

Title 6. Education

Chapter IV. Division of Higher Education, Department of Education

Subchapter A. Generally

Part 370. Rules Governing the Star-Spangled Banner Act

Codification Notes. This part as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1.00 AUTHORITY

1.01 The Arkansas Higher Education Coordinating Board's authority for promulgating these Rules is pursuant to Ark. Code Ann. § 6-60-116 and Act 958 of 2021.

1.02 These Rules shall be known as the Arkansas Division of Higher Education ("Division") Rules Governing the Star-Spangled Banner Act.

2.00 LEGISLATIVE FINDINGS

The Arkansas Higher Education Coordinating Board notes that the Arkansas General Assembly finds that:

2.01 It is of the utmost importance that Arkansas youth learn the importance of the national anthem, "The Star-Spangled Banner";

2.02 The regular playing of "The Star-Spangled Banner" will foster patriotism and celebrate the common American experience; and

2.03 "The Star-Spangled Banner" should be played in solemn observance and recognition for the men and women who have sacrificed their lives in defense of the American Experiment."

Subpart 1. Generally

6 CAR § 370-101. Broadcast policy.

(a)(1) Each state-supported institution of higher education shall adopt a policy requiring the broadcast of The Star-Spangled Banner at the commencement of each school-sanctioned sporting event.

(2) If any part of two (2) or more school-sanctioned sporting events occur on the same day at the same school, a state-supported institution of higher education may choose to broadcast The Star-Spangled Banner at only one (1) of the events.

(b) Each state-supported institution of higher education shall select for broadcast, any recording of The Star-Spangled Banner that:

(1) Includes the lyrics from the first verse written by Francis Scott Key; or

(2) Is the standard arrangement or standard instrumental version used by United States military bands or similar arrangement or version.

(c) A state-supported institution of higher education may adopt a policy that allows the performance of The Star-Spangled Banner at school-sanctioned sporting events:

(1) From original sheet music that:

(A) Adheres to Division of Higher Education rules; and

(B) Is performed by a school-sanctioned band program;

(2) From original sheet music that:

(A) Adheres to division rules; and

(B) Is performed by a school-sanctioned:

(i) Choral program;

(ii) Vocal group; or

(iii) Vocalist; or

(3) By the attendees of a school-sanctioned event led by a vocalist selected by the state-supported institution of higher education hosting the school-sanctioned event.

Authority. Arkansas Code § 6-60-116.