

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

As Engrossed: S2/24/11

A Bill

SENATE BILL 339

5 By: Senator Crumbly
6

For An Act To Be Entitled

8 AN ACT TO ESTABLISH THE DIVISION OF YOUTH SERVICES
9 REGIONAL HIGH SCHOOL SYSTEM FOR ADJUDICATED YOUTH;
10 AND FOR OTHER PURPOSES.
11

Subtitle

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13
14 TO ESTABLISH THE DIVISION OF YOUTH
15 SERVICES REGIONAL HIGH SCHOOL SYSTEM FOR
16 ADJUDICATED YOUTH.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. Arkansas Code § 9-28-203(b)(8) and (9), concerning the
22 powers and duties of the Division of Youth Services, is amended to read as
23 follows:

24 (8)(A)(i) Community-based alternative basic services shall
25 consist of, but not be limited to, prevention, intervention, casework,
26 treatment, counseling, observation and assessment, case management, and
27 residential services.

28 (ii) Primary goals for community-based alternative
29 basic services shall be the prevention of youths from entering the juvenile
30 justice system and the provision of professional, community-based, least-cost
31 services to youths.

32 (B) These services shall be acquired by agreements with
33 local community providers or other agencies or individuals deemed
34 professionally capable and appropriate to deliver such services; ~~and~~

35 (9)(A) Expanded services may consist of, but not be limited to:

36 (i) Expansion of existing programs;



1 (ii) Specific programs for alcohol, drug, or sex
2 offenders;

3 (iii) Special therapeutic treatment programs or
4 client-specific services in which a consistent population has been defined as
5 in need of multidisciplinary care and services; and

6 (iv) Expansion of proven, effective, early
7 intervention and prevention program activities.

8 (B) Utilization of funds appropriated for expanded
9 services shall be as directed by the director; and

10
11 SECTION 2. Arkansas Code § 9-28-203, concerning the powers and duties
12 of the Division of Youth Services, is amended to add an additional
13 subdivision to read as follows:

14 (10) The Division of Youth Services Regional High School System
15 for Adjudicated Youth operated under § 9-28-218.

16
17 SECTION 3. Arkansas Code Title 9, Chapter 28, Subchapter 2 is amended
18 to add an additional section to read as follows:

19 9-28-218. Regional High School System for Adjudicated Youth.

20 (a) As used in this section:

21 (1) "Juvenile" means an individual who is:

22 (A) Fourteen (14) to nineteen (19) years of age; and

23 (B) An adjudicated delinquent by the juvenile division of
24 a circuit court, and either:

25 (i) The court retains jurisdiction over the
26 juveniles; or

27 (ii) The juvenile is committed to the Division of
28 Youth Services of the Department of Human Services where *residential*
29 placement is not required.

30 (2) "Regional high school for adjudicated youth" means a high
31 school operated by the division that provides the educational and support
32 services required for delinquents adjudicated delinquents in grades nine (9)
33 through twelve (12).

34 (b)(1) The division shall operate a regional high school system for
35 adjudicated youth that conforms to the guidelines established by the
36 Department of Education.

1 (2)(A) The regional high school system for adjudicated youth may
2 consist of at least one (1) but no more than five (5) regional high schools
3 for adjudicated youth.

4 (B) Beginning in the 2011-2012 school year one (1) pilot
5 regional high school for adjudicated youth shall be opened in Marianna,
6 Arkansas.

7 (2) Transportation for juveniles enrolled in a regional high
8 school for adjudicated youth shall be provided by the division.

9 (3) The division may elect to apply for a conversion charter
10 after a regional high school for adjudicated youth has successfully operated
11 for a minimum of one (1) year.

12 (c) A regional high school for adjudicated youth shall offer:

13 (1) At least, the minimum twenty-two (22) credit curriculum
14 required to obtain a diploma;

15 (2) Vocational education and certificates, including:

16 (A)(i) Automotive technology.

17 (ii) An automotive technology program shall not be
18 required until the 2016-2017 school year;

19 (B) Building technology;

20 (C) Computer technology;

21 (D)(i) Cosmetology and Barbering.

22 (ii) Barbering courses offered at a regional high
23 school for adjudicated youth shall be exempt from § 17-20-401 et. seq.;

24 (E) Culinary arts;

25 (F) Heating, ventilation, and air conditioning;

26 (G) Medical professions; and

27 (H) Welding.

28 (3) Career education services, including the General Educational
29 Development Test;

30 (4) Special education services; and

31 (5) Support services.

32 (d)(1) A juvenile may attend a regional high school for adjudicated
33 youth under one (1) or more of the following conditions:

34 (A) Under a court order;

35 (B) As part of an aftercare program; or

36 (C) As part of the conditions of probation.

1 approved by the State Board of Health.

2
3 SECTION 5. Arkansas Code § 24-7-708 is amended to read as follows:

4 24-7-708. Employment of retired members by covered employers or a
5 regional high school for adjudicated youth.

6 (a) Effective July 1, 2009, after terminating employment under § 24-7-
7 502 or reaching the age of normal retirement, a retirant may:

8 (1) Accept employment with an employer covered by the Arkansas
9 Teacher Retirement System without a limitation of his or her retirement
10 annuity; and

11 (2) Continue to receive his or her monthly retirement annuity.

12 (b) Effective July 1, 2011, after terminating employment under § 24-7-
13 502 or reaching the normal age of retirement, a retirant may:

14 (1) Accept employment with an employer covered by the Arkansas
15 Teacher Retirement System or a regional high school for adjudicated youth
16 under § 9-28-218 without a limitation of his or her retirement annuity; and

17 (2) Continue to receive his or her monthly retirement annuity.

18 (c) Employers ~~covered by the system~~ that hire an employee who meets
19 the conditions under ~~subsection~~ subsections (a) and (b) of this section shall
20 report the hiring of the retirant to the system in a time and a manner that
21 the system may reasonably require.

22 ~~(e)~~(d) A retirant who receives monthly benefits and is employed by a
23 covered employer or a regional high school for adjudicated youth shall not
24 accrue additional service credit.

25 ~~(d)~~(e)(1) For a retired member employed in a position covered by the
26 system, the covered employer shall remit the contributions on all salary paid
27 to the retirant in an amount equal to the employer contribution rate
28 applicable to active members.

29 (2) Contributions shall be paid by the employer and are not the
30 responsibility of the retirant.

31 ~~(e)~~(f)(1) The Board of Trustees of the Arkansas Teacher Retirement
32 System shall adopt rules to carry out the provisions of this section.

33 (2) A covered employer that employs retirants is subject to the
34 rules adopted by the board.

35
36 /s/Crumbley