

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Choice & Innovation
2 Subcommittee

3 Representative Hutson offered the following:

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:

7 Section 1. Present paragraph (e) of subsection (18) of
8 section 1002.20, Florida Statutes, is redesignated as paragraph
9 (f), and a new paragraph (e) is added to that subsection, to
10 read:

11 1002.20 K-12 student and parent rights.—Parents of public
12 school students must receive accurate and timely information
13 regarding their child's academic progress and must be informed
14 of ways they can help their child to succeed in school. K-12
15 students and their parents are afforded numerous statutory
16 rights including, but not limited to, the following:

17 (18) EXTRACURRICULAR ACTIVITIES.—In accordance with the
18 provisions of s. 1006.15:

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19 (e) Public school students.—Public school students who
20 meet specified academic and conduct requirements may participate
21 in extracurricular activities at any public school that the
22 student could choose to attend pursuant to district or
23 interdistrict controlled open enrollment provisions, or may
24 develop an agreement to participate at a private school.

25 Section 2. Paragraph (e) of subsection (3) and subsection
26 (8) of section 1006.15, Florida Statutes, are amended, and
27 paragraphs (h), (i), and (j) are added to subsection (3) of that
28 section, to read:

29 1006.15 Student standards for participation in
30 interscholastic and intrascholastic extracurricular student
31 activities; regulation.—

32 (3)

33 (e) ~~A student of the Florida Virtual School~~ enrolled full-
34 time in a full-time program virtual instruction program, virtual
35 charter school or the Florida Virtual School may participate in
36 any interscholastic extracurricular activity at the public
37 school to which the student would be assigned according to
38 district school board attendance area policies or which the
39 student could choose to attend, pursuant to district or
40 interdistrict controlled open enrollment policies, or may
41 develop an agreement to participate in that extracurricular
42 activity at a private school, if the student:

43 1. During the period of participation in the
44 interscholastic extracurricular activity, meets the requirements
45 in paragraph (a).

46 ~~2. Meets any additional requirements as determined by the~~

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47 ~~board of trustees of the Florida Virtual School.~~

48 ~~2.3.~~ Meets the same residency requirements as other
49 students in the school at which he or she participates.

50 ~~3.4.~~ Meets the same standards of acceptance, behavior, and
51 performance that are required of other students in
52 extracurricular activities.

53 ~~4.5.~~ Registers his or her intent to participate in
54 interscholastic extracurricular activities with the school
55 before the beginning date of the season for the activity in
56 which he or she wishes to participate. A Florida Virtual School
57 student must be able to participate in curricular activities if
58 that is a requirement for an extracurricular activity.

59 (h) A student who attends a public school that does not
60 offer a particular extracurricular activity may participate at
61 any public school that the student could choose to attend
62 pursuant to district or interdistrict controlled open enrollment
63 provisions, or may develop an agreement to participate in that
64 extracurricular activity at a private school, if the student:

65 1. Meets the requirements for eligibility to participate
66 in interscholastic extracurricular activities, as provided under
67 paragraph (a);

68 2. Demonstrates educational progress at the school he or
69 she attends as required in paragraph (b);

70 3. Meets the same standards of acceptance, behavior, and
71 performance that are required of other students in
72 extracurricular activities;

73 4. Pays any fees required of other students who
74 participate in the extracurricular activity; and

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75 5. Registers with the school that offers the
76 extracurricular activity his or her intent to participate in the
77 interscholastic extracurricular activity at that school before
78 the beginning date of the season for the activity in which he or
79 she wishes to participate. A public school student must be able
80 to participate in a curricular activity if it is a requirement
81 for an extracurricular activity. The student may choose to
82 participate in the required curricular activity at the school he
83 or she attends or at the school in which he or she participates
84 in the extracurricular activity.

85 (i) A student who has been unable to maintain academic
86 eligibility for participation in interscholastic extracurricular
87 activities is ineligible to participate in such activities under
88 paragraph (h) until the student has successfully completed one
89 grading period.

90 (j) The parents of a student who participates in an
91 extracurricular activity under paragraphs (e) and (h) are
92 responsible for transporting their child to and from the school
93 at which the student participates. The public school the student
94 attends, the school at which the student participates in the
95 extracurricular activity, the district school board, and the
96 Florida High School Athletic Association (FHSAA) are exempt from
97 civil liability arising from any injury that occurs to the
98 student during such transportation.

99 (8) (a) The ~~FHSAA~~ Florida High School Athletic Association
100 ~~(FHSAA)~~, in cooperation with each district school board, shall
101 facilitate a program in which a middle school or high school
102 student who attends a private school shall be eligible to

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103 participate in an interscholastic or intrascholastic sport at a
104 public high school, a public middle school, or a 6-12 public
105 school that is zoned for the physical address at which the
106 student resides if:

107 1. The private school in which the student is enrolled is
108 not a member of the FHSAA and does not offer an interscholastic
109 or intrascholastic athletic program.

110 2. The private school student meets the guidelines for the
111 conduct of the program established by the FHSAA's board of
112 directors and the district school board. At a minimum, such
113 guidelines shall provide:

114 a. A deadline for each sport by which the private school
115 student's parents must register with the public school in
116 writing their intent for their child to participate at that
117 school in the sport.

118 b. Requirements for a private school student to
119 participate, including, but not limited to, meeting the same
120 standards of eligibility, acceptance, behavior, educational
121 progress, and performance which apply to other students
122 participating in interscholastic or intrascholastic sports at a
123 public school or FHSAA member private school.

124 (b) The parents of a private school student participating
125 in a public school sport under this subsection are responsible
126 for transporting their child to and from the public school at
127 which the student participates. The private school the student
128 attends, the public school at which the student participates in
129 a sport, the district school board, and the FHSAA are exempt

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130 from civil liability arising from any injury that occurs to the
131 student during such transportation.

132 (c) For each academic year, a private school student may
133 only participate at the public school in which the student is
134 first registered under sub-subparagraph (a)2.a. or makes himself
135 or herself a candidate for an athletic team by engaging in a
136 practice.

137 (d) The athletic director of each participating FHSAA
138 member public school shall maintain the student records
139 necessary for eligibility, compliance, and participation in the
140 program.

141 (e) Any non-FHSAA member private school that has a student
142 who wishes to participate in this program must make all student
143 records, including, but not limited to, academic, financial,
144 disciplinary, and attendance records, available upon request of
145 the FHSAA.

146 (f) A student must apply to participate in this program
147 through the FHSAA program application process.

148 (g) ~~Only~~ Students who are enrolled in non-FHSAA member
149 private schools ~~consisting of 125 students or fewer~~ are eligible
150 to participate in the program in any given academic year.

151 Section 3. This act shall take effect July 1, 2013.

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T I T L E A M E N D M E N T

154 Remove everything before the enacting clause and insert:

155 A bill to be entitled
156

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157 An act relating to extracurricular activities;
158 amending s. 1002.20, F.S.; providing that K-12 public
159 school students who meet certain requirements have a
160 right to participate in extracurricular activities;
161 amending s. 1006.15, F.S.; authorizing a student in
162 the Florida Virtual School to participate in an
163 extracurricular activity at a private school if
164 certain requirements are met; authorizing public
165 school students attending a public school that does
166 not offer a particular extracurricular activity to
167 participate in that extracurricular activity at
168 another school, subject to certain requirements;
169 deleting a criterion for students who are enrolled in
170 non-FHSAA member private schools to participate in
171 interscholastic or intrascholastic sports; providing
172 an effective date