

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.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007

# A Bill

HOUSE BILL 1039

4  
5 By: Representatives Wells, Abernathy  
6  
7

## For An Act To Be Entitled

9 AN ACT TO INCREASE ACADEMIC INSTRUCTION TIME IN  
10 PUBLIC SCHOOLS; TO LIMIT PHYSICAL EDUCATION  
11 REQUIREMENTS FOR PUBLIC SCHOOL STUDENTS; AND FOR  
12 OTHER PURPOSES.

## Subtitle

13  
14 AN ACT TO INCREASE ACADEMIC INSTRUCTION  
15 TIME IN PUBLIC SCHOOLS AND TO LIMIT  
16 PHYSICAL EDUCATION REQUIREMENTS FOR  
17 PUBLIC SCHOOL STUDENTS.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 6-16-132(b)(1), concerning the physical  
24 education curriculum requirement for public schools, is amended to read as  
25 follows:

26 (b)(1)(A) Every kindergarten through grade eight (K-8) public  
27 educational institution in this state shall require no less than a total of  
28 one (1) hour per week of physical education training and instruction for  
29 every student who is physically fit and able to participate.

30 (B) No public school district may be required to provide  
31 physical education instruction or physical activity in excess of:

32 (i) One (1) hour per week for public school students  
33 in kindergarten through grade eight (K-8); and

34 (ii) The physical education requirement for  
35 graduation from high school for public school students in grades nine through  
36 twelve (9-12).



1 (C) Nothing in subdivision (b)(1)(B) of this section is  
2 prohibits:

3 (i) A public school student's elective enrollment or  
4 voluntary participation in physical activity or physical education as a part  
5 of public school curriculum or extra-curricular activities; or

6 (ii) A school district's decision to require  
7 physical education instruction or physical activity in excess of the amounts  
8 identified in subdivision (b)(1)(B) of this section.

9  
10 SECTION 2. Arkansas Code § 6-16-132, concerning the physical education  
11 curriculum requirement for public schools, is amended to add an additional  
12 subsection to read as follows:

13 (g) The State Board of Education shall submit to the House Interim  
14 Committee on Education and the Senate Interim Committee on Education for the  
15 committees' approval any proposed rules regarding physical education or  
16 physical activity standards for grades kindergarten through twelve (K-12)  
17 developed pursuant to this section that exceed the maximums identified in  
18 subdivision (b)(1) of this section.

19  
20 SECTION 3. Arkansas Code § 20-7-135(f), concerning the nutrition and  
21 physical education standards for public school children, is amended to read  
22 as follows:

23 (f)(1) The Department of Education and the division shall report  
24 annually on progress in implementing nutrition and physical education  
25 standards to the chairs of the House Interim Committee on Public Health,  
26 Welfare, ~~and~~ Labor and the Senate Interim Committee on Public Health,  
27 Welfare, and Labor, the House Interim Committee on Education, and the Senate  
28 Interim Committee on Education.

29 (2) The State Board of Education shall submit to the House Interim  
30 Committee on Education and the Senate Interim Committee on Education for the  
31 committees' approval any proposed rules regarding physical education or  
32 physical activity standards for grades kindergarten through twelve (K-12)  
33 developed pursuant to this section.