

By the Committee on Education; and Senator Cowin

304-2327-04

1 A bill to be entitled
2 An act relating to extracurricular student
3 activities; amending s. 1002.33, F.S.;
4 providing that a charter school student is
5 eligible to participate in extracurricular
6 activities at a public school, rather than
7 interscholastic activities only; amending s.
8 1002.41, F.S.; providing that a home education
9 student may participate in extracurricular
10 activities, rather than interscholastic
11 activities only; amending s. 1006.15, F.S.;
12 requiring that a student who fails to maintain
13 a certain grade point average while
14 participating in certain extracurricular
15 activities be placed on academic probation
16 before losing eligibility to continue
17 participation in extracurricular activities;
18 providing that the requirement to maintain a
19 certain grade point average does not prohibit a
20 student from participating in an
21 extracurricular activity to the extent that the
22 participation directly relates to the student
23 receiving the credit or one-half credit in
24 physical education which is satisfied by
25 participating in an extracurricular activity;
26 applying the eligibility requirements to all
27 extracurricular activities, rather than to
28 interscholastic activities only; providing an
29 exception; providing an effective date.

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

1 Section 1. Subsection (11) of section 1002.33, Florida
2 Statutes, is amended to read:

3 1002.33 Charter schools.--

4 (11) PARTICIPATION IN ~~INTERSCHOLASTIC~~ EXTRACURRICULAR
5 ACTIVITIES.--A charter school student is eligible to
6 participate in an ~~interscholastic~~ extracurricular activity at
7 the public school to which the student would be otherwise
8 assigned to attend under ~~pursuant to~~ s. 1006.15(3)(d).

9 Section 2. Subsection (4) of section 1002.41, Florida
10 Statutes, is amended to read:

11 1002.41 Home education programs.--

12 (4) Home education students may participate in
13 ~~interscholastic~~ extracurricular student activities in
14 accordance with the provisions of s. 1006.15.

15 Section 3. Section 1006.15, Florida Statutes, is
16 amended to read:

17 1006.15 Student standards for participation in
18 ~~interscholastic~~ extracurricular student activities;
19 regulation.--

20 (1) This section may be cited as the "Craig Dickinson
21 Act."

22 (2) ~~Interscholastic~~ Extracurricular student activities
23 are an important complement to the academic curriculum.
24 Participation in a comprehensive extracurricular and academic
25 program contributes to student development of the social and
26 intellectual skills necessary to become a well-rounded adult.
27 As used in this section, the term "extracurricular" means any
28 school-authorized or education-related activity, including,
29 but not limited to, interscholastic activities, occurring
30 during or outside the regular instructional school day.

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1 (3)(a) To be eligible to participate in
2 ~~interscholastic~~ extracurricular student activities, a student
3 must:

4 1. Maintain a grade point average of 2.0 or above on a
5 4.0 scale, or its equivalent, in the previous semester or a
6 cumulative grade point average of 2.0 or above on a 4.0 scale,
7 or its equivalent, in the courses required by s. 1003.43(1). A
8 student participating in an extracurricular activity that is
9 not interscholastic who fails to maintain a 2.0 average for a
10 semester shall be placed on academic probation for the next
11 semester, but may continue participation in the
12 extracurricular activity. If, in the next semester, that
13 student fails to increase his or her average to 2.0, he or she
14 must cease any participation in extracurricular activities
15 until a 2.0 average in a semester is achieved.

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17 This section does not prohibit a student from participating in
18 an extracurricular activity to the extent that the
19 participation directly relates to the student receiving the
20 credit or one-half credit in physical education satisfied by
21 participation in the extracurricular activity under s.
22 1003.43(1)(j).

23 2. Execute and fulfill the requirements of an academic
24 performance contract between the student, the district school
25 board, the appropriate governing association, and the
26 student's parents, if the student's cumulative grade point
27 average falls below 2.0, or its equivalent, on a 4.0 scale in
28 the courses required by s. 1003.43(1) or, for students who
29 entered the 9th grade prior to the 1997-1998 school year, if
30 the student's cumulative grade point average falls below 2.0
31 on a 4.0 scale, or its equivalent, in the courses required by

1 s. 1003.43(1) that are taken after July 1, 1997. At a minimum,
2 the contract must require that the student attend summer
3 school, or its graded equivalent, between grades 9 and 10 or
4 grades 10 and 11, as necessary.

5 3. Have a cumulative grade point average of 2.0 or
6 above on a 4.0 scale, or its equivalent, in the courses
7 required by s. 1003.43(1) during his or her junior or senior
8 year.

9 4. Maintain satisfactory conduct and, if a student is
10 convicted of, or is found to have committed, a felony or a
11 delinquent act which would have been a felony if committed by
12 an adult, regardless of whether adjudication is withheld, the
13 student's participation in ~~interscholastic~~ extracurricular
14 activities is contingent upon established and published
15 district school board policy.

16 (b) Any student who is exempt from attending a full
17 school day based on rules adopted by the district school board
18 for double session schools or programs, experimental schools,
19 or schools operating under emergency conditions must maintain
20 the grade point average required by this section and pass each
21 class for which he or she is enrolled.

22 (c) An individual home education student is eligible
23 to participate at the public school to which the student would
24 be assigned according to district school board attendance area
25 policies or which the student could choose to attend pursuant
26 to district or interdistrict controlled open enrollment
27 provisions, or may develop an agreement to participate at a
28 private school, in the ~~interscholastic~~ extracurricular
29 activities of that school, provided the following conditions
30 are met:

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1 1. The home education student must meet the
2 requirements of the home education program pursuant to s.
3 1002.41.

4 2. During the period of participation at a school, the
5 home education student must demonstrate educational progress
6 as required in paragraph (b) in all subjects taken in the home
7 education program by a method of evaluation agreed upon by the
8 parent and the school principal which may include: review of
9 the student's work by a certified teacher chosen by the
10 parent; grades earned through correspondence; grades earned in
11 courses taken at a community college, university, or trade
12 school; standardized test scores above the 35th percentile; or
13 any other method designated in s. 1002.41.

14 3. The home education student must meet the same
15 residency requirements as other students in the school at
16 which he or she participates.

17 4. The home education student must meet the same
18 standards of acceptance, behavior, and performance as required
19 of other students in extracurricular activities.

20 5. The student must register with the school his or
21 her intent to participate in ~~interscholastic~~ extracurricular
22 activities as a representative of the school before the
23 beginning date of the season for the activity in which he or
24 she wishes to participate. A home education student must be
25 able to participate in curricular activities if that is a
26 requirement for an extracurricular activity.

27 6. A student who transfers from a home education
28 program to a public school before or during the first grading
29 period of the school year is academically eligible to
30 participate in ~~interscholastic~~ extracurricular activities
31 during the first grading period provided the student has a

1 successful evaluation from the previous school year, pursuant
2 to subparagraph 2.

3 7. Any public school or private school student who has
4 been unable to maintain academic eligibility for participation
5 in ~~interscholastic~~ extracurricular activities is ineligible to
6 participate in such activities as a home education student
7 until the student has successfully completed one grading
8 period in home education pursuant to subparagraph 2. to become
9 eligible to participate as a home education student.

10 (d) An individual charter school student pursuant to
11 s. 1002.33 is eligible to participate at the public school to
12 which the student would be assigned according to district
13 school board attendance area policies or which the student
14 could choose to attend, pursuant to district or interdistrict
15 controlled open-enrollment provisions, in any ~~interscholastic~~
16 extracurricular activity of that school, unless such activity
17 is provided by the student's charter school, if the following
18 conditions are met:

19 1. The charter school student must meet the
20 requirements of the charter school education program as
21 determined by the charter school governing board.

22 2. During the period of participation at a school, the
23 charter school student must demonstrate educational progress
24 as required in paragraph (b).

25 3. The charter school student must meet the same
26 residency requirements as other students in the school at
27 which he or she participates.

28 4. The charter school student must meet the same
29 standards of acceptance, behavior, and performance that are
30 required of other students in extracurricular activities.

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1 5. The charter school student must register with the
2 school his or her intent to participate in ~~interscholastic~~
3 extracurricular activities as a representative of the school
4 before the beginning date of the season for the activity in
5 which he or she wishes to participate. A charter school
6 student must be able to participate in curricular activities
7 if that is a requirement for an extracurricular activity.

8 6. A student who transfers from a charter school
9 program to a traditional public school before or during the
10 first grading period of the school year is academically
11 eligible to participate in ~~interscholastic~~ extracurricular
12 activities during the first grading period if the student has
13 a successful evaluation from the previous school year,
14 pursuant to subparagraph 2.

15 7. Any public school or private school student who has
16 been unable to maintain academic eligibility for participation
17 in ~~interscholastic~~ extracurricular activities is ineligible to
18 participate in such activities as a charter school student
19 until the student has successfully completed one grading
20 period in a charter school pursuant to subparagraph 2. to
21 become eligible to participate as a charter school student.

22 (4) The student standards for participation in
23 ~~interscholastic~~ extracurricular activities must be applied
24 beginning with the student's first semester of the 9th grade.
25 Each student must meet such other requirements for
26 participation as may be established by the district school
27 board; however, a district school board may not establish
28 requirements for participation in ~~interscholastic~~
29 extracurricular activities which make participation in such
30 activities less accessible to home education students than to
31 other students. Except as set forth in paragraph (3)(c),

1 evaluation processes or requirements that are placed on home
2 education student participants may not go beyond those that
3 apply under s. 1002.41 to home education students generally.

4 (5) Any organization or entity that regulates or
5 governs ~~interscholastic~~ extracurricular activities of public
6 schools:

7 (a) Shall permit home education associations to join
8 as member schools.

9 (b) Shall not discriminate against any eligible
10 student based on an educational choice of public, private, or
11 home education.

12 (6) Public schools are prohibited from membership in
13 any organization or entity which regulates or governs
14 ~~interscholastic~~ extracurricular activities and discriminates
15 against eligible students in public, private, or home
16 education.

17 (7) Any insurance provided by district school boards
18 for participants in extracurricular activities shall cover the
19 participating home education student. If there is an
20 additional premium for such coverage, the participating home
21 education student shall pay the premium.

22 Section 4. This act shall take effect July 1, 2004.
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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
Senate Bill 1514

Removes the requirement that students must receive a passing grade in each core course to participate in extracurricular activities.

Provides that the section does not prohibit a student from participating in extracurricular activities to the extent required to earn physical education credit.

Provides a probationary period for students who participate in non-interscholastic extracurricular activities and fail to maintain the required grade point average for one semester.

Makes conforming changes related to the bill's requirements to s. 1002.33, F.S. and s. 1002.41, F.S.