Stricken language would be deleted from and underlined language would be added to present law. Act 430 of the Regular Session

I	State of Arkansas As Engrossed: H2/18/19	
2	92nd General Assembly A Bill	
3	Regular Session, 2019 HOUSE BILL	1419
4		
5	By: Representative Lowery	
6		
7	For An Act To Be Entitled	
8	AN ACT CONCERNING THE ENROLLMENT OF A PRIVATE SCHOOL	
9	OR HOME-SCHOOLED STUDENT IN AN ACADEMIC COURSE AT A	
10	PUBLIC SCHOOL OR AN OPEN-ENROLLMENT PUBLIC CHARTER	
11	SCHOOL; TO REQUIRE A PUBLIC SCHOOL DISTRICT AND AN	
12	OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL TO ALLOW A	
13	PRIVATE-SCHOOL OR A HOME-SCHOOL STUDENT TO ENROLL IN	
14	AN ACADEMIC COURSE; TO ALLOW A PUBLIC SCHOOL DISTRICT	
15	AND AN OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL TO SEEK	
16	A WAIVER FROM THE REQUIREMENT TO ALLOW A PRIVATE-	
17	SCHOOL OR A HOME-SCHOOL STUDENT TO ENROLL IN AN	
18	ACADEMIC COURSE; AND FOR OTHER PURPOSES.	
19		
20		
21	Subtitle	
22	TO AMEND THE LAW CONCERNING THE	
23	ENROLLMENT IN AN ACADEMIC COURSE AT A	
24	PUBLIC SCHOOL OR AN OPEN-ENROLLMENT	
25	PUBLIC CHARTER SCHOOL OF A PRIVATE SCHOOL	
26	OR HOME-SCHOOLED STUDENT.	
27		
28		
29	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:	
30		
31	SECTION 1. Arkansas Code § 6-18-232(a) and (b), concerning a public	<u>.</u>
32	school district or open-enrollment public charter school policy allowing a	Į
33	nonpublic student to enroll in an academic course, are amended to read as	
34	follows:	
35	(a) A Except as provided under subsection (d) of this section, a	
36	public school district or an open-enrollment public charter school may sha	ı11

As Engrossed: H2/18/19 HB1419

1	adopt a policy to allow <u>that allows</u> a student who attends a private school or
2	a home school to enroll in an academic course at a public school or an open-
3	enrollment public charter school if the student resides in the public school
4	district where the public school or open-enrollment public charter school is
5	located.
6	(b) A policy adopted by a public school district or open-enrollment
7	public charter school under subsection (a) of this section may:
8	(1)(A) Set admissions criteria determined by the public school
9	district or open-enrollment public charter school; Include provisions that
10	apply to a private school or home-schooled student who is enrolled in an
11	academic course at a public school or open-enrollment public charter school,
12	including without limitation provisions regarding:
13	(i) Academic or grade-level prerequisites;
14	(ii) Attendance;
15	(iii) Testing;
16	(iv) Coursework;
17	(v) Grades; and
18	(vi) Conduct.
19	(B) The provisions included under subdivision (b)(1)(A) of
20	this section shall be consistent with provisions included in the public
21	school district's or open-enrollment public charter school's policies that
22	apply to public school students;
23	(2) Allow a student who attends a private school or a home
24	school to enroll in one (1) or more academic courses in a semester; and
25	(3) Limit enrollment if the enrollment of a private school or
26	home-schooled student would:
27	(A) To certain academic courses or grade levels Create a
28	financial loss for the public school district or open-enrollment public
29	<pre>charter school; or</pre>
30	(B) Based on other criteria determined by the public
31	school district or open-enrollment public charter school Violate any state or
32	federal law or any rule established by the Department of Education.
33	
34	SECTION 2. Arkansas Code § 6-18-232(d), concerning a public school
35	district or open-enrollment public charter school policy allowing a nonpublic
36	student to enroll in an academic course is amended to read as follows.

1	(d) This section does not require a $\underline{\mathtt{A}}$ public school district or an
2	open-enrollment public charter school to allow a student who attends a
3	private school or a home school to enroll in an academic course at a public
4	school or an open enrollment public charter school may seek a waiver from the
5	department from the requirements under this section.
6	
7	SECTION 3. Arkansas Code § 6-18-232, concerning the enrollment of
8	private school or home-schooled students in public school districts and open-
9	enrollment public charter schools, is amended to add additional subsections
10	to read as follows:
11	(e) A public school district or open-enrollment public charter school
12	under this section:
13	(1) May provide transportation for a private school or home-
14	schooled student to or from the location of the academic course; and
15	(2) Shall provide a final grade and transcript to each private
16	school or home-schooled student who completes an academic course in which the
17	student is enrolled at a public school or open-enrollment public charter
18	school.
19	(f)(l) A private school or home-schooled student is not considered
20	truant from a public school or open-enrollment public charter school under
21	this section due to unexcused absences from the academic course in which the
22	private school or home-schooled student is enrolled.
23	(2) However, a public school or open-enrollment public charter
24	school may drop a private school or home-schooled student from an academic
25	course in the event of excessive unexcused absences or any other violation of
26	policies regarding the academic course in which the private school or home-
27	schooled student is enrolled.
28	(g) This section does not apply to a statewide open-enrollment public
29	charter school that operates primarily as a virtual school.
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31	/s/Lowery
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34	APPROVED: 3/12/19
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