

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 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H1/10/07

A Bill

HOUSE BILL 1041

5 By: Representatives Walters, Hardwick, *Creekmore*
6 By: Senator Wilkinson, *Madison*
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For An Act To Be Entitled

9
10 AN ACT TO IMPROVE SAFETY IN ARKANSAS SCHOOLS; TO
11 PROVIDE SCHOOLS WITH INFORMATION REGARDING THE
12 ARREST, DETENTION, AND COURT PROCEEDINGS
13 REGARDING STUDENTS; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT TO IMPROVE SAFETY IN ARKANSAS
16 SCHOOLS; TO PROVIDE SCHOOLS WITH
17 INFORMATION REGARDING THE ARREST,
18 DETENTION, AND PUNISHMENT OF STUDENTS.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 9-27-352, concerning confidentiality of
25 records regarding juvenile arrest, detention, and court proceedings, is
26 amended to add an additional subsection to read as follows:

27 (d)(1) When a court orders that a juvenile have a safety plan that
28 restricts or requires supervised contact with another juvenile or juveniles,
29 the court shall direct that a copy of the court order be provided to the
30 juvenile's local educational agency, specifically the school counselor.

31 (2) When a court order amends or removes any safety plan
32 outlined in subdivision (d)(1) of this section, the court shall direct that a
33 copy of the court order be provided to the juvenile's local educational
34 agency, specifically the school counselor.

35 (3) Any local educational agency that receives a court order
36 outlined in subdivision (d)(1) or (d)(2) of this section shall:



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- (A) Keep the information confidential;
- (B) Include the information in the juvenile's permanent educational records; and
- (C) Treat the information as educational records under the Family Educational Rights and Privacy Act, 20 U.S.C. 1232g, as it existed on January 1, 2007.

/s/ Walters, et al