

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 245 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: H1/12/05 H1/19/05 S2/10/05

A Bill

HOUSE BILL 1034

5 By: Representatives Walters, Key, Cook, George, R. Green, Mack, M. Martin, Nichols, Norton, Ormond,  
6 Petrus, Pyle, Roebuck, Rogers, Saunders, Wells, *Matayo, Bolin, Harris, Rosenbaum, Sullivan*  
7 By: Senators Wilkinson, Miller, *Womack*  
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10 **For An Act To Be Entitled**

11 *AN ACT TO REQUIRE FORTY (40) MINUTES OF VISUAL*  
12 *ART AND FORTY (40) MINUTES OF MUSIC FOR STUDENTS*  
13 *IN GRADES ONE THROUGH SIX (1-6); AND FOR OTHER*  
14 *PURPOSES.*  
15

16 **Subtitle**

17 *AN ACT TO REQUIRE FORTY (40) MINUTES OF*  
18 *VISUAL ART AND FORTY (40) MINUTES OF*  
19 *MUSIC FOR STUDENTS IN GRADES ONE THROUGH*  
20 *SIX (1-6).*  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 *SECTION 1. Arkansas Code § 6-16-130 is amended to read as follows:*  
26 *6-16-130. Visual art or music.*

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

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

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



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

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

6 (b)(1) By no later than June 1, 2005, every public elementary school  
7 in the state shall provide instruction for no less than forty (40) minutes in  
8 visual art and no less than forty (40) minutes in music based on the state  
9 visual art and music frameworks for a period of not less than one (1) hour  
10 each calendar week of the school year or an equivalent amount of time in each  
11 school year.

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

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

16 (3) The instruction required by subdivision (b)(1) of this  
17 subsection shall be provided by a licensed teacher certified to teach art or  
18 music, as applicable.

19 (4)(A) The department shall provide a stipend of not less than  
20 one hundred dollars (\$100) per class to each school for the purchase of  
21 necessary supplies or equipment for the classes required by ~~this~~  
22 (b) of this section.

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

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26 SECTION 2. This act shall be effective on June 1, 2005, for the 2005-  
27 2006 school year.

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29 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the  
30 General Assembly of the State of Arkansas that beginning on June 1, 2005,  
31 school districts will be required to offer one (1) full hour of art and music  
32 to students in grades one through six (1-6); that one (1) hour class periods  
33 are not compatible with usual schedules used by school districts; and that  
34 school districts need sufficient time to hire staff, arrange schedules,  
35 allocate space, and purchase supplies based upon the changes made by this  
36 act. Therefore, an emergency is declared to exist and this act being

1 immediately necessary for the preservation of the public peace, health, and  
2 safety shall become effective on:

3 (1) The date of its approval by the Governor;

4 (2) If the bill is neither approved nor vetoed by the Governor,  
5 the expiration of the period of time during which the Governor may veto the  
6 bill; or

7 (3) If the bill is vetoed by the Governor and the veto is  
8 overridden, the date the last house overrides the veto.

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10 /s/ Walters

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13 APPROVED: 2/22/2005

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