

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
90th General Assembly  
Regular Session, 2015

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

HOUSE BILL 1527

By: Representative Gossage

### **For An Act To Be Entitled**

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

### **Subtitle**

TO PROVIDE FLEXIBILITY TO SCHOOL DISTRICT IN SCHEDULING ART, MUSIC, AND PHYSICAL EDUCATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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

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

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

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

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

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



~~subsection.~~

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

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

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

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

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

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

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

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

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

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

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

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

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

*/s/Gossage*