
10 employees are unjustly discharged, they shall be entitled to a fair and
11 impartial hearing before the board of trustees and to be represented by
12 counsel if they desire.

13 (b) ⓄThe Teacher Fair Dismissal Act of 1983, Ⓜ Arkansas Code 6-17-1501
14 et seq. shall apply to teachers who are required to hold a teaching
15 certificate from the Department of Education as a condition of employment.

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17 SECTION 5. All provisions of this act of a general and permanent nature
18 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
19 Revision Commission shall incorporate the same in the Code.

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21 SECTION 6. If any provision of this act or the application thereof to
22 any person or circumstance is held invalid, such invalidity shall not affect
23 other provisions or applications of the act which can be given effect without
24 the invalid provision or application, and to this end the provisions of this
25 act are declared to be severable.

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27 SECTION 7. All laws and parts of laws in conflict with this act are
28 hereby repealed.

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30 /s/Hopkins

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