

House File 423 - Enrolled

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HOUSE FILE 423

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1 3 AN ACT
1 4 RELATING TO PARTICIPATION IN SECONDARY SCHOOL INTERSCHOLASTIC
1 5 SPORTS AT THE VARSITY AND INFERIOR LEVELS.

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1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 9 Section 1. Section 256.46, Code 2005, is amended to read
1 10 as follows:

1 11 256.46 RULES FOR PARTICIPATION IN EXTRACURRICULAR
1 12 ACTIVITIES BY CERTAIN CHILDREN.

1 13 The state board shall adopt rules that permit a child who
1 14 does not meet the residence requirements for participation in
1 15 extracurricular interscholastic contests or competitions
1 16 sponsored or administered by an organization as defined in
1 17 section 280.13 to participate in the contests or competitions
1 18 immediately if the child is duly enrolled in a school, is
1 19 otherwise eligible to participate, and meets one of the
1 20 following circumstances or a similar circumstance: the child
1 21 has been adopted; the child is placed under foster or shelter
1 22 care; the child is living with one of the child's parents as a
1 23 result of divorce, separation, death, or other change in the
1 24 child's parents' marital relationship, or pursuant to other
1 25 court-ordered decree or order of custody; the child is a
1 26 foreign exchange student; the child has been placed in a
1 27 juvenile correctional facility; the child is a ward of the
1 28 court or the state; the child is a participant in a substance
1 29 abuse or mental health program; or the child is enrolled in an
1 30 accredited nonpublic high school because the child's district
1 31 of residence has entered into a whole grade sharing agreement
1 32 for the pupil's grade with another district. The rules shall
1 33 permit a child who is otherwise eligible to participate, but

1 34 who does not meet one of the foregoing or similar
1 35 circumstances relating to residence requirements, to
2 1 participate at any level of competition inferior to the
2 2 varsity level. For purposes of this section and section
2 3 282.18, "varsity" means the highest level of competition
2 4 offered by one school or school district against the highest
2 5 level of competition offered by an opposing school or school
2 6 district.

2 7 Sec. 2. Section 282.18, subsection 13, Code 2005, is
2 8 amended to read as follows:

2 9 13. A pupil who participates in open enrollment for
2 10 purposes of attending a grade in grades ~~ten~~ nine through
2 11 twelve in a school district other than the district of
2 12 residence is ineligible to participate in varsity
2 13 interscholastic athletic contests and athletic competitions
2 14 during the pupil's first ninety school days of enrollment in
2 15 the district except that the pupil may participate immediately
2 16 in ~~an~~ a varsity interscholastic sport if the pupil is entering
2 17 grade nine for the first time and did not participate in an
2 18 interscholastic athletic competition for another school or
2 19 school district during the summer immediately following eighth
2 20 grade, if the district of residence and the other school

2 21 district jointly participate in the sport, if the sport in
2 22 which the pupil wishes to participate is not offered in the
2 23 district of residence, if the pupil chooses to use open
2 24 enrollment to attend school in another school district because
2 25 the district in which the student previously attended school
2 26 was dissolved and merged with one or more contiguous school
2 27 districts under section 256.11, subsection 12, if the pupil
2 28 participates in open enrollment because the pupil's district
2 29 of residence has entered into a whole grade sharing agreement
2 30 with another district for the pupil's grade, or if the parent
2 31 or guardian of the pupil participating in open enrollment is
2 32 an active member of the armed forces and resides in permanent
2 33 housing on government property provided by a branch of the
2 34 armed services. A pupil who has paid tuition and attended
2 35 school, or has attended school pursuant to a mutual agreement
3 1 between the two districts, in a district other than the
3 2 pupil's district of residence for at least one school year
3 3 prior to March 10, 1989, is also eligible to participate
3 4 immediately in interscholastic athletic contests and athletic
3 5 competitions under this section, but only as a member of a

3 6 team from the district that pupil had attended. For purposes
3 7 of this subsection, "school days of enrollment" ~~do~~ does not
3 8 include enrollment in summer school. For purposes of this
3 9 subsection, "varsity" means the same as defined in section
3 10 256.46.

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CHRISTOPHER C. RANTS
Speaker of the House

JOHN P. KIBBIE
President of the Senate

3 22 I hereby certify that this bill originated in the House and
3 23 is known as House File 423, Eighty-first General Assembly.

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MARGARET THOMSON
Chief Clerk of the House

3 29 Approved _____, 2005

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3 33 THOMAS J. VILSACK
3 34 Governor