

**ARKANSAS DIVISION OF HIGHER EDUCATION**  
**RULES GOVERNING THE STAR-SPANGLED BANNER ACT**  
**Proposed Effective January 2022**

**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.

**3.00 BROADCAST POLICY**

- 3.01 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.
- 3.01.1 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.
- 3.02 Each state-supported institution of higher education shall select for broadcast, any recording of "The Star-Spangled Banner" that includes the lyrics from the first verse written by Francis Scott Key or is the standard arrangement or standard instrumental version used by U.S. military bands or similar arrangement or version.

3.03 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:

3.03.1 From original sheet music that adheres to division rules and is performed by a school-sanctioned band program;

3.03.2 From original sheet music that adheres to division rules and is performed by a school-sanctioned chorale program, vocal group, or vocalist; or

3.03.3 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.

Mark-Up Copy