

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 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: H2/25/09

A Bill

HOUSE BILL 1556

5 By: Representative Nickels
6 By: Senator Salmon
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For An Act To Be Entitled

10 AN ACT TO REQUIRE SCHOOL ADMINISTRATORS TO
11 PROVIDE COPIES OF ALL REPORTS THAT IMPACT THE
12 HEALTH AND SAFETY OF CHILDREN IN PUBLIC SCHOOL
13 FACILITIES; AND FOR OTHER PURPOSES.
14

Subtitle

15 TO REQUIRE SCHOOL ADMINISTRATORS TO
16 PROVIDE COPIES OF ALL REPORTS THAT
17 IMPACT THE HEALTH AND SAFETY OF CHILDREN
18 IN PUBLIC SCHOOL FACILITIES.
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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 § 6-13-109 is amended to add an additional
25 subsection as follows:

26 6-13-109. School superintendent.

27 (a) The public school districts in the state shall each employ a
28 superintendent of schools, whose qualifications and duties shall be
29 prescribed by the General Assembly and the State Board of Education.

30 (b) "Superintendent of schools" is defined as the executive officer of
31 a school district board of directors directing the affairs of the school
32 district and teaching not more than one-half ($\frac{1}{2}$) of the time in the school
33 day.

34 (c)(1) A superintendent shall provide a copy of any report the
35 superintendent or the superintendent's staff receives that impacts the health
36 and safety of students at public school facilities within the public school



1 district to all members of the school board of directors of the public school
2 district within seven (7) days of receipt, including without limitation:

3 (A) Structural engineering reports;

4 (B) Inspection reports from state agencies and
5 commissions; and

6 (C) Other reports that provide information about public
7 school facilities that impact the health and safety of students.

8 (2) Failure to disclose a report as specified in subdivision
9 (c)(1) of this section may be grounds for termination.

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11 SECTION 2. Arkansas Code § 6-17-301 is amended to add an additional
12 subsection as follows:

13 6-17-301. Employment of certified personnel.

14 (a) Except as prohibited under subsections (c) and (d) of this
15 section, school boards of directors may employ superintendents, deputy
16 superintendents, assistant superintendents, and high school principals, as
17 well as department heads, coaches, teachers, and other certified personnel,
18 by written contract for a period of time not more than three (3) years.

19 (b) The contracts may be renewed annually.

20 (c) Beginning on July 16, 2003, through July 1, 2004, notwithstanding
21 any other provision of law except for currently binding contractual
22 obligations or enforceable court-ordered mandates, no public school board of
23 directors or the governing board of an education service cooperative or
24 charter school may employ or extend the employment contract of any
25 superintendent, assistant superintendent, school principal, department head,
26 coach, teacher, or other certified or noncertified personnel for a period of
27 time more than one (1) fiscal year without the prior written approval of the
28 State Board of Education or the Commissioner of Education as allowed in
29 emergency situations.

30 (d) No employment contract or extension to an employment contract
31 entered on or after July 16, 2003, through July 1, 2004, may have a combined
32 total increase in salaries, income, and benefits of greater than seven and
33 one-half percent (7.5%) of the immediate previous existing contract for the
34 same or substantially similar personnel position without the prior written
35 approval of the state board, except for salary or benefit increases
36 legislatively approved and mandated by the General Assembly, specifically

1 including, but not limited to, pay increases under The Educator Compensation
2 Act of 2001, §§ 6-17-2101 et seq. [Repealed], 6-5-307(a), and 6-20-412 or any
3 salary increase based on an increment for experience or training published in
4 a currently approved school district salary schedule.

5 (e)(1) A school administrator shall provide a copy of any report the
6 school administrator or the school administrator's staff receives that impact
7 the health and safety of the students at public school facilities within the
8 public school district to all members of the school board of directors of the
9 public school district within (7) days of receipt, including without
10 limitation:

11 (A) Structural engineering reports.

12 (B) Inspection reports from state agencies and
13 commissions; and

14 (C) Other reports that provide information about public
15 school facilities that impact the health and safety of students.

16 (2) The failure to disclose a report as specified in subdivision
17 (c)(1) of this section may be grounds for termination.

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19 /s/ Nickels
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