

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

A Bill

SENATE BILL 847

4
5 By: Senator Broadway

For An Act To Be Entitled

6
7
8
9 AN ACT TO ALLOW A STUDENT TO CONTINUE ATTENDANCE
10 AT A NONRESIDENT SCHOOL DISTRICT IN SOME
11 CIRCUMSTANCES; AND FOR OTHER PURPOSES.

Subtitle

12
13
14 TO ALLOW A STUDENT TO CONTINUE
15 ATTENDANCE AT A NONRESIDENT SCHOOL
16 DISTRICT IN SOME CIRCUMSTANCES.

17
18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20
21 SECTION 1. Arkansas Code § 6-18-203(b) concerning attendance in a
22 nonresident school district is amended to read as follows:

23 (b)(1) ~~The children~~ A child or ~~wards~~ ward of ~~any~~ a person who before
24 April 1, 2009 is at least a half-time employee of a public school district
25 ~~in one (1) school district~~ in this state or is ~~employed~~ a full-time full-time
26 employee ~~by~~ of an education service cooperative and is a resident of another
27 school district in this state shall be entitled to ~~be enrolled~~ enroll in and
28 ~~to~~ attend school in ~~either~~ the school district in which the:

29 (A) parent ~~Parent~~ or guardian resides; ;

30 (B) the district in which the parent ~~Parent~~ or guardian is
31 at least a half-time employee of a public school; ; or

32 (C) any district located in the county where the main ~~Main~~
33 office of the education service cooperative is located.

34 (2) A child or ward of a person who on or after April 1, 2009,
35 is at least a full-time employee of a public school in one (1) school
36 district or an educational service cooperative and is a resident of another



1 school district in this state shall be entitled to enroll in and attend
 2 school in the school district in which the:

3 (A) Parent or guardian resides;

4 (B) Parent or guardian is a full-time employee of a public
 5 school; or

6 (C) Main office of the educational service cooperative is
 7 located.

8 (3)(A) A student enrolled in kindergarten through grade eight
 9 (K-8) under subdivision (b)(1) or (b)(2) of this section shall be entitled to
 10 continue attending school in the enrolled school district, regardless of a
 11 change to the employment status of the parent or guardian, until the end of
 12 the school year if:

13 (i) The parent or guardian was employed by the
 14 school district or educational service cooperative for a minimum of one-
 15 hundred twenty (120) days before leaving employment; and

16 (ii) The student maintains uninterrupted enrollment
 17 in the school district and is not expelled after the parent or guardian of
 18 the student is no longer employed by the school district or educational
 19 service cooperative.

20 (B) A student enrolled in grade nine through twelve (9-12)
 21 under subdivision (b)(1) or (b)(2) of this section shall be entitled to
 22 continue attending school in the enrolled school district, regardless of
 23 change to the employment status of the parent or guardian, through the
 24 completion of the secondary program, if:

25 (i) The parent or guardian was employed by the
 26 school district or educational service cooperative for a minimum of three (3)
 27 consecutive contract years, with a minimum of one-hundred twenty (120)
 28 contract days each year, before leaving employment; and

29 (ii) The student maintains uninterrupted enrollment
 30 in the school district and is not expelled after the parent or guardian of
 31 the student is no longer employed by the school district or educational
 32 service cooperative.

33 (4) A nonenrolled sibling of a student who attends a nonresident
 34 school district under subsection (b) of this section shall have no right to
 35 future enrollment based on the privilege of enrollment extended to his or her
 36 sibling if the parent or guardian is no longer a full-time employee of the

1 school district or educational service cooperative.

2 ~~(2)~~(5)(A) The General Assembly recognizes and embraces the
3 responsibility of the state to promote desegregation of its schools and finds
4 that this enactment affects such a limited class of students that
5 desegregation will not be impeded. If, however, unforeseen circumstances
6 result in a finding by a court that a school district is unlawfully
7 segregated in whole or in part as a result of these provisions, the
8 provisions in this subsection shall not apply to the children or wards of
9 teachers in that district.

10 (B) Therefore, the provisions in this subsection shall not
11 apply to the children or wards of those teachers who reside in school
12 districts that may hereafter be found by a court to be unlawfully segregated
13 if the finding is based upon segregation ~~which~~ that was caused in whole or in
14 part by the effects of these provisions.

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36