



STEVE CLARK
ATTORNEY GENERAL

STATE OF ARKANSAS
OFFICE OF THE ATTORNEY GENERAL
JUSTICE BUILDING, LITTLE ROCK 72201

March 21, 1985

(501) 371-2007

OPINION NO. 85-89

The Honorable Doug Wood
State Representative
P.O. Box 5606
North Little Rock, AR 72119

Re: Teacher Testing

Dear Representative Wood:

This is in response to your request for an official opinion on the following questions:

If a teacher's certificate expires prior to June 1, 1987, and the teacher has not taken the competency test by this time, what happens? Will the teacher be granted a temporary certificate which will expire June 1, 1987?

Act 76 of 1983, Section 2(e) provides that any teacher or administrator who has not satisfactorily completed the test required by Section 2(a), the basic skills test, shall not be eligible for recertification at the expiration of the certificate held by the teacher or administrator on January 1, 1985. Section 2(e) goes on to state that no renewal of certification shall be issued after June 1, 1985, for a teacher who has not complied with Act 76. Therefore, a teacher who does not take the test as provided in Section 2(a) of Act 76 of 1983 will not be eligible for recertification after June 1, 1985.

The issuance of a temporary certificate which will expire June 1, 1987 is only for those teachers whose certification expires between June 1, 1985, and June 1, 1987, and who have not successfully completed the test required by Section 2(a) of Act 76. The teacher who does not take the test, as opposed to the teacher who takes the test and fails, is not entitled to the temporary certificate referred to in Section 2(e).

The foregoing opinion, which I hereby approve, was prepared by Deputy Attorney General Curtis L. Nebben.

Sincerely,

A handwritten signature in cursive script that reads "Steve Clark".

STEVE CLARK
Attorney General

SC/CN/pw
cc: Tommy Venters