

**House File 189 - Introduced**

HOUSE FILE 189  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HF 1)

**A BILL FOR**

1 An Act relating to the eligibility of students enrolled  
2 in nonpublic schools to compete in extracurricular  
3 interscholastic athletic contests or competitions provided by  
4 public schools, and including effective date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. NEW SECTION. **280.13D Participation in**  
2 **extracurricular interscholastic athletic contests or competitions**  
3 **provided by public schools.**

4 1. a. The board of directors of a school district shall  
5 allow a student who resides within the school district and who is  
6 enrolled in a nonpublic school to participate immediately in any  
7 extracurricular interscholastic athletic contest or competition  
8 that is provided by the school district, but that is not provided  
9 by the nonpublic school, pursuant to the terms of an agreement  
10 between the board of directors of the school district and the  
11 authorities in charge of the nonpublic school that provides for  
12 the eligibility of the student.

13 b. The board of directors of a school district shall allow  
14 a student who resides within a contiguous school district and  
15 who is enrolled in a nonpublic school to participate immediately  
16 in any extracurricular interscholastic athletic contest or  
17 competition that is provided by the school district, but that  
18 is not provided by the nonpublic school or the student's school  
19 district of residence, pursuant to the terms of an agreement  
20 between the board of directors of the school district and the  
21 authorities in charge of the nonpublic school that provides for  
22 the eligibility of the student.

23 c. If the board of directors of a school district has  
24 established a fee for the cost of a student's participation in an  
25 extracurricular interscholastic athletic contest or competition,  
26 a student who is enrolled in a nonpublic school and is  
27 participating in a contest or competition at a public school  
28 pursuant to paragraph "a" or "b", or the student's parent or  
29 guardian, shall be responsible for the payment of such fee. The  
30 amount of such fee shall not exceed the amount of the fee the  
31 board of directors of the school district has established for  
32 students who are enrolled in the school district.

33 2. An organization, as defined in section 280.13, shall not  
34 take into account the number of students who participate in an  
35 extracurricular interscholastic athletic contest or competition

1 provided by a school district pursuant to this section when  
2 determining the classification of a public school.

3 3. A student who participates in an extracurricular  
4 interscholastic athletic contest or competition pursuant to this  
5 section shall be deemed to satisfy the residence requirements for  
6 purposes of section 256.46.

7 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate  
8 importance, takes effect upon enactment.

9 EXPLANATION

10 The inclusion of this explanation does not constitute agreement with  
11 the explanation's substance by the members of the general assembly.

12 This bill relates to the eligibility of students enrolled in  
13 nonpublic schools to compete in extracurricular interscholastic  
14 athletic contests or competitions provided by public schools.

15 The bill requires school districts to allow a student  
16 who resides within the school district and who is enrolled  
17 in a nonpublic school to participate immediately in any  
18 extracurricular interscholastic athletic contest or competition  
19 provided by the school district, but that is not provided by the  
20 nonpublic school, pursuant to the terms of an agreement between  
21 the school district and the nonpublic school that provides for  
22 the eligibility of the student. The bill also requires school  
23 districts to allow a student who resides within a contiguous  
24 school district and who is enrolled in a nonpublic school to  
25 participate immediately in any extracurricular interscholastic  
26 athletic contest or competition provided by the school district,  
27 but that is not provided by the nonpublic school or the student's  
28 school district of residence, pursuant to the terms of an  
29 agreement between the school district and the nonpublic school  
30 that provides for the eligibility of the student.

31 The bill provides that, if a school district has established  
32 a fee for the cost of a student's participation in an  
33 extracurricular interscholastic athletic contest or competition,  
34 a student enrolled in a nonpublic school who is participating  
35 in the contest or competition pursuant to the bill's provisions,

1 or the student's parent or guardian, shall be responsible for  
2 the payment of such fee. School districts are prohibited from  
3 establishing a fee that exceeds the amount of the fee established  
4 for students who are enrolled in the school district.

5 The bill establishes that a student who participates in an  
6 extracurricular interscholastic athletic contest or competition  
7 pursuant to these provisions shall be deemed to satisfy  
8 the residence requirements of Code section 256.46 (rules for  
9 participation in extracurricular activities by certain children).

10 The bill prohibits an organization, as defined in Code section  
11 280.13 (requirements for interscholastic athletic contests and  
12 competitions), from taking into account the number of students  
13 who participate in an extracurricular interscholastic athletic  
14 contest or competition pursuant to these provisions when  
15 determining the classification of a public school.

16 The bill takes effect upon enactment.