

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 2010

5 By: Representative Hubbard
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For An Act To Be Entitled

8 AN ACT TO AMEND THE PUBLIC EDUCATION REORGANIZATION
9 ACT TO REQUIRE THE DEPARTMENT OF EDUCATION TO
10 CONSIDER FACTORS IN ADDITION TO AVERAGE DAILY
11 MEMBERSHIP BEFORE FORCING THE CONSOLIDATION OR
12 ANNEXATION OF A PUBLIC SCHOOL DISTRICT; AND FOR OTHER
13 PURPOSES.
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Subtitle

16 TO REQUIRE THE DEPARTMENT OF EDUCATION TO
17 CONSIDER FACTORS IN ADDITION TO AVERAGE
18 DAILY MEMBERSHIP BEFORE FORCING THE
19 CONSOLIDATION OR ANNEXATION OF A PUBLIC
20 SCHOOL DISTRICT.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code § 6-13-1602 is amended to read as follows:
27 6-13-1602. Administrative consolidation list.

28 (a) By February 1, 2004, and each January 1 thereafter Except as
29 provided in subsection (b) of this section, by January 1 of each year, the
30 Department of Education shall publish a consolidation list that includes all
31 school districts with fewer than three hundred fifty (350) students according
32 to the school district average daily membership in each of the two (2) school
33 years immediately preceding the current school year.

34 (b) The department shall not include on the consolidation list under
35 subsection (a) of this section a school district that for the two (2) school
36 years immediately preceding the current school year and through the date of



1 the consolidation list has not been identified by the department as:

2 (1) Being in academic distress or school improvement under § 6-
3 15-425;

4 (2) Having an annual improvement category rating of level one
5 (1) or level two (2) under § 6-15-2102;

6 (3) Having an annual performance category rating of level one
7 (1) or level two (2) under § 6-15-2103;

8 (4) Being in fiscal distress under § 6-13-1027; or

9 (5) Being in facilities distress under § 6-21-811.

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