## Stricken language would be deleted from and underlined language would be added to present law. Act 938 of the Regular Session

1	State of Arkansas	A D;11	
2	91st General Assembly	A Bill	
3	Regular Session, 2017		SENATE BILL 570
4			
5	By: Senator L. Chesterfield		
6	By: Representative C. Douglas		
7	T.	ou Au Ao4 To Do Eu44lod	
8	For An Act To Be Entitled		
9	AN ACT TO REPEAL THE REQUIREMENT THAT A PUBLIC SCHOOL		
10	OR SCHOOL DISTRICT PROVIDE A DUTY-FREE LUNCH PERIOD		
11	FOR FULL-TIME NONEXEMPT CLASSIFIED EMPLOYEES; AND FOR OTHER PURPOSES.		
12 13	OTHER PURPOSES.		
13 14			
15		Subtitle	
16	TO REPEAL T	THE REQUIREMENT THAT A PUBLIC	
17		SCHOOL DISTRICT PROVIDE A DUTY-	
18	FREE LUNCH PERIOD FOR FULL-TIME NONEXEMPT		
19	CLASSIFIED	EMPLOYEES.	
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21			
22	BE IT ENACTED BY THE GENERAL	ASSEMBLY OF THE STATE OF ARKAN	SAS:
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24	SECTION 1. Arkansas C	ode § 6-17-2207 is repealed.	
25	6-17-2207. Duty-free l	unch period.	
26	(a) As used in this s	ection:	
27	(1) "Classified	employee" means an employee of	a public school
28	or school district who perfo	rms work for the public school	<del>or school district</del>
29	and is not required to hold	a valid teaching license issued	by the State
30	Board of Education as a cond	ition of employment;	
31		means a time when the health a	<del>nd safety of a</del>
32	<del>child is immediately at risk</del>	<del>; and</del>	
33		nonexempt classified employee"	
34	- •	ve (35) hours or more per week	<del>-</del>
35		ntitled to overtime pay under t	<del>he Fair Labor</del>
36	Standards Act of 1938, 29 U.	<del>S.C. § 201 et seg.</del>	

1	(b) A public school or school district shall provide at least one (1)
2	thirty-minute uninterrupted duty-free lunch period during each student
3	instructional day for each full-time nonexempt classified employee except in
4	an emergency.
5	(c) A full-time nonexempt classified employee who receives one (1)
6	thirty-minute uninterrupted duty-free lunch period as provided under
7	subsection (b) of this section is not entitled to two (2) paid breaks under {
8	<del>6-17-2205.</del>
9	(d) A full-time nonexempt classified employee who does not receive a
10	duty-free lunch period as provided under subsection (b) of this section shall
11	be compensated at his or her hourly rate of pay for each duty-free lunch
12	period missed.
13	(e) A public school or school district is exempt from this section if
14	the public school or school district has collectively negotiated a contract
15	for classified employees through a local teachers' association and the
16	negotiated contract expressly addresses a duty-free lunch period.
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19	APPROVED: 04/05/2017
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