



521274

LEGISLATIVE ACTION

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| Senate     | . | House |
| Comm: RCS  | . |       |
| 01/31/2012 | . |       |
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The Committee on Education Pre-K - 12 (Wise) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Subsection (8) of section 1006.15, Florida Statutes, is amended to read:

1006.15 Student standards for participation in interscholastic and intrascholastic extracurricular student activities; regulation.—

(8) (a) The Florida High School Athletic Association (FHSAA) and the Sunshine Independent Athletic Association (SIAA), in cooperation with each district school board, shall facilitate a



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13 program in which a middle school or high school student who  
14 attends a private school shall be eligible to participate in an  
15 interscholastic or intrascholastic sport at a public high  
16 school, a public middle school, or a 6-12 public school that is  
17 zoned for the physical address at which the student resides if:

18 1. The private school in which the student is enrolled is  
19 not a member of the FHSAA or the SIAA and does not offer an  
20 interscholastic or intrascholastic athletic program or does not  
21 offer a specific sport that is offered at the public school.

22 2. The private school student meets the guidelines for the  
23 conduct of the program established by the FHSAA's board of  
24 directors or the SIAA's board of directors and the district  
25 school board. At a minimum, such guidelines shall provide:

26 a. A deadline for each sport by which the private school  
27 student's parents must register with the public school in  
28 writing their intent for their child to participate at that  
29 school in the sport.

30 b. Requirements for a private school student to  
31 participate, including, but not limited to, meeting the same  
32 standards of eligibility, acceptance, behavior, educational  
33 progress, and performance which apply to other students  
34 participating in interscholastic or intrascholastic sports at a  
35 public school or FHSAA or SIAA member private school.

36 (b) The parents of a private school student participating  
37 in a public school sport under this subsection are responsible  
38 for transporting their child to and from the public school at  
39 which the student participates. The private school the student  
40 attends, the public school at which the student participates in  
41 a sport, the district school board, ~~and~~ the FHSAA, and the SIAA



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42 are exempt from civil liability arising from any injury that  
43 occurs to the student during such transportation.

44 (c) For each academic year, a private school student may  
45 only participate at the public school in which the student is  
46 first registered under sub-subparagraph (a)2.a. or makes himself  
47 or herself a candidate for an athletic team by engaging in a  
48 practice or to which the student has obtained an approved  
49 transfer request from the district school board at any time  
50 during the school year.

51 (d) The athletic director of each participating FHSAA or  
52 SIAA member public school shall maintain the student records  
53 necessary for eligibility, compliance, and participation in the  
54 program.

55 (e) Any non-FHSAA or non-SIAA member private school that  
56 has a student who is participating ~~wishes to participate~~ in this  
57 program must make all student records, including, but not  
58 limited to, academic, ~~financial~~, disciplinary, and attendance  
59 records, available upon request of the FHSAA or the SIAA.

60 (f) A student must apply to participate in this program  
61 through the FHSAA or SIAA program application process.

62 (g) Only students who are enrolled in non-FHSAA or non-SIAA  
63 member private schools consisting of 125 students or fewer are  
64 eligible to participate in the program in any given academic  
65 year.

66 Section 2. Subsection (1) of section 1006.165, Florida  
67 Statutes, is amended to read:

68 1006.165 Automated external defibrillator; user training.—

69 (1) Each public school that is a member of the Florida High  
70 School Athletic Association or the Sunshine Independent Athletic



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71 Association must have an operational automated external  
72 defibrillator on the school grounds. Public and private  
73 partnerships are encouraged to cover the cost associated with  
74 the purchase and placement of the defibrillator and training in  
75 the use of the defibrillator.

76 Section 3. Section 1006.18, Florida Statutes, is amended to  
77 read:

78 1006.18 Cheerleader safety standards.—The Florida High  
79 School Athletic Association and the Sunshine Independent  
80 Athletic Association or successor organization shall adopt  
81 statewide uniform safety standards for student cheerleaders and  
82 spirit groups that participate in any school activity or  
83 extracurricular student activity. The Florida High School  
84 Athletic Association and the Sunshine Independent Athletic  
85 Association or successor organization shall adopt the "Official  
86 High School Spirit Rules," published by the National Federation  
87 of State High School Associations, as the statewide uniform  
88 safety standards.

89 Section 4. Section 1006.20, Florida Statutes, is amended to  
90 read:

91 1006.20 Athletics in ~~public~~ K-12 schools.—

92 (1) GOVERNING NONPROFIT ORGANIZATION.—The Florida High  
93 School Athletic Association and the Sunshine Independent  
94 Athletic Association are each ~~is~~ designated as a the governing  
95 nonprofit organization of athletics in Florida public schools.  
96 The Sunshine Independent Athletic Association is designated as a  
97 governing nonprofit organization of athletics in private schools  
98 and charter schools. If the Florida High School Athletic  
99 Association or the Sunshine Independent Athletic Association



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100 fails to meet the provisions of this section, the commissioner  
101 shall designate a nonprofit organization to replace that  
102 organization and govern athletics with the approval of the State  
103 Board of Education. The organizations are ~~organization is not to~~  
104 ~~be a state~~ agencies agency as defined in s. 120.52. Each ~~The~~  
105 organization shall be subject to the provisions of s. 1006.19. A  
106 private school that wishes to engage in high school athletic  
107 competition with a public high school may become a member of the  
108 organization. The bylaws of each ~~the~~ organization must ~~are to~~ be  
109 the rules by which high school athletic programs in its member  
110 schools, and the students who participate in them, are governed,  
111 unless otherwise specifically provided by statute. For the  
112 purposes of this section, "high school" includes grades 6  
113 through 12.

114 (2) ADOPTION OF BYLAWS.—

115 (a) Each ~~The~~ organization shall adopt bylaws that, unless  
116 specifically provided by statute, establish eligibility  
117 requirements for all students who participate in high school  
118 athletic competition in its member schools. The bylaws governing  
119 residence and transfer shall allow the student to be eligible in  
120 the school in which he or she first enrolls each school year,  
121 the school in which the student ~~or~~ makes himself or herself a  
122 candidate for an athletic team by engaging in a practice before  
123 ~~prior to~~ enrolling in the any member school, or the school to  
124 which the student has obtained an approved transfer request from  
125 the district school board at any time during the school year.  
126 The bylaws shall also allow a student who transfers from a  
127 public school to a private school during the school year to  
128 participate in any sport offered by the private school. If it is



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129 determined that a private school has recruited a student, the  
130 private school may participate in a higher competitive division  
131 for the sport in which the student competes if the private  
132 school pays the appropriate fine. A student's eligibility to  
133 participate in competition in a school under this paragraph  
134 continues as ~~The student shall be eligible in that school so~~  
135 long as he or she remains enrolled in that school. Subsequent  
136 eligibility shall be determined and enforced through the  
137 organization's bylaws.

138 (b) Each ~~The~~ organization shall adopt bylaws that  
139 specifically prohibit the recruiting of students for athletic  
140 purposes. The bylaws shall prescribe penalties and an appeals  
141 process for athletic recruiting violations.

142 (c) Each ~~The~~ organization shall adopt bylaws that require  
143 all students participating in interscholastic athletic  
144 competition or who are candidates for an interscholastic  
145 athletic team to satisfactorily pass a medical evaluation each  
146 year before ~~prior to~~ participating in interscholastic athletic  
147 competition or engaging in any practice, tryout, workout, or  
148 other physical activity associated with the student's candidacy  
149 for an interscholastic athletic team. Such medical evaluation  
150 may ~~can only~~ be administered only by a practitioner licensed  
151 under ~~the provisions of~~ chapter 458, chapter 459, chapter 460,  
152 or s. 464.012, and in good standing with the practitioner's  
153 regulatory board. The bylaws shall establish requirements for  
154 eliciting a student's medical history and performing the medical  
155 evaluation required under this paragraph, which shall include a  
156 physical assessment of the student's physical capabilities to  
157 participate in interscholastic athletic competition as contained



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158 in a uniform preparticipation physical evaluation and history  
159 form. The evaluation form shall incorporate the recommendations  
160 of the American Heart Association for participation  
161 cardiovascular screening and shall provide a place for the  
162 signature of the practitioner performing the evaluation with an  
163 attestation that each examination procedure listed on the form  
164 was performed by the practitioner or by someone under the direct  
165 supervision of the practitioner. The form shall also contain a  
166 place for the practitioner to indicate if a referral to another  
167 practitioner was made in lieu of completion of a certain  
168 examination procedure. The form shall provide a place for the  
169 practitioner to whom the student was referred to complete the  
170 remaining sections and attest to that portion of the  
171 examination. The preparticipation physical evaluation form shall  
172 advise students to complete a cardiovascular assessment and  
173 shall include information concerning alternative cardiovascular  
174 evaluation and diagnostic tests. Results of such medical  
175 evaluation must be provided to the school. No student shall be  
176 eligible to participate in any interscholastic athletic  
177 competition or engage in any practice, tryout, workout, or other  
178 physical activity associated with the student's candidacy for an  
179 interscholastic athletic team until the results of the medical  
180 evaluation have been received and approved by the school.

181 (d) Notwithstanding the provisions of paragraph (c), a  
182 student may participate in interscholastic athletic competition  
183 or be a candidate for an interscholastic athletic team if the  
184 parent of the student objects in writing to the student  
185 undergoing a medical evaluation because such evaluation is  
186 contrary to his or her religious tenets or practices. However,



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187 in such case, there shall be no liability on the part of any  
188 person or entity in a position to otherwise rely on the results  
189 of such medical evaluation for any damages resulting from the  
190 student's injury or death arising directly from the student's  
191 participation in interscholastic athletics where an undisclosed  
192 medical condition that would have been revealed in the medical  
193 evaluation is a proximate cause of the injury or death.

194 (e) Each organization shall adopt bylaws that regulate  
195 persons who conduct investigations. Such bylaws shall include  
196 provisions that require investigators to:

197 1. Undergo a background check before being hired and be  
198 issued and carry a photo identification card that shows the  
199 association name and logo and the person's job title.

200 2. Adhere to the following guidelines:

201 a. Interviews may be conducted only on Monday through  
202 Friday between the hours of 7 a.m. and 9 p.m. and Saturday and  
203 Sunday between the hours of 10 a.m. and 6 p.m.

204 b. Searches of residences or other private areas may be  
205 conducted only with the written approval of the person being  
206 investigated.

207 c. The parent of a person being interviewed may be present  
208 at the interview.

209 d. A person of interest being interviewed may have legal  
210 counsel present at an interview. However, the attorney may not  
211 participate in the interview or object to a question, other than  
212 to advise the person not to answer a question.

213 (f) Each organization shall adopt bylaws that allow a coach  
214 employed in a school that is a member of the organization to  
215 also coach or otherwise volunteer for a community, church, or





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216 other outside youth sports organization if such outside activity  
217 does not conflict with his or her obligations with the employer.  
218 Sanctions may not be placed on a coach or a student  
219 participating in an activity authorized under this paragraph and  
220 a student is eligible to participate in a school sport under the  
221 direction of the coach.

222 (3) GOVERNING STRUCTURE OF EACH ~~THE~~ ORGANIZATION.—

223 (a) Each ~~The~~ organization shall operate as a representative  
224 democracy in which the sovereign authority is within its member  
225 schools. Except as provided in this section, each ~~the~~  
226 organization shall govern its affairs through its bylaws.

227 (b) Each member school, on its annual application for  
228 membership, shall name its official representative to the  
229 organization. This representative must be either the school  
230 principal or his or her designee. That designee must either be  
231 an assistant principal or athletic director housed within that  
232 same school.

233 (c) Each ~~The~~ organization's membership shall be divided  
234 along existing county lines into four contiguous and compact  
235 administrative regions, each containing an equal or nearly equal  
236 number of member schools to ensure equitable representation on  
237 the organization's board of directors, representative assembly,  
238 and committee on appeals.

239 (4) BOARD OF DIRECTORS; FLORIDA HIGH SCHOOL ATHLETIC  
240 ASSOCIATION.—

241 (a) The executive authority of the organization shall be  
242 vested in its board of directors. Any entity that appoints  
243 members to the board of directors shall examine the ethnic and  
244 demographic composition of the board when selecting candidates



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245 for appointment and shall, to the greatest extent possible, make  
246 appointments that reflect state demographic and population  
247 trends. The board of directors shall be composed of 16 persons,  
248 as follows:

249 1. Four public member school representatives, one elected  
250 from among its public school representative members within each  
251 of the four administrative regions.

252 2. Four nonpublic member school representatives, one  
253 elected from among its nonpublic school representative members  
254 within each of the four administrative regions.

255 3. Three representatives appointed by the commissioner, one  
256 appointed from the two northernmost administrative regions and  
257 one appointed from the two southernmost administrative regions.  
258 The third representative shall be appointed to balance the board  
259 for diversity or state population trends, or both.

260 4. Two district school superintendents, one elected from  
261 the two northernmost administrative regions by the members in  
262 those regions and one elected from the two southernmost  
263 administrative regions by the members in those regions.

264 5. Two district school board members, one elected from the  
265 two northernmost administrative regions by the members in those  
266 regions and one elected from the two southernmost administrative  
267 regions by the members in those regions.

268 6. The commissioner or his or her designee from the  
269 department executive staff.

270 (b) A quorum of the board of directors shall consist of  
271 nine members.

272 (c) The board of directors shall elect a president and a  
273 vice president from among its members. These officers shall also



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274 serve as officers of the organization.

275 (d) Members of the board of directors shall serve terms of  
276 3 years and are eligible to succeed themselves only once. A  
277 member of the board of directors, other than the commissioner or  
278 his or her designee, may serve a maximum of 6 consecutive years.  
279 The organization's bylaws shall establish a rotation of terms to  
280 ensure that a majority of the members' terms do not expire  
281 concurrently.

282 (e) The authority and duties of the board of directors,  
283 acting as a body and in accordance with the organization's  
284 bylaws, are as follows:

285 1. To act as the incorporated organization's board of  
286 directors and to fulfill its obligations as required by the  
287 organization's charter and articles of incorporation.

288 2. To establish such guidelines, regulations, policies, and  
289 procedures as are authorized by the bylaws.

290 3. To provide an organization commissioner, who shall have  
291 the authority to waive the bylaws of the organization in order  
292 to comply with statutory changes.

293 4. To levy annual dues and other fees and to set the  
294 percentage of contest receipts to be collected by the  
295 organization.

296 5. To approve the budget of the organization.

297 6. To organize and conduct statewide interscholastic  
298 competitions, which may or may not lead to state championships,  
299 and to establish the terms and conditions for these  
300 competitions. The Florida High School Athletic Association may  
301 not deny or discourage interscholastic competition between its  
302 members and members of the Sunshine Independent Athletic



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303 Association, and may not take any retributory or discriminatory  
304 action against any of its members who engage in interscholastic  
305 competition with members of the Sunshine Independent Athletic  
306 Association. The associations shall conduct annual state  
307 interscholastic championship competitions for each sport and  
308 competition level offered at their member schools.

309 7. To act as an administrative board in the interpretation  
310 of, ~~and final decision on,~~ all questions and appeals arising  
311 from the directing of interscholastic athletics of member  
312 schools.

313 (5) REPRESENTATIVE ASSEMBLY; FLORIDA HIGH SCHOOL ATHLETIC  
314 ASSOCIATION.—

315 (a) The legislative authority of the organization is vested  
316 in its representative assembly.

317 (b) The representative assembly shall be composed of the  
318 following:

319 1. An equal number of member school representatives from  
320 each of the four administrative regions.

321 2. Four district school superintendents, one elected from  
322 each of the four administrative regions by the district school  
323 superintendents in their respective administrative regions.

324 3. Four district school board members, one elected from  
325 each of the four administrative regions by the district school  
326 board members in their respective administrative regions.

327 4. The commissioner or his or her designee from the  
328 department executive staff.

329 (c) The organization's bylaws shall establish the number of  
330 member school representatives to serve in the representative  
331 assembly from each of the four administrative regions and shall



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332 establish the method for their selection.

333 (d) A ~~Ne~~ member of the board of directors, other than the  
334 commissioner or his or her designee, may not ~~can~~ serve in the  
335 representative assembly.

336 (e) The representative assembly shall elect a chairperson  
337 and a vice chairperson from among its members.

338 (f) Elected members of the representative assembly shall  
339 serve terms of 2 years and are eligible to succeed themselves  
340 for two additional terms. An elected member, other than the  
341 commissioner or his or her designee, may serve a maximum of 6  
342 consecutive years in the representative assembly.

343 (g) A quorum of the representative assembly consists of one  
344 more than half of its members.

345 (h) The authority of the representative assembly is limited  
346 to its sole duty, which is to consider, adopt, or reject any  
347 proposed amendments to the organization's bylaws.

348 (i) The representative assembly shall meet as a body  
349 annually. A two-thirds majority of the votes cast by members  
350 present is required for passage of any proposal.

351 (6) PUBLIC LIAISON ADVISORY COMMITTEE; FLORIDA HIGH SCHOOL  
352 ATHLETIC ASSOCIATION.—

353 (a) The organization shall establish, sustain, fund, and  
354 provide staff support to a public liaison advisory committee  
355 composed of the following:

- 356 1. The commissioner or his or her designee.
- 357 2. A member public school principal.
- 358 3. A member private school principal.
- 359 4. A member school principal who is a member of a racial  
360 minority.



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- 361           5. An active athletic director.
- 362           6. An active coach, who is employed full time by a member  
363 school.
- 364           7. A student athlete.
- 365           8. A district school superintendent.
- 366           9. A district school board member.
- 367           10. A member of the Florida House of Representatives.
- 368           11. A member of the Florida Senate.
- 369           12. A parent of a high school student.
- 370           13. A member of a home education association.
- 371           14. A representative of the business community.
- 372           15. A representative of the news media.
- 373           (b) A ~~No~~ member of the board of directors, committee on  
374 appeals, or representative assembly is not eligible to serve on  
375 the public liaison advisory committee.
- 376           (c) The public liaison advisory committee shall elect a  
377 chairperson and vice chairperson from among its members.
- 378           (d) The authority and duties of the public liaison advisory  
379 committee are as follows:
- 380           1. To act as a conduit through which the general public may  
381 have input into the decisionmaking process of the organization  
382 and to assist the organization in the development of procedures  
383 regarding the receipt of public input and disposition of  
384 complaints related to high school athletic and competition  
385 programs.
- 386           2. To conduct public hearings annually in each of the four  
387 administrative regions during which interested parties may  
388 address issues regarding the effectiveness of the rules,  
389 operation, and management of the organization.



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390           3. To conduct an annual evaluation of the organization as a  
391 whole and present a report of its findings, conclusion, and  
392 recommendations to the board of directors, to the commissioner,  
393 and to the respective education committees of the Florida Senate  
394 and the Florida House of Representatives. The recommendations  
395 must delineate policies and procedures that will improve the  
396 implementation and oversight of high school athletic programs by  
397 the organization.

398           (e) The public liaison advisory committee shall meet four  
399 times annually. Additional meetings may be called by the  
400 committee chairperson, the organization president, or the  
401 organization commissioner.

402           (7) APPEALS.—

403           (a) Each ~~The~~ organization shall establish a procedure of  
404 due process which ensures each student the opportunity to appeal  
405 an unfavorable ruling with regard to his or her eligibility to  
406 compete. The initial appeal shall be made to a committee on  
407 appeals within the administrative region in which the student  
408 lives. Each ~~The~~ organization's bylaws shall establish the  
409 number, size, and composition of the committee on appeals.

410           (b) A ~~No~~ member of the board of directors is not eligible  
411 to serve on the committee on appeals.

412           (c) Members of the committee on appeals shall serve terms  
413 of 3 years and are eligible to succeed themselves only once. A  
414 member of the committee on appeals may serve a maximum of 6  
415 consecutive years. Each ~~The~~ organization's bylaws shall  
416 establish a rotation of terms to ensure that a majority of the  
417 members' terms do not expire concurrently.

418           (d) The authority and duties of the committee on appeals



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419 shall be to consider requests by member schools seeking  
420 exceptions to bylaws and regulations, to hear undue hardship  
421 eligibility cases filed by member schools on behalf of student  
422 athletes, and to hear appeals filed by member schools.

423 (e) A student athlete or member school that receives an  
424 unfavorable ruling from a committee on appeals shall be entitled  
425 to appeal that decision to the district school board ~~of~~  
426 ~~directors~~ at its next regularly scheduled meeting or called  
427 meeting. The district school board ~~has~~ ~~of directors~~ ~~shall have~~  
428 the authority to uphold, reverse, or amend the decision of the  
429 committee on appeals. In all such cases, the decision of the  
430 district school board ~~is~~ ~~of directors~~ ~~shall be~~ final.

431 (f) Each organization shall expedite the appeals process so  
432 that disposition of the appeal can be made before the end of the  
433 applicable sports season, if possible.

434 (g) Notwithstanding paragraph (a), the committee on appeals  
435 of the Sunshine Independent Athletic Association shall be  
436 composed of 10 persons as follows:

- 437 1. Three members appointed by the Governor.
- 438 2. Three members appointed by the President of the Senate.
- 439 3. Three members appointed by the Speaker of the House of  
440 Representatives.
- 441 4. The commissioner or his or her designee, who shall serve  
442 as a nonvoting member.

443 (8) AMENDMENT OF BYLAWS.—Each member school representative,  
444 the board of directors acting as a whole or as members acting  
445 individually, any advisory committee acting as a whole to be  
446 established by the organization, and the ~~organization's~~  
447 commissioner are empowered to propose amendments to the bylaws.





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448 Any other individual may propose an amendment by securing the  
449 sponsorship of any of the aforementioned individuals or bodies.  
450 All proposed amendments must be submitted directly to the  
451 representative assembly for its consideration. The  
452 representative assembly, while empowered to adopt, reject, or  
453 revise proposed amendments, may not, in and of itself, as a body  
454 be allowed to propose any amendment for its own consideration.

455 (9) RULES ADOPTION.—The bylaws of each ~~the~~ organization  
456 shall require member schools to adopt rules for sports, which  
457 have been established by a nationally recognized sanctioning  
458 body, unless waived by at least a two-thirds vote of the board  
459 of directors.

460 (10) BOARD OF DIRECTORS; SUNSHINE INDEPENDENT ATHLETIC  
461 ASSOCIATION.—

462 (a) The executive authority of the organization shall be  
463 vested in its board of directors. Any entity that appoints  
464 members to the board of directors shall examine the ethnic and  
465 demographic composition of the board when selecting candidates  
466 for appointment and shall, to the extent possible, make  
467 appointments that reflect state demographic and population  
468 trends. The board of directors shall be composed of 16 persons,  
469 as follows:

470 1. Four charter school representatives, one elected from  
471 among its public school representative members within each of  
472 the four administrative regions for public schools.

473 2. Four private member school representatives, one elected  
474 from among its private school representative members within each  
475 of the four administrative regions for public schools.

476 3. Three representatives appointed by the commissioner, one



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477 appointed from the two northernmost administrative regions, one  
478 appointed from the two southernmost administrative regions, and  
479 one appointed from the public schools that can balance the board  
480 for diversity or state population trends, or both.

481 4. Two school headmasters, one elected from the two  
482 northernmost administrative regions by the private school  
483 members in those regions and one elected from the two  
484 southernmost administrative regions by the private school  
485 members in those regions.

486 5. Two private school governing board members, one elected  
487 from the two northernmost administrative regions by the private  
488 school members in those regions and one elected from the two  
489 southernmost administrative regions by the private school  
490 members in those regions.

491 6. The commissioner, or his or her designee from the  
492 department executive staff.

493 7. The initial appointments to the board must be made by  
494 October 1, 2012.

495 (b) A quorum of the board of directors shall consist of  
496 nine members.

497 (c) The board of directors shall elect a president and a  
498 vice president from among its members. These officers shall also  
499 serve as officers of the organization.

500 (d) Members of the board of directors shall serve terms of  
501 3 years and are eligible to succeed themselves only once. The  
502 organization's bylaws shall establish a rotation of terms to  
503 ensure that a majority of the members' terms do not expire  
504 concurrently.

505 (e) The authority and duties of the board of directors,



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506 acting as a body and in accordance with the organization's  
507 bylaws, are as follows:

508 1. To act as the incorporated organization's board of  
509 directors and to fulfill its obligations as required by the  
510 organization's charter and articles of incorporation.

511 2. To establish such guidelines, regulations, policies, and  
512 procedures as are authorized by the bylaws.

513 3. To provide an organization commissioner, who may waive  
514 the bylaws of the organization in order to comply with statutory  
515 changes.

516 4. To levy annual dues and other fees and to set the  
517 percentage of contest receipts to be collected by the  
518 organization.

519 5. To approve the budget of the organization.

520 6. To organize and conduct statewide interscholastic  
521 competitions.

522 7. To act as an administrative board in the interpretation  
523 of all questions and appeals arising from the directing of  
524 interscholastic athletics of member schools.

525 (11) MEMBERSHIP.—Notwithstanding any law to the contrary,  
526 any high school in this state, including a virtual school or a  
527 home-education cooperative, may become a member of the Florida  
528 High School Athletic Association or the Sunshine Independent  
529 Athletic Association and participate in the activities of that  
530 organization. However, a public high school may not join the  
531 Sunshine Independent Athletic Association, and a public charter  
532 school may not join the Florida High School Athletic  
533 Association.

534 (a) Membership in an association is not mandatory for any



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535 high school.

536 (b) A high school may be a member of only one organization  
537 at a time. A high school may apply for membership to the other  
538 organization, but may not join, and dues are not owed until the  
539 current membership expires.

540 (12) FINES.—Any fines collected by either organization  
541 shall be deposited as follows:

542 (a) Forty percent into the Educational Enhancement Trust  
543 Fund.

544 (b) Thirty percent into the school district's education  
545 foundation for the educational benefit of all students in the  
546 school district.

547 (c) Thirty percent to the association that levies the fine.

548 Section 5. Paragraph (a) of subsection (7) of section  
549 1012.467, Florida Statutes, is amended to read:

550 1012.467 Noninstructional contractors who are permitted  
551 access to school grounds when students are present; background  
552 screening requirements.—

553 (7) (a) The Department of Law Enforcement shall implement a  
554 system that allows for the results of a criminal history check  
555 provided to a school district to be shared with other school  
556 districts through a secure Internet website or other secure  
557 electronic means. The Department of Law Enforcement may adopt  
558 rules under ss. 120.536(1) and 120.54 to implement this  
559 paragraph. School districts must accept reciprocity of level 2  
560 screenings for Florida High School Athletic Association or  
561 Sunshine Independent Athletic Association officials.

562 Section 6. Paragraph (b) of subsection (2) of section  
563 1012.55, Florida Statutes, is amended to read:



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564 1012.55 Positions for which certificates required.-  
565 (2)  
566 (b) Completion of a sports safety course shall count for 6  
567 hours of required school district inservice instruction for  
568 athletic coaching certification if the course is approved by the  
569 Florida High School Athletic Association Board of Directors or  
570 the Sunshine Independent Athletic Association Board of Directors  
571 and meets the following requirements:  
572 1. The course consists of at least eight modules.  
573 2. The course immediately provides an individual with a  
574 "merit" certificate at the time of successful completion.  
575 3. The course is delivered through hands-on and online  
576 teaching methods.  
577 4. The course is a hands-on course taught by either a  
578 state-licensed athletic trainer who holds a current certificate  
579 from the Board of Certification or a member of the American  
580 Academy of Orthopaedic Surgeons.  
581 5. Hands-on course material is less than 120 pages.  
582 6. The course covers sports safety specifically, excluding  
583 coaching principles and procedures for cardiopulmonary  
584 resuscitation.  
585 7. The course is authored or approved by at least 10 health  
586 care professionals, including doctors of medicine, doctors of  
587 osteopathy, registered nurses, physical therapists, and  
588 certified athletic trainers.  
589 8. The course is revised and reviewed for updates at least  
590 once every 30 months.  
591 9. The course is available to the general public for a  
592 retail price under \$50.



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593           10. Each course examination is automated and taken online  
594 with a score of 80 percent or better for successful completion.  
595           Section 7. This act shall take effect July 1, 2012.

596  
597 ===== T I T L E   A M E N D M E N T =====

598 And the title is amended as follows:

599           Delete everything before the enacting clause  
600 and insert:

601                           A bill to be entitled  
602           An act relating to high school athletics; amending s.  
603           1006.15, F.S.; expanding the eligibility of certain  
604           students in private schools to participate in sports  
605           programs in public schools; amending ss. 1006.165 and  
606           1006.18, F.S.; requiring private schools that are  
607           members of the Sunshine Independent Athletic  
608           Association to comply with certain requirements for  
609           having an operational automated external defibrillator  
610           on school grounds and to comply with cheerleader  
611           safety standards; amending s. 1006.20, F.S.;  
612           designating the Sunshine Independent Athletic  
613           Association as the governing nonprofit organization of  
614           athletics in private schools and charter schools in  
615           this state; revising provisions relating to the bylaws  
616           of the Florida High School Athletic Association and  
617           providing for organization, authority, and duties of  
618           the Sunshine Independent Athletic Association;  
619           requiring the bylaws of both associations to allow  
620           certain students who transfer to a private school to  
621           participate in sports offered by the school; requiring



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622 such bylaws to regulate investigators used by the  
623 associations and providing restrictions on  
624 investigations that are conducted; requiring such  
625 bylaws to allow coaches to coach in outside youth  
626 sports organizations; prohibiting the Florida High  
627 School Athletic Association from denying or  
628 discouraging interscholastic competition between  
629 public and private schools; providing for annual  
630 interscholastic competition championships between  
631 public and private high schools for each sport and  
632 competition level offered in public and private high  
633 schools in this state; providing procedures for  
634 appeals to the Sunshine Independent Athletic  
635 Association; requiring that appeals to a committee on  
636 appeals for the Florida High School Athletic  
637 Association or the Sunshine Independent Athletic  
638 Association be held in the county where the  
639 appellant's school is located; requiring that an  
640 appeals process be expedited, if possible; providing  
641 for the composition of a committee on appeals for the  
642 Sunshine Independent Athletic Association; creating a  
643 board of directors of the Sunshine Independent  
644 Athletic Association and providing authority and  
645 duties of the board; providing for the composition of  
646 the board membership; authorizing any high school in  
647 this state, including a virtual school or a home-  
648 education cooperative, to become a member of the  
649 Florida High School Athletic Association or the  
650 Sunshine Independent Athletic Association; prohibiting



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651 a public high school from joining the Sunshine  
652 Independent Athletic Association; prohibiting a public  
653 charter school from joining the Florida High School  
654 Athletic Association; providing for the use of fines  
655 collected by either association; amending s. 1012.467,  
656 F.S.; requiring school districts to accept reciprocity  
657 of the level 2 screening for Sunshine Independent  
658 Athletic Association officials; amending s. 1012.55,  
659 F.S.; adding approved sports safety courses by the  
660 Sunshine Independent Athletic Association to the list  
661 of required school district inservice instruction for  
662 athletic coaching certification; providing an  
663 effective date.