

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

As Engrossed: H3/15/13

# A Bill

HOUSE BILL 1912

5 By: Representatives C. Armstrong, *Walker*  
6

## For An Act To Be Entitled

8 AN ACT TO PROVIDE STATE FUNDING FOR TRANSPORTATION  
9 EXPENDITURES OF PUBLIC SCHOOL *DISTRICTS; TO ESTABLISH*  
10 *THE PUBLIC SCHOOL STUDENT TRANSPORTATION FUNDING ACT*  
11 *OF 2013; TO DECLARE AN EMERGENCY; AND FOR OTHER*  
12 *PURPOSES.*

### Subtitle

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15 *TO ESTABLISH THE PUBLIC SCHOOL STUDENT*  
16 *TRANSPORTATION FUNDING ACT OF 2013; AND*  
17 *TO DECLARE AN EMERGENCY.*  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code Title 6, Chapter 20, Subchapter 23, is  
24 amended to add an additional section to read as follows:

25 6-20-2308. Public School Student Transportation Funding Act of 2013.

26 (a) This section shall be known and may be cited as the "Public School  
27 Student Transportation Funding Act of 2013."

28 (b) The General Assembly finds that:

29 (1) Public school student transportation is currently funded on  
30 a per-student basis as part of the foundation funding formula, under which  
31 each Arkansas school district receives the same amount of per-student funding  
32 for student transportation;

33 (2) The actual costs of providing student transportation vary  
34 widely among Arkansas school districts, and, consequently, the state student  
35 transportation funding for some districts is well below actual transportation  
36 costs while for other school districts it is well above actual transportation



1 costs;

2 (3) There is no persuasive reason to provide each Arkansas  
3 school district the same amount of per-student funding for student  
4 transportation without regard to a district's actual student transportation  
5 cost;

6 (4) As discussed in the Odden and Picus 2006 report,  
7 "Recalibrating the Arkansas School Funding Structure," student transportation  
8 costs were included in the foundation funding formula until a separate  
9 standards-based funding formula could be developed;

10 (5) A standards-based student transportation funding formula  
11 based on route miles has been developed which would accurately and fairly  
12 fund the student transportation costs of Arkansas school districts;

13 (6) The Bureau of Legislative Research presented a standards-  
14 based student transportation funding formula to the House Committee on  
15 Education and the Senate Committee on Education for the 2008, 2010, and 2012  
16 adequacy studies; and

17 (7) The student transportation funding formula presented by the  
18 bureau would be ninety-eight percent (98%) accurate in funding school  
19 districts' actual student transportation costs.

20 (c) Beginning with the 2013-2014 school year, the Department of  
21 Education shall provide to a school district annual state funding for student  
22 transportation based on the school district's student transportation costs as  
23 determined by a standards-based formula where student transportation cost is  
24 a function of a school district's historical route miles.

25 (d) Except as provided under subsection (e) of this section, all  
26 student transportation funding provided under this subchapter shall be  
27 distributed as provided under this section.

28 (e) To provide a smooth transition to accurate student transportation  
29 funding, the department shall distribute to a school district student  
30 transportation funding under this section in an amount that is:

31 (1) For the 2013-2014 school year, not less than seventy-five  
32 percent (75%) of the amount of funding within the per-student foundation  
33 funding amount for the 2012-2013 school year that represents the calculation  
34 for student transportation;

35 (2) For the 2014-2015 school year, not less than fifty percent  
36 (50%) of the amount of funding within the per-student foundation funding

1 amount for the 2012-2013 school year that represents the calculation for  
2 student transportation; and

3 (3) For the 2015-2016 school year, not less than twenty-five  
4 percent (25%) of the amount of funding within the per-student foundation  
5 funding amount for the 2012-2013 school year that represents the calculation  
6 for student transportation.

7 (f) The State Board of Education shall promulgate rules to implement  
8 this section.

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10 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
11 General Assembly of the State of Arkansas that it is the state's  
12 constitutional obligation to provide a general, suitable, and efficient free  
13 system of public schools in the state; that many school districts have high  
14 student transportation costs and must use a greater amount of foundation  
15 funding for student transportation than other school districts; that the  
16 student transportation funding and distribution under this act are needed to  
17 ensure that proper resources are provided to public schools and school  
18 districts under the state's constitutional obligation; that the Department of  
19 Education will begin the distribution of public school funding for the 2013 -  
20 2014 school year in August 2013; and that this act is immediately necessary  
21 so that public schools and school districts will receive the amount of  
22 funding provided under this act for the 2013-2014 school year. Therefore, an  
23 emergency is declared to exist, and this act being necessary for the  
24 preservation of the public peace, health, and safety shall become effective  
25 on July 1, 2013.

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27 /s/C. Armstrong  
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