

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

A Bill

SENATE BILL 400

5 By: Senators A. Clark, L. Chesterfield, Dees, J. English, Flippo, B. Johnson, G. Leding, M. McKee,
6 Stone, C. Tucker, D. Wallace
7

For An Act To Be Entitled

8
9 AN ACT TO AMEND THE PUBLIC SCHOOL CHOICE ACT OF 2015;
10 TO AMEND THE ARKANSAS OPPORTUNITY PUBLIC SCHOOL
11 CHOICE ACT; TO ENSURE A STUDENT WHO TRANSFERS TO A
12 NONRESIDENT DISTRICT IS AFFORDED CERTAIN
13 OPPORTUNITIES AND RIGHTS; AND FOR OTHER PURPOSES.
14
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Subtitle

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17 TO AMEND THE PUBLIC SCHOOL CHOICE ACT OF
18 2015; AND TO AMEND THE ARKANSAS
19 OPPORTUNITY PUBLIC SCHOOL CHOICE ACT.
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 6-18-227, concerning the Arkansas
25 Opportunity Public School Choice Act, is amended to add an additional
26 subsection to read as follows:

27 (m)(1) A student who transfers to another public school or a
28 nonresident school district under this subchapter shall not be:

29 (A) Denied participation in an extracurricular activity at
30 the public school or nonresident school district to which he or she transfers
31 based exclusively on his or her decision to transfer to the public school or
32 nonresident school district; or

33 (B) Disciplined in any manner based exclusively on the
34 exercise of his or her right to transfer to another public school or a
35 nonresident school district under this subchapter.

36 (2) As used in subdivision (m)(1) of this section,



1 "extracurricular activity" means an intraschool activity not included in a
2 regular curriculum, including without limitation sports and special interest
3 clubs or groups.

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5 SECTION 2. Arkansas Code § 6-18-1904, concerning general provisions
6 for student transfers under the Public School Choice Act of 2015, is amended
7 to add an additional subsection to read as follows:

8 (f)(1) A student who transfers to another public school or a
9 nonresident district under this subchapter shall not be:

10 (A) Denied participation in an extracurricular activity at
11 the public school or nonresident district to which he or she transfers based
12 exclusively on his or her decision to transfer to the public school or
13 nonresident district; or

14 (B) Disciplined in any manner based exclusively on the
15 exercise of his or her right to transfer to another public school or a
16 nonresident district under this subchapter.

17 (2) As used in subdivision (f)(1) of this section,
18 "extracurricular activity" means an intraschool activity not included in a
19 regular curriculum, including without limitation sports and special interest
20 clubs or groups.