

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

# A Bill

SENATE BILL 190

5 By: Senator R. Murdock  
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## For An Act To Be Entitled

8 AN ACT TO REQUIRE THE DIVISION OF ELEMENTARY AND  
9 SECONDARY EDUCATION TO GRANT A PETITION FOR A WAIVER  
10 SUBMITTED BY A PUBLIC SCHOOL DISTRICT IF AN OPEN-  
11 ENROLLMENT PUBLIC CHARTER SCHOOL IS ELIGIBLE TO  
12 RECEIVE THE WAIVER; AND FOR OTHER PURPOSES.  
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## Subtitle

15 TO REQUIRE THE DIVISION OF ELEMENTARY AND  
16 SECONDARY EDUCATION TO GRANT A PETITION  
17 FOR A WAIVER SUBMITTED BY A PUBLIC SCHOOL  
18 DISTRICT IF AN OPEN-ENROLLMENT PUBLIC  
19 CHARTER SCHOOL IS ELIGIBLE TO RECEIVE THE  
20 WAIVER.  
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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 § 6-15-103(c)(1), concerning the granting or  
27 denial of a waiver requested by a public school district, is amended to add  
28 an additional subdivision to read as follows:

29 (c)(1)(A) The state board shall grant or deny, in whole or in part, a  
30 petition for a waiver submitted by a public school district within ninety  
31 (90) days of receiving the petition.

32 (B)(i) The Division of Elementary and Secondary Education  
33 may request additional information if necessary.

34 (ii) If the division determines that additional  
35 information is necessary, the state board shall grant or deny, in whole or in  
36 part, the petition for a waiver within ninety (90) days of receiving the



1 requested additional information.

2 (C) If an open-enrollment public charter school is  
3 eligible to receive a specific waiver, the state board shall not:

4 (i) Deny a petition for the specific waiver  
5 submitted by a public school district; or

6 (ii) Require a public school district petitioning  
7 for the waiver to meet additional qualifications beyond those that are  
8 required of the open-enrollment public charter school receiving the waiver.

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