

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

HOUSE BILL 1633

4
5 By: Representative Magnus
6
7

For An Act To Be Entitled

8
9 AN ACT TO REPEAL THE GOVERNOR'S PARTNERSHIP COUNCIL
10 AND THE INTERVENTION AND PREVENTION GRANT PROGRAM; AND
11 FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT TO REPEAL THE GOVERNOR'S
15 PARTNERSHIP COUNCIL AND THE INTERVENTION
16 AND PREVENTION GRANT PROGRAM.
17
18

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

21 SECTION 1. Arkansas Code Title 6, Chapter 5, Subchapter 6 is repealed.

22 ~~6-5-601. Legislative intent.~~

23 ~~The General Assembly finds that:~~

24 ~~(1) Growing numbers of children live in conditions that place~~
25 ~~them at risk of school failure;~~

26 ~~(2) The provision of school and support services to these~~
27 ~~children and their families by public and nonprofit agencies is fragmented and~~
28 ~~does not prepare these children to learn effectively and have a successful~~
29 ~~school experience;~~

30 ~~(3) The lack of collaboration among schools, families, local~~
31 ~~agencies, and other groups involved in family support and youth development~~
32 ~~activities results in the inefficient and ineffective use of resources to meet~~
33 ~~the needs of these children;~~

34 ~~(4) Schools are dedicating an increasing amount of their time and~~
35 ~~resources to responding to disruptive and violent behavior rather than~~
36 ~~fulfilling their mission to challenge with high expectations each child to~~

1 ~~learn, to achieve, and to fulfill his or her potential;~~

2 ~~(5) The relationships among school failure, disruptive and~~
3 ~~violent behavior in schools, unemployment, and criminal behavior are clear;~~

4 ~~(6) The continued failure to overcome the causes of school~~
5 ~~failure and criminal behavior has caused the unacceptable dependency on costly~~
6 ~~long-term social programs and the criminal justice system;~~

7 ~~(7) Responding to the needs of students who are at risk of school~~
8 ~~failure and providing for a safe and secure learning environment are cost-~~
9 ~~effective because they enable the state to substitute preventive measures for~~
10 ~~expensive crisis intervention;~~

11 ~~(8) Differing local needs and local resources necessitate the~~
12 ~~development of locally generated, community based plans that coordinate and~~
13 ~~leverage existing resources, not the imposition of uniform and inflexible,~~
14 ~~state-mandated plans; and~~

15 ~~(9) The Governor is appointing a Governor's Partnership Council~~
16 ~~on Children and Families, a collaborative composed of the Director of the~~
17 ~~Department of Education, the Director of the Department of Health, and the~~
18 ~~Director of the Department of Human Services, with representatives of local~~
19 ~~private nonprofit organizations, school districts, the justice system,~~
20 ~~parents, and businesses. This council is appropriate to serve as the review~~
21 ~~and approval entity for the Intervention and Prevention Grant Program for~~
22 ~~Arkansas School Children.~~

23
24 ~~6-5-602. Established Purpose.~~

25 ~~(a) There is established the "Intervention and Prevention Grant Program~~
26 ~~for Arkansas School Children".~~

27 ~~(b) The purpose of the program is to provide grants to local community~~
28 ~~partnerships for locally designed innovative local programs that target~~
29 ~~juvenile crime by:~~

30 ~~(1) Enhancing educational attainment through coordinated services~~
31 ~~to respond to the needs of students who are at risk of school failure and at~~
32 ~~risk of participation in juvenile crime; and~~

33 ~~(2) Providing for a safe and secure learning environment.~~

34
35 ~~6-5-603. Administration of the grant program.~~

36 ~~(a) The Governor's Partnership Council on Children and Families shall~~

1 ~~administer the grant program.~~

2 ~~(b) The Department of Education, the Department of Health, and the~~
 3 ~~Department of Human Services shall provide technical assistance to grant~~
 4 ~~applicants and recipients.~~

5
 6 ~~6-5-604. Cooperation of state and local agencies.~~

7 ~~(a) All agencies of the state and local governments, including~~
 8 ~~departments of social services, health departments, local mental health,~~
 9 ~~mental retardation, and substance abuse authorities, court personnel, law~~
 10 ~~enforcement agencies, state-supported institutions of higher learning, the~~
 11 ~~community college system, and cities and counties shall cooperate with the~~
 12 ~~Governor's Partnership Council on Children and Families, local boards of~~
 13 ~~education, and local community partnerships that receive grants in~~
 14 ~~coordinating the program at the state level and in implementing the program at~~
 15 ~~the local level.~~

16 ~~(b) The Director of the Department of Education, the Director of the~~
 17 ~~Department of Health, and the Director of the Department of Human Services~~
 18 ~~shall develop a plan for ensuring the cooperation of state agencies and local~~
 19 ~~agencies and encouraging the cooperation of private entities, especially those~~
 20 ~~receiving state funds, in the coordination and implementation of the program.~~

21
 22 ~~6-5-605. Applications for grants.~~

23 ~~(a) A local community partnership may apply for grant funds. Such~~
 24 ~~partnership shall include representation of at least one (1) school district~~
 25 ~~and may include existing educational service cooperatives, multiple school~~
 26 ~~districts, multiple counties, or regional school districts.~~

27 ~~(b) The local community partnership may be a current entity or an~~
 28 ~~entity organized for the purpose of this grant program.~~

29 ~~(c) The local community partnership shall hold public hearings on the~~
 30 ~~application for grant funds. During these hearings, the local community~~
 31 ~~partnerships shall accept comments regarding the applications for grant funds~~
 32 ~~from parents, the judiciary, businesses, community organizations, and~~
 33 ~~representatives from the participating school districts and the local~~
 34 ~~departments of health and human services.~~

35 ~~(d) The Governor's Partnership Council on Children and Families will~~
 36 ~~develop application guidelines and requirements. The guidelines will require~~

1 that grant applicants prepare a plan that shall include establishment or
2 expansion of existing program models, which may include the following, as well
3 as other innovative locally or regionally developed programs:-

- 4 (1) ~~School Based Resource Center Model;~~
- 5 (2) ~~After School Program Model;~~
- 6 (3) ~~Cities in Schools and Families First Program Model;~~
- 7 (4) ~~Alternative Learning Program Model; and~~
- 8 (5) ~~Safe Schools Program Model.~~

9
10 ~~6-5-606. Review of applications.~~

11 (a) ~~The Governor's Partnership Council on Children and Families will be~~
12 ~~responsible for review and approval of grant applications.~~

13 (b) ~~In reviewing grant applications, the partnership council shall~~
14 ~~consider the demographic profile of the applicants, including, but not limited~~
15 ~~to:-~~

- 16 (1) ~~The prevalence of underserved students and families in low-~~
17 ~~income neighborhoods and in isolated rural areas in the area for which the~~
18 ~~grant is requested;~~
- 19 (2) ~~The severity of the local problems with regard to children at~~
20 ~~risk of school failure and with regard to school discipline;~~
- 21 (3) ~~The prevalence of juvenile crime;~~
- 22 (4) ~~Whether the proposed program meets state standards; and~~
- 23 (5) ~~The likelihood that the locally designed plan will deal with~~
24 ~~the problems effectively.~~

25 (c) ~~During the review process, the partnership council may recommend~~
26 ~~modifications in grant applications to applicants.~~

27
28 ~~6-5-607. Requests for modifications of grants or for additional funds to~~
29 ~~implement grants.~~

30 (a) ~~A grant recipient may request a modification of a grant or~~
31 ~~additional funds to implement a grant through the grant application process.~~

32 (b) ~~The request shall be reviewed and accepted or rejected in the same~~
33 ~~manner as a grant application.~~

34
35 ~~6-5-608. Program evaluation — Reporting requirements.~~

36 (a) ~~The Governor's Partnership Council on Children and Families shall~~

1 ~~develop and implement an evaluation system that will assess the efficiency and~~
2 ~~effectiveness of the Intervention and Prevention Grant Program for Arkansas~~
3 ~~School Children. This system shall be designed to:~~

4 ~~(1) Provide information to the partnership council and to the~~
5 ~~General Assembly on how to improve and refine the programs;~~

6 ~~(2) Enable the partnership council and the General Assembly to~~
7 ~~assess the overall quality, efficiency, and impact of the existing programs;~~

8 ~~(3) Enable the partnership council and the General Assembly to~~
9 ~~determine whether to modify the Intervention and Prevention Grant Program for~~
10 ~~Arkansas School Children; and~~

11 ~~(4) Provide a detailed fiscal analysis of how state funds for~~
12 ~~these programs were used.~~

13 ~~(b) The partnership council shall present a report annually to the~~
14 ~~House and Senate Interim Committees on Education on the implementation of the~~
15 ~~program and the distribution of funds pursuant to this program.~~

16
17 SECTION 2. Arkansas Code 6-11-108 is repealed.

18 ~~6-11-108. Employment of personnel.~~

19 ~~(a) The State Board of Education, in addition to other duties~~
20 ~~prescribed by law, shall select personnel as may be needed for the efficient~~
21 ~~operation of the Department of Education and shall fix their salaries in~~
22 ~~accordance with their training and the work assigned.~~

23 ~~(b) Appointments of full-time employees in the department shall be made~~
24 ~~by the board upon nomination by the Director of the Department of Education.~~

25 ~~(c) Upon rejection of a nominee, the director shall make further~~
26 ~~nominations.~~

27 ~~(d) Professional appointments in the department shall be made for~~
28 ~~definite terms of one (1) year, subject to removal for cause by a majority~~
29 ~~vote of the members of the board upon recommendation of the director.~~

30
31 SECTION 3. Arkansas Code 25-1-105(g)(7), pertaining to annual reports,
32 is repealed:

33 ~~(7) Governor's Partnership Council on Children and Families, § 6-~~
34 ~~5-601;~~