

By the Committee on Education and Senator Gutman

304-2117-99

1                                   A bill to be entitled  
2           An act relating to education; amending s.  
3           232.61, F.S.; requiring the Florida High School  
4           Activities Association to adopt specified  
5           bylaws relating to eligibility for  
6           participation in athletic competition for  
7           students who transfer or relocate to another  
8           school; providing an effective date.

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10   Be It Enacted by the Legislature of the State of Florida:

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12           Section 1. Section 232.61, Florida Statutes, is  
13   amended to read:

14           232.61 Governing organization for athletics; adoption  
15   of bylaws.--The organization shall adopt bylaws that, unless  
16   specifically provided by statute, establish eligibility  
17   requirements for all students who participate in high school  
18   athletic competition in its member schools. The bylaws  
19   governing residence and transfer shall allow the student to be  
20   eligible in the school in which he or she first enrolls each  
21   school year, or makes himself or herself a candidate for an  
22   athletic team by engaging in a practice prior to enrolling in  
23   any member school. The student shall be eligible in that  
24   school so long as he or she remains enrolled in that school.  
25   Subsequent eligibility shall be determined and enforced  
26   through the organization's bylaws. The bylaws governing  
27   residence and transfer shall also provide that a student who  
28   transfers or relocates to another school is ineligible for  
29   participation in athletic competition for a period of 1 year  
30   from the date upon which the student's transfer commenced.  
31   Students who are transferring to and from private schools, who

1 are transferring to and from home education programs, who are  
2 transferring as a result of the relocation of a parent or  
3 guardian, who are transferring as a result of transfers to or  
4 from public or private schools due to participation in the  
5 opportunity scholarship program, JROTC, or special academic  
6 offerings not available at the previous school, or who are  
7 transferring because of district reassignment due to boundary  
8 changes and alignment shall not be subject to the 1-year  
9 period of ineligibility required by this section.~~Where the~~  
10 ~~student lives, with whom the student lives, or which school~~  
11 ~~the student attended the previous year shall not be a factor~~  
12 ~~in determining eligibility.~~The organization shall also adopt  
13 bylaws that specifically prohibit the recruiting of students  
14 for athletic purposes. The bylaws shall prescribe penalties  
15 and an appeals process for athletic recruiting violations.

16 Section 2. This act shall take effect upon becoming a  
17 law.

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19 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
20 COMMITTEE SUBSTITUTE FOR  
21 SB 1034

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23 The Committee Substitute provides a list of exceptions to the  
24 1-year prohibition against a student's participation in  
25 interscholastic athletic activities after transferring to a  
26 school. It also deletes from the law the provision that where  
27 a student lives or with whom the student lives may not be a  
28 factor in whether or not the student may participate.

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