

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

HOUSE BILL 1761

5 By: Representative D. Garner
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For An Act To Be Entitled

8
9 AN ACT TO INCREASE FISCAL RESPONSIBILITY THROUGH THE
10 ESTABLISHMENT OF INCOME LIMITS FOR STUDENTS ELIGIBLE
11 FOR EDUCATIONAL FREEDOM ACCOUNTS IN THE 2025-2026
12 SCHOOL YEAR AND THEREAFTER; AND FOR OTHER PURPOSES.
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Subtitle

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16 TO INCREASE FISCAL RESPONSIBILITY
17 THROUGH THE ESTABLISHMENT OF INCOME
18 LIMITS FOR STUDENTS ELIGIBLE FOR
19 EDUCATIONAL FREEDOM ACCOUNTS IN THE
20 2025-2026 SCHOOL YEAR AND THEREAFTER.
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 6-18-2506(a)(3)(A)(i)(e)-(g), concerning
25 student eligibility for the Arkansas Children’s Educational Freedom Account
26 Program, is amended to read as follows:

27 (e) A child of active-duty uniformed service
28 personnel, as identified under Title 10, Title 32, Title 33, or Title 42 of
29 the United States Code; or

30 (f) A student who was enrolled in the previous
31 school year in a:

32 (1) Public school that has a rating of
33 “F” under §§ 6-15-2105 and 6-15-2106 and State Board of Education rules; or

34 (2) Public school district classified as
35 in need of Level 5 – Intensive support under § 6-15-2913 or § 6-15-2915; ~~or~~

36 ~~(g) A student who is enrolling in kindergarten~~



1 ~~for the first time.~~

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3 SECTION 2. Arkansas Code § 6-18-2506(a)(3)(C) is amended to read as
4 follows:

5 (C)~~(i)~~ For the 2025-2026 school year and each year
6 thereafter, ~~any resident of this state who is eligible to enroll in a public~~
7 ~~elementary or secondary school shall be eligible~~ student eligibility shall
8 include students who meet at least one (1) of the following:

9 (i) A student who is eligible under subdivision
10 (a)(3)(B)(i) of this section;

11 (ii) A student who is continuing to participate in
12 the Arkansas Children’s Educational Freedom Account Program from the 2024-
13 2025 school year; or

14 (iii) A resident of this state who is eligible to
15 enroll in a public elementary or secondary school if:

16 (a) His or her family has a gross family
17 income not exceeding two hundred fifty percent (250%) of the federal poverty
18 level;

19 (b)(1) His or her family has a gross family
20 income exceeding two hundred fifty percent (250%) of the federal poverty
21 level but not exceeding three hundred fifty percent (350%) of the federal
22 poverty level.

23 (2) However, a student eligible for an
24 account under subdivision (a)(3)(C)(iii)(b)(1) of this section shall receive
25 only fifty percent (50%) of the prior year’s statewide foundation funding
26 allocated per student under § 6-20-2305; or

27 (c)(1) His or her family has a gross family
28 income exceeding three hundred fifty percent (350%) of the federal poverty
29 level but not exceeding four hundred percent (400%) of the federal poverty
30 level.

31 (2) However, a student eligible for an
32 account under subdivision (a)(3)(C)(iii)(c)(1) of this section shall receive
33 only twenty-five percent (25%) of the prior year’s statewide foundation
34 funding allocated per student under § 6-20-2305.

35 ~~(ii) Beginning with the 2025-2026 school year, there~~
36 ~~shall be no limitation on student participation in the Arkansas Children’s~~

1 ~~Educational Freedom Account Program.~~

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