

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

*As Engrossed: S3/27/15*  
**A Bill**

HOUSE BILL 1527

5 By: Representative Gossage  
6

7 **For An Act To Be Entitled**

8 AN ACT TO PROVIDE FLEXIBILITY TO SCHOOL DISTRICTS IN  
9 SCHEDULING ART, MUSIC, AND PHYSICAL EDUCATION; AND  
10 FOR OTHER PURPOSES.  
11

12  
13 **Subtitle**

14 TO PROVIDE FLEXIBILITY TO SCHOOL DISTRICT  
15 IN SCHEDULING ART, MUSIC, AND PHYSICAL  
16 EDUCATION.  
17

18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. Arkansas Code § 6-16-130(a) and (b), concerning visual art  
22 or music, are amended to read as follows:

23 ~~(a)(1) By no later than June 1, 2002, every public elementary school in~~  
24 ~~the state shall provide instruction in visual art or music based on the state~~  
25 ~~visual art and music frameworks for a period of not less than forty (40)~~  
26 ~~minutes each calendar week of the school year.~~

27 ~~(2)(A) Every student in grades one through six (1-6) shall be~~  
28 ~~allowed to participate in the visual art or music class required in this~~  
29 ~~subsection.~~

30 ~~(B) Children with disabilities or other special needs shall~~  
31 ~~be included in the visual art and music programs.~~

32 ~~(3) Prior to June 1, 2005, the instruction required by this~~  
33 ~~subsection may be provided by a volunteer or by a licensed teacher.~~

34 ~~(4) The Department of Education shall provide a stipend of not~~  
35 ~~less than one hundred dollars (\$100) per class to each school for the~~  
36 ~~purchase of necessary supplies or equipment for the classes required by this~~



1 ~~subsection.~~

2 ~~(b)(1) By no later than June 1, 2005, every~~ A public elementary school  
3 in the state shall provide instruction for ~~no less than~~ at least forty (40)  
4 minutes as determined by the superintendent of the school district, in visual  
5 art and ~~no less than~~ at least forty (40) minutes as determined by the  
6 superintendent of the school district, in music based on the state visual art  
7 and music frameworks each calendar week of the school year or an equivalent  
8 amount of time in each school year.

9 (2)(A) Every student in grades one through six (1-6) shall  
10 participate in the visual art and music class required in this subsection.

11 (B) Children with disabilities or other special needs shall  
12 be included in the visual art and music programs.

13 (3) The instruction required by subdivision (a)(1) of this  
14 section shall be provided by a teacher licensed to teach art or music, as  
15 applicable.

16 (4)(A) The Department of Education shall provide a stipend of not  
17 less than one hundred dollars (\$100) per class to each school for the  
18 purchase of necessary supplies or equipment for the classes required by this  
19 subsection.

20 (B) Subdivision (a)(4)(A) of this section shall be  
21 contingent on the appropriation and availability of funding for that purpose.

22  
23 SECTION 2. Arkansas Code § 6-16-132(b)(1)(A), concerning physical  
24 education, is amended to read as follows:

25 (b)(1)(A) The physical education curriculum and physical activity  
26 requirements for every public school student who is able to participate are:

27 (i) Except as provided in subdivision (b)(1)(A)(ii)  
28 of this section, for students in kindergarten through grade six (K-6):

29 (a) ~~Sixty~~ At least forty (40) minutes ~~(60)~~  
30 ~~minutes~~ as determined by the superintendent of the school district, of  
31 physical education training and instruction each calendar week of the school  
32 year; and

33 (b) Ninety (90) minutes of physical activity  
34 each calendar week of the school year, which may include without limitation  
35 daily recess, physical education instruction in addition to the requirement  
36 of subdivision (b)(1)(A)(i)(a) of this section, or intramural sports;

1 (ii) For students in grades five through eight (5-8)  
2 who attend a public school organized to teach grades five through eight (5-  
3 8), or any combination thereof, at least forty (40) minutes ~~sixty (60)~~  
4 ~~minutes~~ as determined by the superintendent of the school district, of  
5 physical education training and instruction each calendar week of the school  
6 year or an equivalent amount of time in each school year, with no additional  
7 requirement for physical activity; and

8 (iii) For students in grades nine through twelve (9-  
9 12), one-half (1/2) unit of physical education as required for high school  
10 graduation, with no additional requirement for physical activity.

11  
12 /s/Gossage  
13  
14

15 **APPROVED: 04/06/2015**  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36