

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: H2/27/17

A Bill

HOUSE BILL 1612

5 By: Representative Rushing
6 By: Senator A. Clark
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING REQUIRED
10 NOTIFICATIONS TO A PROSECUTING AUTHORITY REGARDING A
11 STUDENT'S UNEXCUSED ABSENCES; AND FOR OTHER PURPOSES.
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Subtitle

15 TO AMEND THE LAW CONCERNING REQUIRED
16 NOTIFICATIONS TO A PROSECUTING AUTHORITY
17 REGARDING A STUDENT'S UNEXCUSED ABSENCES.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 6-18-222(a)(5)(A), concerning notifications
23 of unexcused student absences provided by a school district or an adult
24 education program, is amended to read as follows:

25 (5)(A) When a student exceeds or uses fifty percent (50%) of the
26 number of unexcused absences provided for in the district's or the ~~State~~
27 ~~Board of Career Education's~~ Career Education and Workforce Development
28 Board's student attendance policy, or when a student has violated the
29 conditions of an agreement granting special arrangements under subdivision
30 (a)(4)(D) of this section, the school district or the adult education program
31 ~~shall~~ may notify the prosecuting authority ~~and the community truancy board,~~
32 ~~if a community truancy board has been created,~~ and the student's parent,
33 guardian, or person in loco parentis shall be subject to a civil penalty
34 through a family in need of services action in circuit court, as authorized
35 under subdivision (a)(6)(A) of this section, but not to exceed five hundred
36 dollars (\$500) plus costs of court and any reasonable fees assessed by the



1 court.

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3 SECTION 2. Arkansas Code § 6-18-222(a)(6)(A)(i), concerning family in
4 need of services petitions filed by a prosecuting authority, is amended to
5 read as follows:

6 (6)(A)(i) Upon ~~notification by~~ receiving a notice under
7 subdivision (a)(5)(A) of this section and a request for a petition to be
8 filed from the school district or the adult education program ~~to the~~
9 ~~prosecuting authority~~, the prosecuting authority shall file in circuit court
10 a truancy and a family in need of services petition ~~pursuant to~~ under § 9-27-
11 310 or enter into a diversion agreement with the student ~~pursuant to~~ under §
12 9-27-323.

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/s/Rushing

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