

FILED JAN 21 1998

SENATE FILE 2048

BY BARTZ

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to participation in interscholastic athletic
2 contests and athletic competitions by pupils participating in
3 open enrollment.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SEN. 2048

1 Section 1. Section 282.18, subsection 13, Code Supplement
2 1997, is amended to read as follows:

3 13. a. A pupil who participates in open enrollment for
4 purposes of attending a grade in grades ten through twelve in
5 a school district other than the district of residence is
6 ineligible to participate in interscholastic athletic contests
7 and athletic competitions during the pupil's first ninety
8 school days of enrollment in the district except that the
9 pupil may participate immediately in an interscholastic sport
10 if under any of the following circumstances:

11 (1) If the district of residence and the other school
12 district jointly participate in the sport--if.

13 (2) If the sport in which the pupil wishes to participate
14 is not offered in the district of residence--if.

15 (3) If the pupil chooses to use open enrollment to attend
16 school in another school district because the district in
17 which the student previously attended school was dissolved and
18 merged with one or more contiguous school districts under
19 section 256.11, subsection 12--if.

20 (4) If the pupil participates in open enrollment because
21 the pupil's district of residence has entered into a whole
22 grade sharing agreement with another district for the pupil's
23 grade--or-if.

24 (5) If the pupil was enrolled in an accredited nonpublic
25 school that did not offer the sport in which the pupil wishes
26 to participate and the pupil enrolled in the district of
27 residence which does offer the sport only in order to
28 participate in open enrollment.

29 (6) If the parent or guardian of the pupil participating
30 in open enrollment is an active member of the armed forces and
31 resides in permanent housing on government property provided
32 by a branch of the armed services.

33 b. A pupil who has paid tuition and attended school, or
34 has attended school pursuant to a mutual agreement between the
35 two districts, in a district other than the pupil's district

1 of residence for at least one school year prior to March 10,
2 1989, is also eligible to participate immediately in
3 interscholastic athletic contests and athletic competitions
4 under this section, but only as a member of a team from the
5 district that pupil had attended.

6 c. For purposes of this subsection, "school days of
7 enrollment" do not include enrollment in summer school.

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EXPLANATION

9 This bill permits students who are enrolled at an
10 accredited nonpublic school that does not offer a sport the
11 student wishes to participate in, and who must enroll in their
12 district of residence as a means of participating in open
13 enrollment to another district, to participate immediately in
14 the sport in the receiving district even if the district of
15 residence offers the sport in which the pupil wishes to
16 participate.

17 Currently under the Code, a student who wishes to
18 participate in open enrollment must be enrolled in their
19 district of residence. Therefore, a student attending an
20 accredited nonpublic school cannot participate in open
21 enrollment without procedurally enrolling in their district of
22 residence. If the district of residence offers a sport the
23 student wishes to participate in, the student, who only
24 enrolled in order to attend school in the receiving district,
25 is currently prohibited from participating in the sport during
26 the pupil's first 90 school days of enrollment in the
27 receiving district.

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