

1 A bill to be entitled
2 An act relating to extracurricular activities;
3 amending s. 1002.20, F.S.; providing that K-12 public
4 school students who meet certain requirements have a
5 right to participate in extracurricular activities;
6 amending s. 1006.15, F.S.; authorizing certain
7 students enrolled in virtual instruction to
8 participate in an extracurricular activity at a public
9 or private school if certain requirements are met;
10 authorizing public school students attending a public
11 school that does not offer a particular
12 extracurricular activity to participate in that
13 extracurricular activity at a public or private
14 school, subject to certain requirements; deleting a
15 criterion for students who are enrolled in non-FHSAA
16 member private schools to participate in
17 interscholastic or intrascholastic sports; providing
18 an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:
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22 Section 1. Present paragraph (e) of subsection (18) of
23 section 1002.20, Florida Statutes, is redesignated as paragraph
24 (f), and a new paragraph (e) is added to that subsection to
25 read:

26 1002.20 K-12 student and parent rights.—Parents of public
27 school students must receive accurate and timely information
28 regarding their child's academic progress and must be informed

29 | of ways they can help their child to succeed in school. K-12
30 | students and their parents are afforded numerous statutory
31 | rights including, but not limited to, the following:

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

34 | (e) Public school students.—Public school students who
35 | meet specified academic and conduct requirements may participate
36 | in extracurricular activities at any public school that the
37 | student could choose to attend pursuant to district or
38 | interdistrict controlled open enrollment provisions, or may
39 | develop an agreement to participate at a private school.

40 | Section 2. Paragraph (e) of subsection (3) and subsection
41 | (8) of section 1006.15, Florida Statutes, are amended, and
42 | paragraphs (h), (i), and (j) are added to subsection (3) of that
43 | section, to read:

44 | 1006.15 Student standards for participation in
45 | interscholastic and intrascholastic extracurricular student
46 | activities; regulation.—

47 | (3)

48 | (e) A student enrolled ~~of the Florida Virtual School~~ full-
49 | time in a virtual instruction program, virtual charter school,
50 | or the Florida Virtual School may participate in any
51 | interscholastic extracurricular activity at the public school to
52 | which the student would be assigned according to district school
53 | board attendance area policies or which the student could choose
54 | to attend, pursuant to district or interdistrict controlled open
55 | enrollment policies, or may develop an agreement to participate
56 | in that extracurricular activity at a private school, if the

57 student:

58 1. During the period of participation in the
59 interscholastic extracurricular activity, meets the requirements
60 in paragraph (a).

61 ~~2. Meets any additional requirements as determined by the~~
62 ~~board of trustees of the Florida Virtual School.~~

63 ~~2.3.~~ Meets the same residency requirements as other
64 students in the school at which he or she participates.

65 ~~3.4.~~ Meets the same standards of acceptance, behavior, and
66 performance that are required of other students in
67 extracurricular activities.

68 ~~4.5.~~ Registers his or her intent to participate in
69 interscholastic extracurricular activities with the school
70 before the beginning date of the season for the activity in
71 which he or she wishes to participate. A ~~Florida Virtual School~~
72 student must be able to participate in curricular activities if
73 that is a requirement for an extracurricular activity.

74 (h) A student who attends a public school that does not
75 offer a particular extracurricular activity may participate at
76 any public school that the student could choose to attend
77 pursuant to district or interdistrict controlled open enrollment
78 provisions, or may develop an agreement to participate in that
79 extracurricular activity at a private school, if the student:

80 1. Meets the requirements for eligibility to participate
81 in interscholastic extracurricular activities, as provided under
82 paragraph (a);

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

85 3. Meets the same standards of acceptance, behavior, and
86 performance that are required of other students in
87 extracurricular activities;

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

90 5. Registers with the school that offers the
91 extracurricular activity his or her intent to participate in the
92 interscholastic extracurricular activity at that school before
93 the beginning date of the season for the activity in which he or
94 she wishes to participate. A public school student must be able
95 to participate in a curricular activity if it is a requirement
96 for an extracurricular activity. The student may choose to
97 participate in the required curricular activity at the school he
98 or she attends or at the school in which he or she participates
99 in the extracurricular activity.

100 (i) A student who has been unable to maintain academic
101 eligibility for participation in interscholastic extracurricular
102 activities is ineligible to participate in such activities under
103 paragraph (h) until the student has successfully completed one
104 grading period.

105 (j) The parents of a student who participates in an
106 extracurricular activity under paragraph (e) or paragraph (h)
107 are responsible for transporting their child to and from the
108 school at which the student participates. The public school the
109 student attends, the school at which the student participates in
110 the extracurricular activity, the district school board, and the
111 Florida High School Athletic Association (FHSAA) are exempt from

112 civil liability arising from any injury that occurs to the
113 student during such transportation.

114 (8) (a) The FHSAA ~~Florida High School Athletic Association~~
115 ~~(FHSAA)~~, in cooperation with each district school board, shall
116 facilitate a program in which a middle school or high school
117 student who attends a private school shall be eligible to
118 participate in an interscholastic or intrascholastic sport at a
119 public high school, a public middle school, or a 6-12 public
120 school that is zoned for the physical address at which the
121 student resides if:

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

125 2. The private school student meets the guidelines for the
126 conduct of the program established by the FHSAA's board of
127 directors and the district school board. At a minimum, such
128 guidelines shall provide:

129 a. A deadline for each sport by which the private school
130 student's parents must register with the public school in
131 writing their intent for their child to participate at that
132 school in the sport.

133 b. Requirements for a private school student to
134 participate, including, but not limited to, meeting the same
135 standards of eligibility, acceptance, behavior, educational
136 progress, and performance which apply to other students
137 participating in interscholastic or intrascholastic sports at a
138 public school or FHSAA member private school.

139 (b) The parents of a private school student participating
140 in a public school sport under this subsection are responsible
141 for transporting their child to and from the public school at
142 which the student participates. The private school the student
143 attends, the public school at which the student participates in
144 a sport, the district school board, and the FHSAA are exempt
145 from civil liability arising from any injury that occurs to the
146 student during such transportation.

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

152 (d) The athletic director of each participating FHSAA
153 member public school shall maintain the student records
154 necessary for eligibility, compliance, and participation in the
155 program.

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

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

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

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