

**ARKANSAS DEPARTMENT OF DIVISION OF ELEMENTARY AND SECONDARY EDUCATION
 RULES GOVERNING VISUAL ART AND MUSIC AND PERFORMING ARTS INSTRUCTION FOR
 STUDENTS IN GRADES ONE THROUGH SIX (1-6) EIGHT (1-8)
 July 11, 2005**

1.00 REGULATORY AUTHORITY

- 1.01 These rules shall be known as the Arkansas Department of Education ~~(ADE)~~ Division of Elementary and Secondary Education Rules Governing Visual Art and Music and Performing Arts Instruction for students in grades one through ~~six (1-6)~~ eight (1-8).
- 1.02 The State Board of Education (State Board) promulgates these rules Pursuant to the regulatory authority provided in Arkansas Code Annotated §6-11-105, and §6-16-130 ~~(as amended by Act 245 of the 85th General Assembly).~~

2.00 DEFINITIONS

- 2.01 "Class Size" means maximum student/teacher ratios for grades one through three (1-3) ~~and (4-6) four through six~~, and four through eight (4-8) as defined in the ADE Rules Governing Standards for Accreditation of Arkansas Public Schools and School Districts. Elementary performing music classes (band, orchestra, choral) (general music, instrumental ensemble, and vocal ensemble) lend themselves to large group instruction and may exceed class size ratios.
- 2.02 ~~"Curriculum Frameworks"~~ "Academic Standards" means discipline-based documents, approved by the State Board, which clearly describe what students must know and be able to do in each academic content area of visual art and music and performing arts.
- 2.03 "Equivalent amounts of time" means the number of cumulative clock hours of instruction that within a school year would be equal to forty (40) minutes of instruction per week in each content area.
- 2.04 "Licensed teacher" means an individual who holds a valid Arkansas teaching license with a certification in the subject area to be taught. For the purpose of these rules, the subject areas are art and music visual and performing arts (dance, music, and theatre).
- 2.05 ~~"Music Performing Arts Instruction"~~ means the teaching of those content standards and learning expectations which are contained within the strands of the Music Curriculum Framework for grades one (1) through six (6) artistic processes of the Academic Standards for Dance, Music, and Theatre.
- 2.06 "Student" means any individual enrolled in grades one through ~~six (1-6)~~ eight (1-8), including those individuals with disabilities or other special needs.
- 2.07 "Visual Art Instruction" means the teaching of those content standards and learning expectations which are contained within the strands of the Visual Art Curriculum Framework for grades one (1) through six (6) artistic processes of the Academic Standards for Visual Art.

3.00 IMPLEMENTATION

3.01 ~~Beginning July 1, 2005, e~~ Every student in grades one through six (1-6) enrolled in a public school or an open enrollment public charter school that is configured as an elementary school shall receive instruction for no less than forty (40) minutes in visual art instruction and no less than forty (40) minutes in music performing arts instruction based on the state academic standards for visual art and music frameworks and performing arts each calendar week of the school year, or an equivalent amount of time; or,

3.02 A student in grades five (5) or six (6) enrolled in a public school or an open-enrollment public charter school, that is not configured as an elementary school, or a student enrolled in grade seven (7) or eight (8) shall participate in:
(1) Visual arts instruction, appreciation, and application; or
(2) Performing arts instruction, appreciation, and application.

3.03 The instruction in visual art and music and performing arts must be provided by a licensed teacher certified to teach art for each visual art class taught and by a licensed teacher certified to teach music for each music class taught in the respective course area being taught.

4.00 STIPEND

The Department Division of Elementary and Secondary Education shall provide a stipend of no less than one hundred dollars (\$100.00) stipend per class, to each school, for the purchase of supplies or equipment, depending upon appropriation and availability of funds, for the classes described in these Rules.

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

SENATE BILL 451

5 By: Senator K. Hammer
6 By: Representative Cozart
7

For An Act To Be Entitled

9 AN ACT CONCERNING VISUAL ART, MUSIC, AND PERFORMING
10 ARTS REQUIREMENTS IN PUBLIC SCHOOLS; TO AMEND THE
11 REQUIREMENT THAT STUDENTS IN GRADES FIVE (5) AND SIX
12 (6) ENROLLED IN PUBLIC SCHOOLS AND OPEN-ENROLLMENT
13 PUBLIC CHARTER SCHOOLS THAT ARE NOT CONFIGURED AS
14 ELEMENTARY SCHOOLS PARTICIPATE IN VISUAL ART AND
15 MUSIC CLASS; TO REQUIRE THAT STUDENTS IN GRADE SIX
16 (6) ENROLLED IN PUBLIC SCHOOLS AND OPEN-ENROLLMENT
17 PUBLIC CHARTER SCHOOLS THAT ARE NOT CONFIGURED AS
18 ELEMENTARY SCHOOLS PARTICIPATE IN VISUAL ARTS OR
19 PERFORMING ARTS INSTRUCTION; AND FOR OTHER PURPOSES.
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Subtitle

21
22 TO AMEND THE REQUIREMENTS REGARDING
23 VISUAL ART, MUSIC, AND PERFORMING ARTS
24 REQUIREMENTS FOR STUDENTS IN GRADES FIVE
25 (5) AND SIX (6) ENROLLED IN PUBLIC
26 SCHOOLS THAT ARE NOT CONFIGURED AS
27 ELEMENTARY SCHOOLS.
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31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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33 SECTION 1. Arkansas Code § 6-16-130(a)(2), concerning required visual
34 art and music class, is amended to read as follows:

35 (2)(A) Every student in grades one through six (1-6) enrolled in
36 a public school or an open-enrollment public charter school that is



1 configured as an elementary school shall participate in the visual art and
2 music class required in this subsection.

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

5 (C) A student in grades five (5) or six (6) enrolled in a
6 public school or an open-enrollment public charter school that is not
7 configured as an elementary school shall participate in visual arts or
8 performing arts instruction as provided under subsection (b) of this section.
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10 SECTION 2. Arkansas Code § 6-16-130(b), concerning visual arts and
11 performing arts instruction, is amended to read as follows:

12 (b) A student enrolled in grade seven (7) or grade eight (8), or a
13 student in grade six (6) enrolled in a public school or an open-enrollment
14 public charter school that is not configured as an elementary school, shall
15 participate in:

- 16 (1) Visual arts instruction, appreciation, and application; or
 - 17 (2) Performing arts instruction, appreciation, and application.
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20 APPROVED: 4/12/21
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