

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

As Engrossed: S3/26/13 S3/27/13

# A Bill

SENATE BILL 508

5 By: Senators Elliott, J. Key  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND THE PURPOSES FOR NATIONAL SCHOOL  
9 LUNCH STATE CATEGORICAL FUNDING; TO SUPPORT PUBLIC  
10 SCHOOL PROGRAMS THAT IMPROVE THE HEALTH AND WELL-  
11 BEING OF PUBLIC SCHOOL STUDENTS; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15 *TO AMEND THE PURPOSES FOR NATIONAL SCHOOL*  
16 *LUNCH STATE CATEGORICAL FUNDING; AND TO*  
17 *SUPPORT PUBLIC SCHOOL PROGRAMS THAT*  
18 *IMPROVE THE HEALTH AND WELL-BEING OF*  
19 *PUBLIC SCHOOL STUDENTS.*  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 6-20-2305(b)(4)(C)(i), concerning the  
26 approved purposes for expenditures from national school lunch state  
27 categorical funding, is amended to read as follows:

28 (C)(i)(a) The State Board of Education shall establish by  
29 rule a list of approved programs and purposes for which funds allocated under  
30 this subdivision (b)(4) may be expended, and-

31 ~~(b) School~~ school districts shall expend those  
32 ~~funds allocated under this subdivision (b)(4) only on the programs or~~  
33 ~~purposes on the State Board of Education's list of approved programs and~~  
34 ~~purposes for which funds allocated under this subdivision (b)(4) may be~~  
35 ~~expended, which shall include, but are not limited to:~~ only on programs or  
36 for the purposes on the list.



1 (b) The state board's list of approved  
 2 programs and purposes shall include the following Category 1 programs:

3 ~~(1) Classroom teachers, provided that~~  
 4 ~~the school district meets the minimum salary schedule in § 6-17-2403 without~~  
 5 ~~using funds provided under this subdivision (b)(4) and that those teachers~~  
 6 ~~are used for the purposes delineated in this subdivision (b)(4);~~

7 ~~(2)(1) Before-school academie programs~~  
 8 ~~and after-school academie programs that are either school-based or school-~~  
 9 ~~linked and that use research-informed, innovative strategies to integrate~~  
 10 ~~program content with curriculum frameworks across a variety of subject areas,~~  
 11 ~~including and the transportation to and from the programs;~~

12 ~~(3)(2) Prekindergarten programs~~  
 13 ~~coordinated by the Department of Human Services;~~

14 ~~(4)(3) Tutors, teachers' aides,~~  
 15 ~~counselors, social workers, nurses, and curriculum specialists;~~

16 ~~(5) Parent education;~~

17 ~~(6)(4) Summer programs;~~

18 ~~(7) Early intervention programs;~~

19 ~~(8) Materials, supplies, and equipment,~~  
 20 ~~including technology used in approved programs or for approved purposes;~~

21 ~~(9) Federal child nutrition programs, to~~  
 22 ~~the extent necessary to provide school meals without charge to all students~~  
 23 ~~under the United States Department of Agriculture Special Assistance~~  
 24 ~~Alternative "Provision 2" program under 42 U.S.C. § 1759a, as it exists on~~  
 25 ~~July 1, 2011;~~

26 ~~(10) Federal child nutrition programs,~~  
 27 ~~to the extent necessary to provide school meals without charge to students~~  
 28 ~~otherwise eligible for reduced price meals under the United States Department~~  
 29 ~~of Agriculture's National School Lunch Program or School Breakfast Program;~~

30 ~~(11)(5) Expenses directly related to~~  
 31 ~~funding a longer school day that uses one (1) or more of the positive youth~~  
 32 ~~development program activities identified under § 6-5-904(f)(4);~~

33 ~~(12)(6) Expenses directly related to~~  
 34 ~~funding a longer school year;~~

35 ~~(13)(7) Partnering Partnerships with~~  
 36 ~~local institutions of higher education to remediate students while those~~

1 students are still in high school so that the students are college and career  
2 ready upon graduation from high school;

3 ~~(14) Teach For America professional~~  
4 ~~development;~~

5 ~~(15)(8) Implementing Implementation of~~  
6 components of the Arkansas Advanced Initiative for Math and Science; ~~and~~

7 ~~(16)(9) College and Career Coaches, as~~  
8 administered by the Department of Career Education;

9 (10) School health clinics for students  
10 and student services personnel who serve low-income students;

11 (11) Implementation of positive behavior  
12 intervention and support programs; and

13 (12) Technology that is used solely by  
14 students participating in a science, technology, engineering, and math  
15 initiative approved by the Department of Education in which participation by  
16 national school lunch students in a school is at or above the rate of  
17 participation by all students in the school.

18 (c) The state board's list of approved  
19 programs and purposes shall include without limitation the following Category  
20 2 programs:

21  
22 (1) Classroom teachers, provided that  
23 the school district meets the minimum salary schedule in § 6-17-2403 without  
24 using funds provided under this subdivision (b)(4) and that those teachers  
25 are used for the purposes delineated in this subdivision (b)(4);

26 (2) Parent education;

27 (3) Early intervention programs;

28 (4) Materials, supplies, and equipment,  
29 including technology used in approved programs or for approved purposes;

30 (5) Federal child nutrition programs, to  
31 the extent necessary to provide school meals without charge to all students  
32 under the United States Department of Agriculture Special Assistance  
33 Alternative "Provision 2" program under 42 U.S.C. § 1759a, as it exists on  
34 July 1, 2013;

35 (6) Federal child nutrition programs, to  
36 the extent necessary to provide school meals without charge to students

1 otherwise eligible for reduced-price meals under the United States Department  
 2 of Agriculture's National School Lunch Program or School Breakfast Program;

3 (7) Teach For America professional  
 4 development; and

5 (8) Implementing a school-wide evidence-based program intended  
 6 to close achievement gaps, including without limitation, a program with an  
 7 arts-infused curriculum.

8 (d) Beginning with the 2014-2015 school year,  
 9 a school district shall annually spend:

10 (1) Sixty percent (60%) or more of the  
 11 school district's national school lunch state categorical funding remaining  
 12 for use after any permissible transfers on one (1) or more of the Category 1  
 13 programs; or

14 (2)(A) If a school in the district is  
 15 identified by the department as a focus school, priority school, or school in  
 16 academic distress, seventy-five percent (75%) or more of the school  
 17 district's national school lunch state categorical funding allocated to the  
 18 school on one (1) or more of the Category 1 programs under subdivision  
 19 (b)(4)(C)(i)(b) of this section.

20 (B) For the purpose of this  
 21 subdivision (b)(4)(C)(i)(d)(2), a school district shall allocate to each  
 22 school in the school district a prorated amount of the school district's  
 23 national school lunch state categorical funding based on the national school  
 24 lunch student population in each school.

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 26 SECTION 2. Arkansas Code § 6-20-2305(b)(4)(D)(i), concerning a school  
 27 district report on the expenditure of national school lunch state categorical  
 28 funds, is amended to read as follows:

29 (D)(i) By the end of each school year, each school  
 30 district shall submit to the Department of Education a report ~~listing that:~~

31 (a) Lists each program upon which funds  
 32 allocated under this subdivision (b)(4) were expended~~;~~;

33 (b) Identifies the amount expended~~,~~ for each  
 34 program;

35 (c) Documents the specific benefit of the  
 36 program to the academic progress of low-income students; and

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(d) Includes any other information required by  
the Department of Education.

*/s/Elliott*