

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 1774

4
5 By: Representative Mathis
6 By: Senator T. Smith

For An Act To Be Entitled

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10 AN ACT TO AMEND ARKANSAS CODE 6-17-1509(c) TO ALLOW
11 STUDENTS TO TESTIFY IN PRIVATE IN HEARINGS UNDER THE
12 TEACHER FAIR DISMISSAL ACT; AND FOR OTHER PURPOSES.

Subtitle

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15 AN ACT TO AMEND ARKANSAS CODE 6-17-1509
16 (c) TO ALLOW STUDENTS TO TESTIFY IN
17 PRIVATE IN HEARINGS UNDER THE TEACHER
18 FAIR DISMISSAL ACT.

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

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23 SECTION 1. Arkansas Code 6-17-1509(c), concerning hearings under the
24 Teacher Fair Dismissal Act, is amended to read as follows:

25 (c) Upon receipt of a request for a hearing, the board shall grant a
26 hearing in accordance with the following provisions:

27 (1) The hearing shall take place at a time agreed upon in writing
28 by the parties, but if no time can be agreed upon, then the hearing shall be
29 held no fewer than five (5) calendar days nor more than twenty (20) calendar
30 days after the written request has been received by the board;

31 (2) (A) The hearing shall be private unless the teacher or the
32 board shall request that the hearing be public;

33 (B) If the hearing is public, the parent or guardian of any
34 student under the age of eighteen (18) years who offers testimony, may elect
35 to have the student's testimony offered in private;

36 (3) The teacher and the board may be represented by

1 representatives of their choosing;

2 (4) It shall not be necessary that a full record of the
3 proceedings at the hearing be made and preserved unless:

4 (A) The board shall elect to make and preserve a record of
5 the hearing at its own expense, in which event a copy shall be furnished the
6 teacher, upon request, without cost to the teacher; or

7 (B) A written request is filed with the board by the
8 teacher at least twenty-four (24) hours prior to the time set for the hearing,
9 in which event the board shall make and preserve at its own expense a record
10 of the hearing and shall furnish a transcript to the teacher without cost; and

11 (5) The board shall not consider at the hearing any new reasons
12 which were not specified in the notices provided pursuant to this subchapter.

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