SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY SENATOR DYSON

REPRESENTATIVES Peggy Wilson, Reinbold, Lynn, Austerman, Johnson, Stoltze

Introduced:  2/15/13
Referred:   Education

A BILL

FOR AN ACT ENTITLED

"An Act relating to student participation in interscholastic activities; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 14.30.365(a) is amended to read:

(a) A full-time student who is eligible under (b) of this section who is enrolled in grades nine through 12 in an alternative education program that is located [ENTIRELY] in the state and that does not offer interscholastic activities is eligible to participate in any interscholastic activities program available in a public school

(1) that, based on the residence of the parent or legal guardian, the student would be eligible to attend were the student not enrolled in an alternative education program; or

(2) at which the student requests to participate, if

(A) the student shows good cause; and

(B) the governing body of the school approves.
*Sec. 2.* AS 14.30.365(c) is amended by adding a new paragraph to read:

(5) "located in the state" means that the alternative education program is accessed by a student who is located in the state and provides for all instructional hours to take place at a site in the state.

*Sec. 3.* AS 14.45 is amended by adding a new section to article 3 to read:

**Sec. 14.45.150. Interscholastic activities; eligibility.** (a) A full-time student who is eligible under (b) of this section who is enrolled in grades nine through 12 in an alternative education program that is located in the state and that does not offer interscholastic activities is eligible to participate in any interscholastic activities program available in a religious or other private school regulated under this chapter

(1) that the student would be eligible to attend were the student not enrolled in an alternative education program; and

(2) at which the student requests to participate, if the administrator of the school approves.

(b) A student is eligible to participate in interscholastic activities under this section if the student

(1) is otherwise eligible to participate in interscholastic activities under requirements established by the school and the statewide interscholastic activities governing body;

(2) provides documentation, including academic transcripts, proof of full-time enrollment, and applicable disciplinary records, and, if required for participation in an activity by the school, requested medical records, to the school providing the interscholastic activities program; and

(3) claims the same school for interscholastic activities eligibility purposes during a school year.

(c) In this section,

(1) "alternative education program" means a public secondary school that provides a nontraditional education program, including the Alaska Military Youth Academy; a public vocational, remedial, or theme-based program; a home school program that is accredited by a recognized accrediting body; a charter school authorized under AS 14.03.250 - 14.03.290; and a statewide correspondence school
that enrolls students who reside outside of a district in which the student resides and provides less than three hours a week of scheduled face-to-face student interactions in the same location with a teacher who is certified under AS 14.20.020;

(2) "district" has the meaning given in AS 14.17.990;

(3) "full-time student" means a student who

   (A) is enrolled in not less than five classes in grades nine through 11 and not less than four classes in grade 12; and

   (B) is on track to graduate from secondary school in not more than four years of attendance in secondary school;

(4) "interscholastic activities" means preparation for and participation in events or competitions involving another school when the preparation or participation

   (A) is sanctioned or supported by the statewide interscholastic activities governing body;

   (B) is conducted outside of the regular school curriculum; and

   (C) does not involve participation in student government at a school;

(5) "located in the state" means that the alternative education program is accessed by a student who is located in the state and provides for all instructional hours to take place at a site in the state.

* Sec. 4. This Act takes effect July 1, 2013.