

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: S2/11/09

A Bill

SENATE BILL 238

5 By: Senator Lavery
6
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For An Act To Be Entitled

9 AN ACT TO ENSURE STUDENTS CATEGORIZED WITH
10 BEHAVIORAL DISABILITIES IN OTHER STATES ARE
11 PROMPTLY AND ADEQUATELY PLACED IN THE ARKANSAS
12 PUBLIC SCHOOL SYSTEM; AND FOR OTHER PURPOSES.
13

Subtitle

14 TO ENSURE STUDENTS CATEGORIZED WITH
15 BEHAVIORIAL DISABILITIES IN OTHER STATES
16 ARE PROMPTLY AND ADEQUATELY PLACED IN
17 THE ARKANSAS PUBLIC SCHOOL SYSTEM.
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21 BE IT ENACTED BY T\$HE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code Title 6, Chapter 41, Subchapter 1 is amended
24 to add an additional section to read as follows:

25 6-41-104. Services for children determined in another state to be
26 eligible for services due to a behavioral disability.

27 (a) This section applies to a child who:

28 (1) Enrolls for the first time in special education services at
29 an Arkansas public school; and

30 (2) Has been previously determined by a school district in
31 another state to be eligible for special education services due to a
32 behavioral disability.

33 (b) The Arkansas public school district shall conduct an evaluation of
34 the child consistent with federal and state rules to determine the
35 appropriate special education disability category recognized in this state,
36 if any.



