



153526

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/22/2015	.	
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The Committee on Appropriations (Negron) recommended the following:

1 **Senate Amendment to Amendment (149946) (with title**
2 **amendment)**

3
4 Between lines 3284 and 3285
5 insert:

6 Section 59. Section 1006.20, Florida Statutes, is amended
7 to read:

8 1006.20 Athletics in public K-12 schools.—

9 (1) GOVERNING NONPROFIT ASSOCIATION ~~ORGANIZATION~~.—The
10 Florida High School Athletic Association (FHSAA) is designated



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11 ~~as~~ the governing nonprofit association for purposes of
12 membership in the National Federation of State High School
13 Associations organization of athletics in Florida public
14 schools. Following completion of each operational audit
15 conducted pursuant to s. 1006.19, the Commissioner of Education
16 shall review the FHSAA's performance in governing
17 interscholastic athletics in compliance with this part,
18 including the guiding principles for student eligibility for
19 extracurricular activities. If, at any time, the FHSAA fails to
20 meet the provisions of this part section, the commissioner, with
21 the approval of the State Board of Education, shall designate
22 another a nonprofit association organization to govern
23 interscholastic athletics in this state and serve as Florida's
24 voting member association of the National Federation of State
25 High School Associations athletics with the approval of the
26 State Board of Education. The FHSAA is not a state agency as
27 defined in s. 120.52 but is. The FHSAA shall be subject to ss.
28 1006.15-1006.19. Any special event fees, sanctioning fees,
29 including third-party sanctioning fees, or contest receipts
30 collected annually by the FHSAA may not exceed its actual costs
31 to perform the function or duty that is the subject of or
32 justification for the fee the provisions of s. 1006.19. The
33 FHSAA shall offer a spectator seeking admission to athletic
34 competitions the option of purchasing a single-day pass or a
35 multiple-day pass that is at a cost below that which the
36 spectator would pay on a per-event basis for the same number of
37 contests A private school that wishes to engage in high school
38 athletic competition with a public high school may become a
39 member of the FHSAA. Any high school in the state, including



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40 private schools, traditional public schools, charter schools,
41 virtual schools, and home education cooperatives, may become a
42 member of the FHSAA and participate in the activities of the
43 FHSAA. ~~However,~~ Membership in the FHSAA is not mandatory for any
44 school. FHSAA shall allow a school the option of joining the
45 association as a full-time member or on a per-sport basis and
46 may not prohibit or discourage any school from simultaneously
47 maintaining membership in FHSAA and another athletic
48 association. The FHSAA may not deny or discourage
49 interscholastic competition between its member schools and
50 nonmember ~~non-FHSAA member Florida~~ schools, including members of
51 another athletic association governing organization, and may not
52 take any retributory or discriminatory action against any of its
53 member schools that participate in interscholastic competition
54 with nonmember ~~non-FHSAA member Florida~~ schools. The FHSAA may
55 not unreasonably withhold its approval of an application to
56 become an affiliate member of the National Federation of State
57 High School Associations submitted by any other association
58 ~~organization~~ that governs interscholastic athletic competition
59 in this state which meets the requirements of this section. The
60 commissioner may identify other associations that govern
61 interscholastic athletic competition in compliance with this
62 section ~~The bylaws of the FHSAA are the rules by which high~~
63 ~~school athletic programs in its member schools, and the students~~
64 ~~who participate in them, are governed, unless otherwise~~
65 ~~specifically provided by statute.~~ For the purposes of this
66 section, "high school" includes grades 6 through 12.

67 (2) STUDENT ELIGIBILITY REQUIREMENTS; RECRUITING ADOPTION
68 ~~OF BYLAWS, POLICIES; ELIGIBILITY DISPUTE RESOLUTION, OR~~



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69 GUIDELINES.—The FHSAA shall:

70 (a) ~~The FHSAA shall adopt bylaws that, unless specifically~~
71 ~~provided by statute,~~ Establish eligibility requirements for all
72 students who participate in high school athletic competition in
73 its member schools. ~~A The bylaws governing residence and~~
74 ~~transfer shall allow the student is to be eligible in the school~~
75 in which he or she first enrolls each school year or the school
76 in which the student makes himself or herself a candidate for an
77 athletic team by engaging in a practice before ~~prior to~~
78 enrolling in the school. A student who transfers ~~The bylaws~~
79 ~~shall also allow the student to be eligible in the school to~~
80 ~~which the student has transferred during the school year is~~
81 eligible in the school to which he or she transfers if the
82 transfer is made by a deadline established by the FHSAA, which
83 may not be prior to the date authorized for the beginning of
84 practice for the sport. These transfers shall be allowed
85 pursuant to the district school board policies in the case of
86 transfer to a public school or pursuant to the private school
87 policies in the case of transfer to a private school. The
88 student shall be eligible in that school so long as he or she
89 remains enrolled in that school. Subsequent eligibility shall be
90 determined and enforced through the FHSAA's bylaws. Requirements
91 governing eligibility and transfer between member schools shall
92 be applied similarly to public school students and private
93 school students.

94 (b) ~~The FHSAA shall adopt bylaws that specifically~~ Prohibit
95 the recruiting of students for athletic purposes and. ~~The bylaws~~
96 shall prescribe penalties and an appeals process, which shall be
97 paid for by the FHSAA, for athletic recruiting violations. If it



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98 is determined that a school has recruited a student ~~in violation~~
99 ~~of FHSAA bylaws~~, the FHSAA may require the school to participate
100 in a higher classification for the sport in which the recruited
101 student competes for a minimum of one classification cycle, in
102 addition to any other appropriate fine and sanction imposed on
103 the school, its coaches, or adult representatives who commit
104 ~~violate~~ recruiting violations rules. An initial recruiting
105 violation by an adult representative is punishable by a fine of
106 \$5,000. A second recruiting violation by the adult
107 representative is punishable by a 1-year restriction of the
108 adult representative from teaching or coaching at the school. A
109 third recruiting violation by the adult representative is
110 punishable by a 5-year suspension of the representative's
111 teaching license. A student may not be declared ineligible based
112 on a recruiting violation only if ~~of recruiting rules~~ unless the
113 student or parent has committed an act specified in s.
114 1006.15(4)(b)1.b. or the FHSAA has imposed sanctions against the
115 individuals or member school engaging in recruiting and the
116 student or the parent has committed an act specified in s.
117 1006.15(4)(b)1.c. The FHSAA may not limit the competition of a
118 student athlete prospectively for a rule violation by his or her
119 school, the school's coach, or the student athlete's adult
120 representative. The FHSAA may not punish a student athlete for
121 an eligibility or recruiting violation perpetrated by a
122 teammate, coach, or administrator. A contest may not be
123 forfeited for an inadvertent eligibility violation unless the
124 coach or a school administrator should have known of the
125 violation. Contests may not be forfeited for other eligibility
126 violations or recruiting violations in excess of the number of



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127 contests from which the coaches and adult representatives
128 responsible for the violations are prospectively suspended. The
129 mass distribution of untargeted mailings, electronic mailings,
130 or printed guides or booklets by or on behalf of a member school
131 which include detailed information regarding the member school's
132 interscholastic athletic programs may not be considered
133 violations of the FHSAA's policies ~~falsified any enrollment or~~
134 ~~eligibility document or accepted any benefit or any promise of~~
135 ~~benefit if such benefit is not generally available to the~~
136 ~~school's students or family members or is based in any way on~~
137 ~~athletic interest, potential, or performance.~~

138 (c) ~~The FHSAA shall adopt bylaws that~~ Require all students
139 participating in interscholastic athletic competition or who are
140 candidates for an interscholastic athletic team to
141 satisfactorily pass a medical evaluation each year before ~~prior~~
142 ~~to~~ participating in interscholastic athletic competition or
143 engaging in any practice, tryout, workout, or other physical
144 activity associated with the student's candidacy for an
145 interscholastic athletic team. Such medical evaluation may be
146 administered only by a practitioner licensed under chapter 458,
147 chapter 459, chapter 460, or s. 464.012, and in good standing
148 with the practitioner's regulatory board. The FHSAA ~~bylaws~~ shall
149 establish requirements for eliciting a student's medical history
150 and performing the medical evaluation required under this
151 paragraph, which shall include a physical assessment of the
152 student's physical capabilities to participate in
153 interscholastic athletic competition as contained in a uniform
154 preparticipation physical evaluation and history form. The
155 evaluation form shall incorporate the recommendations of the



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156 American Heart Association for participation in cardiovascular
157 screening and shall provide a place for the signature of the
158 practitioner performing the evaluation with an attestation that
159 each examination procedure listed on the form was performed by
160 the practitioner or by someone under the direct supervision of
161 the practitioner. The form shall also contain a place for the
162 practitioner to indicate if a referral to another practitioner
163 was made in lieu of completion of a certain examination
164 procedure. The form shall provide a place for the practitioner
165 to whom the student was referred to complete the remaining
166 sections and attest to that portion of the examination. The
167 preparticipation physical evaluation form shall advise students
168 to complete a cardiovascular assessment and shall include
169 information concerning alternative cardiovascular evaluation and
170 diagnostic tests. Results of such medical evaluation must be
171 provided to the school. A ~~No~~ student is not ~~shall be~~ eligible to
172 participate in any interscholastic athletic competition or
173 engage in any practice, tryout, workout, or other physical
174 activity associated with the student's candidacy for an
175 interscholastic athletic team until the results of the medical
176 evaluation are ~~have been~~ received and approved by the school.

177 (d) Notwithstanding ~~the provisions of~~ paragraph (c), allow
178 a student to ~~may~~ participate in interscholastic athletic
179 competition or be a candidate for an interscholastic athletic
180 team if the parent of the student objects in writing to the
181 student undergoing a medical evaluation because such evaluation
182 is contrary to his or her religious tenets or practices.
183 However, in such case, there shall be no liability on the part
184 of any person or entity in a position to otherwise rely on the



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185 results of such medical evaluation for any damages resulting
186 from the student's injury or death arising directly from the
187 student's participation in interscholastic athletics where an
188 undisclosed medical condition that would have been revealed in
189 the medical evaluation is a proximate cause of the injury or
190 death.

191 (e) ~~The FHSAA shall adopt bylaws that~~ Regulate persons who
192 conduct investigations on behalf of the FHSAA. ~~The bylaws shall~~
193 ~~include provisions that require~~ An investigator must ~~to~~:

194 1. Undergo level 2 background screening under s. 435.04,
195 establishing that the investigator has not committed any
196 disqualifying offense listed in s. 435.04, unless the
197 investigator can provide proof of compliance with level 2
198 screening standards submitted within the previous 5 years to
199 meet any professional licensure requirements, provided:

200 a. The investigator has not had a break in service from a
201 position that requires level 2 screening for more than 90 days;
202 and

203 b. The investigator submits, under penalty of perjury, an
204 affidavit verifying that the investigator has not committed any
205 disqualifying offense listed in s. 435.04 and is in full
206 compliance with this paragraph.

207 2. Be appointed as an investigator by the FHSAA ~~executive~~
208 ~~director~~.

209 3. Carry a photo identification card that shows the FHSAA
210 name and ~~logo~~ and the investigator's official title.

211 4. Adhere to the following guidelines:

212 a. Investigate only those alleged violations assigned by
213 the FHSAA ~~executive director or the board of directors~~.



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214 b. Conduct interviews on Monday through Friday between the
215 hours of 9 a.m. and 7 p.m. only, unless previously agreed to by
216 the interviewee.

217 c. Allow the parent of any student being interviewed to be
218 present during the interview.

219 d. Search residences or other private areas only with the
220 permission of the FHSAA ~~executive director~~ and the written
221 consent of the student's parent and only with a parent or a
222 representative of the parent present.

223 (f) ~~The FHSAA shall adopt bylaws that~~ Establish sanctions
224 for coaches who have committed major violations ~~of the FHSAA's~~
225 ~~bylaws and policies.~~

226 1. Major violations include, but are not limited to,
227 knowingly allowing an ineligible student to participate in a
228 contest representing a member school in an interscholastic
229 contest or committing a violation of the FHSAA's recruiting or
230 sports ethics ~~sportsmanship~~ policies.

231 2. Sanctions placed upon an individual coach may include,
232 but are not limited to, prohibiting or suspending the coach from
233 coaching, participating in, or attending any athletic activity
234 sponsored, recognized, or sanctioned by the FHSAA and the member
235 school for which the coach committed the violation. If a coach
236 is sanctioned by the FHSAA and the coach transfers to another
237 member school, those sanctions remain in full force and effect
238 during the term of the sanction.

239 3. If a member school is assessed a financial penalty as a
240 result of a coach committing a major violation, the coach shall
241 reimburse the member school before being allowed to coach,
242 participate in, or attend any athletic activity sponsored,



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243 recognized, or sanctioned by the FHSAA and a member school.

244 4. The FHSAA shall establish a due process procedure for
245 coaches sanctioned under this paragraph, ~~consistent with the~~
246 ~~appeals procedures set forth in subsection (7).~~

247 (g) Provide a process for the resolution of student
248 eligibility disputes. The FHSAA shall provide an opportunity to
249 resolve eligibility issues through an informal conference
250 procedure. The FHSAA must provide written notice to the student
251 athlete, parent, and member school stating specific findings of
252 fact which support a determination of ineligibility. The student
253 athlete must request an informal conference if he or she intends
254 to contest the charges. The informal conference must be held
255 within 10 days after receipt of the student athlete's request.
256 If the eligibility dispute is not resolved at the informal
257 conference, the FHSAA shall provide a process for the timely and
258 cost-effective resolution of an eligibility dispute using a
259 neutral third party, including the use of retired or former
260 judges, mediation, or arbitration. The neutral third party shall
261 be selected by the parent of the student athlete from a list
262 maintained by the FHSAA. A final determination regarding the
263 eligibility dispute must be issued no later than 30 days after
264 the informal conference. The FHSAA shall adopt bylaws
265 establishing the process for resolving eligibility disputes must
266 and standards by which FHSAA determinations of eligibility are
267 made. Such bylaws shall provide that:

268 1. Ineligibility must be established by clear and
269 convincing evidence.

270 2. Student athletes, parents, and schools must have notice
271 of the initiation of any investigation or other inquiry into



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272 eligibility and may present, to the investigator and to the
273 individual or body making the eligibility determination, any
274 information or evidence that is credible, persuasive, and of a
275 kind reasonably prudent persons rely upon in the conduct of
276 serious affairs.†

277 3. An investigator may not determine matters of eligibility
278 but must submit information and evidence to the individual or
279 body designated by the FHSAA executive director or a person
280 designated by the executive director or by the board of
281 directors for an unbiased and objective determination of
282 eligibility.†~~and~~

283 4. A determination of ineligibility must be made in
284 writing, setting forth the findings of fact and specific
285 violation upon which the decision is based.

286 5. Any proceedings concerning student athlete eligibility
287 must be held in the county in which the student athlete resides
288 and may be conducted by telephone, videoconference, or other
289 electronic means.

290 6. A student athlete may not be declared ineligible to
291 participate in athletic competition until a final decision is
292 issued by the neutral third party unless the determination of
293 ineligibility is based on s. 1006.15(4)(b)1.a., e., or f. It is
294 the responsibility of the member school to assess the facts
295 underlying the eligibility dispute and any potential penalties
296 that may result from a determination of ineligibility in
297 deciding whether to allow the student athlete to continue to
298 participate before a final eligibility determination. If a
299 student is determined ineligible by the neutral third party, the
300 school shall forfeit any contests in which the school won and in



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301 which the student athlete played. For the purposes of this
302 subparagraph, the term "played" means the student athlete
303 dressed out and actively participated in the contest.

304 ~~(h) In lieu of bylaws adopted under paragraph (g), the~~
305 ~~FHSAA may adopt bylaws providing as a minimum the procedural~~
306 ~~safeguards of ss. 120.569 and 120.57, making appropriate~~
307 ~~provision for appointment of unbiased and qualified hearing~~
308 ~~officers.~~

309 ~~(i) The FHSAA bylaws may not limit the competition of~~
310 ~~student athletes prospectively for rule violations of their~~
311 ~~school or its coaches or their adult representatives. The FHSAA~~
312 ~~bylaws may not unfairly punish student athletes for eligibility~~
313 ~~or recruiting violations perpetrated by a teammate, coach, or~~
314 ~~administrator. Contests may not be forfeited for inadvertent~~
315 ~~eligibility violations unless the coach or a school~~
316 ~~administrator should have known of the violation. Contests may~~
317 ~~not be forfeited for other eligibility violations or recruiting~~
318 ~~violations in excess of the number of contests that the coaches~~
319 ~~and adult representatives responsible for the violations are~~
320 ~~prospectively suspended.~~

321 ~~(h)-(j)~~ (h) The FHSAA shall Adopt guidelines to educate athletic
322 coaches, officials, administrators, and student athletes and
323 their parents about ~~of~~ the nature and risk of concussion and
324 head injury.

325 ~~(i)-(k)~~ (i) The FHSAA shall adopt bylaws or policies that
326 Require the parent of a student who is participating in
327 interscholastic athletic competition or who is a candidate for
328 an interscholastic athletic team to sign and return an informed
329 consent that explains the nature and risk of concussion and head



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330 injury, including the risk of continuing to play after
331 concussion or head injury, each year before participating in
332 interscholastic athletic competition or engaging in any
333 practice, tryout, workout, or other physical activity associated
334 with the student's candidacy for an interscholastic athletic
335 team.

336 (j) ~~(l)~~ ~~The FHSAA shall adopt bylaws or policies that~~
337 Require each student athlete who is suspected of sustaining a
338 concussion or head injury in a practice or competition to be
339 immediately removed from the activity. A student athlete who has
340 been removed from an activity may not return to practice or
341 competition until the student submits to the school a written
342 medical clearance to return stating that the student athlete no
343 longer exhibits signs, symptoms, or behaviors consistent with a
344 concussion or other head injury. Medical clearance must be
345 authorized by the appropriate health care practitioner trained
346 in the diagnosis, evaluation, and management of concussions as
347 defined by the Sports Medicine Advisory Committee of the Florida
348 High School Athletic Association.

349 (k) ~~(m)~~ Establish ~~The FHSAA shall adopt bylaws for the~~
350 ~~establishment and~~ duties of a sports medicine advisory committee
351 composed of the following members:

- 352 1. Eight physicians licensed under chapter 458 or chapter
353 459, with at least one member licensed under chapter 459.
- 354 2. One chiropractor licensed under chapter 460.
- 355 3. One podiatrist licensed under chapter 461.
- 356 4. One dentist licensed under chapter 466.
- 357 5. Three athletic trainers licensed under part XIII of
358 chapter 468.



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359 6. One member who is a current or retired head coach of a
360 high school in the state.

361 (3) GOVERNING STRUCTURE OF THE FHSAA.—

362 (a) The FHSAA shall operate as a representative democracy
363 in which the sovereign authority is within its member schools
364 and the parents of students participating in interscholastic
365 athletics within those schools. ~~Except as provided in this~~
366 ~~section, the FHSAA shall govern its affairs through its bylaws.~~

367 (b) Each member school, on its annual application for
368 membership, shall name its official representative to the FHSAA.
369 This representative must be either the school principal or his
370 or her designee. That designee must ~~either~~ be an assistant
371 principal or athletic director housed within that same school.

372 (c) The governing board of the FHSAA shall consist of 16
373 members composed proportionately of representatives from
374 traditional public schools, public schools of choice, private
375 schools, home education cooperatives, and parents of student
376 athletes who are enrolled in such schools or programs. The
377 governing board must also be constituted in a manner that
378 provides for equitable representation among the various regions
379 of the state where the association's member schools are located.
380 Any additional policymaking body established by the FHSAA must
381 provide for proportionate representation of schools, programs,
382 parents, and regions of the state as described in this paragraph
383 ~~FHSAA's membership shall be divided along existing county lines~~
384 ~~into four contiguous and compact administrative regions, each~~
385 ~~containing an equal or nearly equal number of member schools to~~
386 ~~ensure equitable representation on the FHSAA's board of~~
387 ~~directors, representative assembly, and appeals committees.~~



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388 (d) The FHSAA shall annually require each member of the
389 governing board or other policymaking body to attend nonprofit
390 governance training, which must include government in the
391 sunshine, conflicts of interest, ethics, and student athlete-
392 centered decisionmaking consistent with the guiding principles
393 for participation in extracurricular activities under s.
394 1006.15.

395 ~~(4) BOARD OF DIRECTORS.-~~

396 ~~(a) The executive authority of the FHSAA shall be vested in~~
397 ~~its board of directors. Any entity that appoints members to the~~
398 ~~board of directors shall examine the ethnic and demographic~~
399 ~~composition of the board when selecting candidates for~~
400 ~~appointment and shall, to the greatest extent possible, make~~
401 ~~appointments that reflect state demographic and population~~
402 ~~trends. The board of directors shall be composed of 16 persons,~~
403 ~~as follows:~~

404 ~~1. Four public member school representatives, one elected~~
405 ~~from among its public school representative members within each~~
406 ~~of the four administrative regions.~~

407 ~~2. Four nonpublic member school representatives, one~~
408 ~~elected from among its nonpublic school representative members~~
409 ~~within each of the four administrative regions.~~

410 ~~3. Three representatives appointed by the commissioner, one~~
411 ~~appointed from the two northernmost administrative regions and~~
412 ~~one appointed from the two southernmost administrative regions.~~
413 ~~The third representative shall be appointed to balance the board~~
414 ~~for diversity or state population trends, or both.~~

415 ~~4. Two district school superintendents, one elected from~~
416 ~~the two northernmost administrative regions by the members in~~



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417 ~~those regions and one elected from the two southernmost~~
418 ~~administrative regions by the members in those regions.~~

419 ~~5. Two district school board members, one elected from the~~
420 ~~two northernmost administrative regions by the members in those~~
421 ~~regions and one elected from the two southernmost administrative~~
422 ~~regions by the members in those regions.~~

423 ~~6. The commissioner or his or her designee from the~~
424 ~~department executive staff.~~

425 ~~(b) A quorum of the board of directors shall consist of~~
426 ~~nine members.~~

427 ~~(c) The board of directors shall elect a president and a~~
428 ~~vice president from among its members. These officers shall also~~
429 ~~serve as officers of the FHSAA.~~

430 ~~(d) Members of the board of directors shall serve terms of~~
431 ~~3 years and are eligible to succeed themselves only once. A~~
432 ~~member of the board of directors, other than the commissioner or~~
433 ~~his or her designee, may serve a maximum of 6 consecutive years.~~
434 ~~The FHSAA's bylaws shall establish a rotation of terms to ensure~~
435 ~~that a majority of the members' terms do not expire~~
436 ~~concurrently.~~

437 ~~(e) The authority and duties of the board of directors,~~
438 ~~acting as a body and in accordance with the FHSAA's bylaws, are~~
439 ~~as follows:~~

440 ~~1. To act as the incorporated FHSAA's board of directors~~
441 ~~and to fulfill its obligations as required by the FHSAA's~~
442 ~~charter and articles of incorporation.~~

443 ~~2. To establish such guidelines, regulations, policies, and~~
444 ~~procedures as are authorized by the bylaws.~~

445 ~~3. To employ an FHSAA executive director, who shall have~~



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446 ~~the authority to waive the bylaws of the FHSAA in order to~~
447 ~~comply with statutory changes.~~

448 ~~4. To levy annual dues and other fees and to set the~~
449 ~~percentage of contest receipts to be collected by the FHSAA.~~

450 ~~5. To approve the budget of the FHSAA.~~

451 ~~6. To organize and conduct statewide interscholastic~~
452 ~~competitions, which may or may not lead to state championships,~~
453 ~~and to establish the terms and conditions for these~~
454 ~~competitions.~~

455 ~~7. To act as an administrative board in the interpretation~~
456 ~~of, and final decision on, all questions and appeals arising~~
457 ~~from the directing of interscholastic athletics of member~~
458 ~~schools.~~

459 ~~(5) REPRESENTATIVE ASSEMBLY.—~~

460 ~~(a) The legislative authority of the FHSAA is vested in its~~
461 ~~representative assembly.~~

462 ~~(b) The representative assembly shall be composed of the~~
463 ~~following:~~

464 ~~1. An equal number of member school representatives from~~
465 ~~each of the four administrative regions.~~

466 ~~2. Four district school superintendents, one elected from~~
467 ~~each of the four administrative regions by the district school~~
468 ~~superintendents in their respective administrative regions.~~

469 ~~3. Four district school board members, one elected from~~
470 ~~each of the four administrative regions by the district school~~
471 ~~board members in their respective administrative regions.~~

472 ~~4. The commissioner or his or her designee from the~~
473 ~~department executive staff.~~

474 ~~(c) The FHSAA's bylaws shall establish the number of member~~



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475 ~~school representatives to serve in the representative assembly~~
476 ~~from each of the four administrative regions and shall establish~~
477 ~~the method for their selection.~~

478 ~~(d) No member of the board of directors other than the~~
479 ~~commissioner or his or her designee can serve in the~~
480 ~~representative assembly.~~

481 ~~(e) The representative assembly shall elect a chairperson~~
482 ~~and a vice chairperson from among its members.~~

483 ~~(f) Elected members of the representative assembly shall~~
484 ~~serve terms of 2 years and are eligible to succeed themselves~~
485 ~~for two additional terms. An elected member, other than the~~
486 ~~commissioner or his or her designee, may serve a maximum of 6~~
487 ~~consecutive years in the representative assembly.~~

488 ~~(g) A quorum of the representative assembly consists of one~~
489 ~~more than half of its members.~~

490 ~~(h) The authority of the representative assembly is limited~~
491 ~~to its sole duty, which is to consider, adopt, or reject any~~
492 ~~proposed amendments to the FHSAA's bylaws.~~

493 ~~(i) The representative assembly shall meet as a body~~
494 ~~annually. A two-thirds majority of the votes cast by members~~
495 ~~present is required for passage of any proposal.~~

496 ~~(6) PUBLIC LIAISON ADVISORY COMMITTEE.—~~

497 ~~(a) The FHSAA shall establish, sustain, fund, and provide~~
498 ~~staff support to a public liaison advisory committee composed of~~
499 ~~the following:~~

- 500 ~~1. The commissioner or his or her designee.~~
- 501 ~~2. A member public school principal.~~
- 502 ~~3. A member private school principal.~~
- 503 ~~4. A member school principal who is a member of a racial~~



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504 ~~minority.~~
505 ~~5. An active athletic director.~~
506 ~~6. An active coach, who is employed full time by a member~~
507 ~~school.~~
508 ~~7. A student athlete.~~
509 ~~8. A district school superintendent.~~
510 ~~9. A district school board member.~~
511 ~~10. A member of the Florida House of Representatives.~~
512 ~~11. A member of the Florida Senate.~~
513 ~~12. A parent of a high school student.~~
514 ~~13. A member of a home education association.~~
515 ~~14. A representative of the business community.~~
516 ~~15. A representative of the news media.~~
517 ~~(b) No member of the board of directors, committee on~~
518 ~~appeals, or representative assembly is eligible to serve on the~~
519 ~~public liaison advisory committee.~~
520 ~~(c) The public liaison advisory committee shall elect a~~
521 ~~chairperson and vice chairperson from among its members.~~
522 ~~(d) The authority and duties of the public liaison advisory~~
523 ~~committee are as follows:~~
524 ~~1. To act as a conduit through which the general public may~~
525 ~~have input into the decisionmaking process of the FHSAA and to~~
526 ~~assist the FHSAA in the development of procedures regarding the~~
527 ~~receipt of public input and disposition of complaints related to~~
528 ~~high school athletic and competition programs.~~
529 ~~2. To conduct public hearings annually in each of the four~~
530 ~~administrative regions during which interested parties may~~
531 ~~address issues regarding the effectiveness of the rules,~~
532 ~~operation, and management of the FHSAA.~~



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533 ~~3. To conduct an annual evaluation of the FHSAA as a whole~~
534 ~~and present a report of its findings, conclusion, and~~
535 ~~recommendations to the board of directors, to the commissioner,~~
536 ~~and to the respective education committees of the Florida Senate~~
537 ~~and the Florida House of Representatives. The recommendations~~
538 ~~must delineate policies and procedures that will improve the~~
539 ~~implementation and oversight of high school athletic programs by~~
540 ~~the FHSAA.~~

541 ~~(c) The public liaison advisory committee shall meet four~~
542 ~~times annually. Additional meetings may be called by the~~
543 ~~committee chairperson, the FHSAA president, or the FHSAA~~
544 ~~executive director.~~

545 ~~(7) APPEALS.—~~

546 ~~(a) The FHSAA shall establish a procedure of due process~~
547 ~~which ensures each student the opportunity to appeal an~~
548 ~~unfavorable ruling with regard to his or her eligibility to~~
549 ~~compete. The initial appeal shall be made to a committee on~~
550 ~~appeals within the administrative region in which the student~~
551 ~~lives. The FHSAA's bylaws shall establish the number, size, and~~
552 ~~composition of each committee on appeals.~~

553 ~~(b) No member of the board of directors is eligible to~~
554 ~~serve on a committee on appeals.~~

555 ~~(c) Members of a committee on appeals shall serve terms of~~
556 ~~3 years and are eligible to succeed themselves only once. A~~
557 ~~member of a committee on appeals may serve a maximum of 6~~
558 ~~consecutive years. The FHSAA's bylaws shall establish a rotation~~
559 ~~of terms to ensure that a majority of the members' terms do not~~
560 ~~expire concurrently.~~

561 ~~(d) The authority and duties of a committee on appeals~~



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562 ~~shall be to consider requests by member schools seeking~~
563 ~~exceptions to bylaws and regulations, to hear undue hardship~~
564 ~~eligibility cases filed by member schools on behalf of student~~
565 ~~athletes, and to hear appeals filed by member schools or student~~
566 ~~athletes.~~

567 ~~(c) A student athlete or member school that receives an~~
568 ~~unfavorable ruling from a committee on appeals shall be entitled~~
569 ~~to appeal that decision to the board of directors at its next~~
570 ~~regularly scheduled meeting or called meeting. The board of~~
571 ~~directors shall have the authority to uphold, reverse, or amend~~
572 ~~the decision of the committee on appeals. In all such cases, the~~
573 ~~decision of the board of directors shall be final.~~

574 ~~(f) The FHSAA shall expedite the appeals process on~~
575 ~~determinations of ineligibility so that disposition of the~~
576 ~~appeal can be made before the end of the applicable sports~~
577 ~~season, if possible.~~

578 ~~(g) In any appeal from a decision on eligibility made by~~
579 ~~the executive director or a designee, a school or student~~
580 ~~athlete filing the appeal must be permitted to present~~
581 ~~information and evidence that was not available at the time of~~
582 ~~the initial determination or if the determination was not made~~
583 ~~by an unbiased, objective individual using a process allowing~~
584 ~~full due process rights to be heard and to present evidence. If~~
585 ~~evidence is presented on appeal, a de novo decision must be made~~
586 ~~by the committee or board hearing the appeal, or the~~
587 ~~determination may be suspended and the matter remanded for a new~~
588 ~~determination based on all the evidence. If a de novo decision~~
589 ~~is made on appeal, the decision must be made in writing, setting~~
590 ~~forth the findings of fact and specific violation upon which the~~



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591 ~~decision is based. If a de novo decision is not required, the~~
592 ~~decision appealed must be set aside if the decision on~~
593 ~~ineligibility was not based on clear and convincing evidence.~~
594 ~~Any further appeal shall be considered on a record that includes~~
595 ~~all evidence presented.~~

596 ~~(8) AMENDMENT OF BYLAWS. Each member school representative,~~
597 ~~the board of directors acting as a whole or as members acting~~
598 ~~individually, any advisory committee acting as a whole to be~~
599 ~~established by the FHSAA, and the FHSAA's executive director are~~
600 ~~empowered to propose amendments to the bylaws. Any other~~
601 ~~individual may propose an amendment by securing the sponsorship~~
602 ~~of any of the aforementioned individuals or bodies. All proposed~~
603 ~~amendments must be submitted directly to the representative~~
604 ~~assembly for its consideration. The representative assembly,~~
605 ~~while empowered to adopt, reject, or revise proposed amendments,~~
606 ~~may not, in and of itself, as a body be allowed to propose any~~
607 ~~amendment for its own consideration.~~

608 Section 60. Section 1006.15, Florida Statutes, are amended
609 to read:

610 1006.15 Student standards for eligibility to participate
611 participation in interscholastic and intrascholastic
612 extracurricular student activities; regulation.-

613 (1) This section may be cited as the "Craig Dickinson Act."

614 (2) District school board and nonprofit association
615 policies governing student eligibility for extracurricular
616 activities shall be guided by the following principles:

617 (a) Interscholastic Extracurricular student activities are
618 an important complement to the academic curriculum and provide
619 students with incentives to succeed academically.



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620 (b) Participation in a comprehensive extracurricular and
621 academic program contributes to ~~student~~ development of the
622 social and intellectual skills necessary to become a well-
623 rounded adult.

624 (c) Extracurricular activities promote teamwork and
625 collaboration, expose students to individuals from diverse
626 backgrounds, and enhance parental engagement in the school.

627 (d) Policies governing student eligibility for
628 extracurricular activities should not impede parental school
629 choice.

630 (3) As used in this part section, the term:

631 (a) "Extracurricular activity" means a any school-
632 authorized or education-related activity occurring during or
633 outside the regular instructional school day.

634 (b) "Home education cooperative" means a parent-directed
635 group of individual home education students which provides
636 opportunities for interscholastic competition to those students.

637 (c) "Impermissible benefit" means a benefit or promise of
638 benefit that is based in any way on athletic interest,
639 potential, or performance, that is a benefit not generally
640 available to the school's students or their family members, and
641 that induces a student athlete to participate in the athletic
642 programs of a member school. The term does not include
643 transportation arrangements.

644 (d) "Nonprofit association" means the nonprofit association
645 that governs interscholastic athletic competition in this state
646 pursuant to s. 1006.20.

647 (e) "Public school student" means a student who is
648 attending a traditional public school, charter school, magnet



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649 school, alternative school, developmental research laboratory
650 school, other public school of choice, or public virtual school.

651 (f) "Recruiting" means an effort by a school employee or
652 athletic department staff member to pressure, urge, or entice a
653 student to attend that school for the purpose of participating
654 in interscholastic athletics.

655 (g) "Unaffiliated private school" means a private school
656 that has an enrollment of 125 or fewer students in grades 6
657 through 12 and that is not a member of the nonprofit
658 association.

659 (4)(3)(a) A student is ~~To be~~ eligible to participate in
660 interscholastic extracurricular ~~student~~ activities if the, a
661 student ~~must~~:

662 1. Maintains ~~Maintain~~ a grade point average of 2.0 or above
663 on a 4.0 scale, or its equivalent, in the previous semester ~~or a~~
664 cumulative grade point average of 2.0 or above on a 4.0 scale,
665 ~~or its equivalent, in the courses required by s. 1002.3105(5) or~~
666 ~~s. 1003.4282.~~

667 2. Executes ~~Execute~~ and fulfills ~~fulfill~~ the requirements
668 of an academic performance contract between the student, the
669 district school board or private school, the appropriate
670 governing association, and the student's parents, if the
671 student's cumulative grade point average falls below 2.0, or its
672 equivalent, on a 4.0 scale ~~in the courses required by s.~~
673 ~~1002.3105(5) or s. 1003.4282.~~ At a minimum, the contract must
674 require that the student attend summer school, or its graded
675 equivalent, between grades 9 and 10 or grades 10 and 11, as
676 necessary.

677 3. Has ~~Have~~ a cumulative grade point average of 2.0 or



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678 above on a 4.0 scale, or its equivalent, ~~in the courses required~~
679 ~~by s. 1002.3105(5) or s. 1003.4282~~ during his or her junior or
680 senior year.

681 4. Maintains ~~Maintain~~ satisfactory conduct as prescribed by
682 the district school board's or private school's code, ~~including~~
683 ~~adherence to appropriate dress and other codes~~ of student
684 conduct ~~policies described in s. 1006.07(2)~~. If a student is
685 convicted of, or is found to have committed, a felony or a
686 delinquent act that would have been a felony if committed by an
687 adult, regardless of whether adjudication is withheld, the
688 student's participation in ~~interscholastic~~ extracurricular
689 activities is contingent upon established and published district
690 school board or private school policy.

691 5. Is a home education student who meets the requirements
692 of the home education program pursuant to s. 1002.41, including
693 requirements relating to annual educational evaluations. The
694 evaluation processes or requirements placed on home education
695 student participants may not exceed those that apply under s.
696 1002.41 to home education students generally.

697 (b)1. A student may be declared ineligible to participate
698 in interscholastic extracurricular activities only if:

699 a. The student fails to achieve compliance with paragraph
700 (a);

701 b. The student or parent falsifies an enrollment or
702 eligibility document;

703 c. The student or parent accepts an impermissible benefit;

704 d. The student commits a flagrant act of unsportsmanlike
705 conduct toward a contest official, opponent, or other person
706 attending an athletic contest or violates substance abuse



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707 policies established by the nonprofit association;
708 e. The student has exhausted 4 years of athletic
709 eligibility, graduated from high school, or attained the maximum
710 age established by the nonprofit association, whichever occurs
711 first;
712 f. The student does not pass a medical evaluation pursuant
713 to s. 1006.20(2)(c), except as otherwise provided in s.
714 1006.20(2)(d); or
715 g. The student forfeits his or her amateur status, as
716 defined by the nonprofit association.
717 2. A student may not be declared ineligible to participate
718 in interscholastic athletics based upon a violation of the
719 nonprofit association's recruitment policy or otherwise because
720 the student participated on a nonschool team or nonschool team
721 affiliated with the school in which the student ultimately
722 enrolls; or the student participated in nonschool athletic
723 activities sponsored by a member school of the nonprofit
724 association if, after participating, the student registers for,
725 enrolls in, or applies to attend the sponsoring school. As used
726 in this subparagraph, the terms "nonschool team" and "nonschool
727 athletic activities" include, but are not limited to, club
728 teams, travel teams, grade school teams, recreational league
729 teams, personal instruction sessions, summer camp teams, and
730 summer camp nonschool athletic programs.
731 (c)1. ~~(b)~~ A Any student who is exempt from attending a full
732 school day based on rules adopted by the district school board
733 for double session schools or programs, experimental schools, or
734 schools operating under emergency conditions must maintain the
735 grade point average required by this section and pass each class



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736 for which he or she is enrolled.

737 2. A student who transfers from a home education program to
738 a public or private school before or during the first semester
739 of the school year is academically eligible to participate in
740 extracurricular activities during the first semester if the
741 student has a successful evaluation from the previous school
742 year pursuant to subparagraph (a)5.

743 3. A public school or private school student who transfers
744 into a home education program after being declared ineligible
745 for participation in extracurricular activities pursuant to sub-
746 subparagraph (b)1.a. is ineligible to participate in such
747 activities as a home education student until the student has
748 successfully completed one semester in a home education program
749 pursuant to s. 1002.41.

750 4. A public school student who transfers to a private
751 school or another public school, or a private school student who
752 transfers to a public school or another private school, after
753 being declared ineligible to participate in extracurricular
754 activities pursuant to sub-subparagraph (b)1.a. is ineligible to
755 participate in such activities until the student has
756 successfully completed one semester at the school to which he or
757 she transfers and meets the requirements of paragraph (a).

758 (d)(e) An individual home education student is eligible to
759 participate in an extracurricular activity that is not offered
760 by the student's home education program. Participation may occur
761 at any ~~the~~ public school in the school district in which the
762 student resides ~~to which the student would be assigned according~~
763 ~~to district school board attendance area policies~~ or a public
764 school in another school district which the student could choose



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765 to attend pursuant to an district or interdistrict controlled
766 open enrollment policy. A home education student provisions, or
767 may also develop an agreement to participate at a private
768 school, in the interscholastic or extracurricular activities of
769 that school. In order to participate under this paragraph, a
770 student must meet, provided the following conditions are met:

771 ~~1. The home education student must meet the requirements of~~
772 ~~the home education program pursuant to s. 1002.41.~~

773 ~~2. During the period of participation at a school, the home~~
774 ~~education student must demonstrate educational progress as~~
775 ~~required in paragraph (b) in all subjects taken in the home~~
776 ~~education program by a method of evaluation agreed upon by the~~
777 ~~parent and the school principal which may include: review of the~~
778 ~~student's work by a certified teacher chosen by the parent;~~
779 ~~grades earned through correspondence; grades earned in courses~~
780 ~~taken at a Florida College System institution, university, or~~
781 ~~trade school; standardized test scores above the 35th~~
782 ~~percentile; or any other method designated in s. 1002.41.~~

783 ~~3. The home education student must meet the same residency~~
784 ~~requirements as other students in the school at which he or she~~
785 ~~participates.~~

786 ~~1.4.~~ The home education student must meet the same
787 standards of acceptance, behavior, and performance as required
788 of other students in extracurricular activities.

789 ~~2.5.~~ The student must register with the school his or her
790 intent to participate in ~~interscholastic~~ extracurricular
791 activities as a representative of the school before the
792 beginning date of the nonathletic activity or season for the
793 athletic activity in which he or she wishes to participate. A



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794 ~~home education~~ student must be able to participate in curricular
795 activities if that is a requirement for an extracurricular
796 activity.

797 3. A student who is enrolled in an unaffiliated private
798 school, a home education program, a full-time public virtual
799 school, or any public school that does not offer any
800 interscholastic athletic programs may only participate in
801 interscholastic athletics at the public school in which the
802 student is first registered.

803 4. The student's parent is responsible for transporting the
804 student to and from the school at which the student
805 participates. The school the student attends, the school at
806 which the student participates in the extracurricular activity,
807 the district school board, and the nonprofit association are
808 exempt from civil liability arising from any injury to the
809 student which occurs during such transportation.

810 ~~6. A student who transfers from a home education program to~~
811 ~~a public school before or during the first grading period of the~~
812 ~~school year is academically eligible to participate in~~
813 ~~interscholastic extracurricular activities during the first~~
814 ~~grading period provided the student has a successful evaluation~~
815 ~~from the previous school year, pursuant to subparagraph 2.~~

816 ~~7. Any public school or private school student who has been~~
817 ~~unable to maintain academic eligibility for participation in~~
818 ~~interscholastic extracurricular activities is ineligible to~~
819 ~~participate in such activities as a home education student until~~
820 ~~the student has successfully completed one grading period in~~
821 ~~home education pursuant to subparagraph 2. to become eligible to~~
822 ~~participate as a home education student.~~



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823 ~~(d) An individual charter school student pursuant to s.~~
824 ~~1002.33 is eligible to participate at the public school to which~~
825 ~~the student would be assigned according to district school board~~
826 ~~attendance area policies or which the student could choose to~~
827 ~~attend, pursuant to district or interdistrict controlled open-~~
828 ~~enrollment provisions, in any interscholastic extracurricular~~
829 ~~activity of that school, unless such activity is provided by the~~
830 ~~student's charter school, if the following conditions are met:~~

831 ~~1. The charter school student must meet the requirements of~~
832 ~~the charter school education program as determined by the~~
833 ~~charter school governing board.~~

834 ~~2. During the period of participation at a school, the~~
835 ~~charter school student must demonstrate educational progress as~~
836 ~~required in paragraph (b).~~

837 ~~3. The charter school student must meet the same residency~~
838 ~~requirements as other students in the school at which he or she~~
839 ~~participates.~~

840 ~~4. The charter school student must meet the same standards~~
841 ~~of acceptance, behavior, and performance that are required of~~
842 ~~other students in extracurricular activities.~~

843 ~~5. The charter school student must register with the school~~
844 ~~his or her intent to participate in interscholastic~~
845 ~~extracurricular activities as a representative of the school~~
846 ~~before the beginning date of the season for the activity in~~
847 ~~which he or she wishes to participate. A charter school student~~
848 ~~must be able to participate in curricular activities if that is~~
849 ~~a requirement for an extracurricular activity.~~

850 ~~6. A student who transfers from a charter school program to~~
851 ~~a traditional public school before or during the first grading~~



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852 ~~period of the school year is academically eligible to~~
853 ~~participate in interscholastic extracurricular activities during~~
854 ~~the first grading period if the student has a successful~~
855 ~~evaluation from the previous school year, pursuant to~~
856 ~~subparagraph 2.~~

857 ~~7. Any public school or private school student who has been~~
858 ~~unable to maintain academic eligibility for participation in~~
859 ~~interscholastic extracurricular activities is ineligible to~~
860 ~~participate in such activities as a charter school student until~~
861 ~~the student has successfully completed one grading period in a~~
862 ~~charter school pursuant to subparagraph 2. to become eligible to~~
863 ~~participate as a charter school student.~~

864 ~~(c) A student of the Florida Virtual School full-time~~
865 ~~program may participate in any interscholastic extracurricular~~
866 ~~activity at the public school to which the student would be~~
867 ~~assigned according to district school board attendance area~~
868 ~~policies or which the student could choose to attend, pursuant~~
869 ~~to district or interdistrict controlled open enrollment~~
870 ~~policies, if the student:~~

871 ~~1. During the period of participation in the~~
872 ~~interscholastic extracurricular activity, meets the requirements~~
873 ~~in paragraph (a).~~

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

876 ~~3. Meets the same residency requirements as other students~~
877 ~~in the school at which he or she participates.~~

878 ~~4. Meets the same standards of acceptance, behavior, and~~
879 ~~performance that are required of other students in~~
880 ~~extracurricular activities.~~



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881 ~~5. Registers his or her intent to participate in~~
882 ~~interscholastic extracurricular activities with the school~~
883 ~~before the beginning date of the season for the activity in~~
884 ~~which he or she wishes to participate. A Florida Virtual School~~
885 ~~student must be able to participate in curricular activities if~~
886 ~~that is a requirement for an extracurricular activity.~~

887 ~~(f) A student who transfers from the Florida Virtual School~~
888 ~~full-time program to a traditional public school before or~~
889 ~~during the first grading period of the school year is~~
890 ~~academically eligible to participate in interscholastic~~
891 ~~extracurricular activities during the first grading period if~~
892 ~~the student has a successful evaluation from the previous school~~
893 ~~year pursuant to paragraph (a).~~

894 ~~(g) A public school or private school student who has been~~
895 ~~unable to maintain academic eligibility for participation in~~
896 ~~interscholastic extracurricular activities is ineligible to~~
897 ~~participate in such activities as a Florida Virtual School~~
898 ~~student until the student successfully completes one grading~~
899 ~~period in the Florida Virtual School pursuant to paragraph (a).~~

900 (5)-(4) The student standards for participation in
901 interscholastic extracurricular activities must be applied
902 beginning with the student's first semester of the 9th grade.
903 Each student must meet such other requirements for participation
904 as may be established by the district school board; however,
905 such requirements must apply on an equal basis to all students
906 and a district school board may not make establish requirements
907 for participation in interscholastic extracurricular activities
908 which make participation in such activities less accessible to a
909 transfer student or a student enrolled in a public school of



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910 choice, an unaffiliated private school, or a home education
911 program students than to other students. A district school board
912 or private school may not establish policies regarding transfer
913 student eligibility for extracurricular activities which are
914 more stringent than the policies established by the nonprofit
915 association ~~Except as set forth in paragraph (3)(c), evaluation~~
916 ~~processes or requirements that are placed on home education~~
917 ~~student participants may not go beyond those that apply under s.~~
918 ~~1002.41 to home education students generally.~~

919 (6)~~(5)~~ An Any organization or entity that regulates or
920 governs interscholastic extracurricular activities of public
921 schools:

922 (a) Shall permit home education associations or home
923 education cooperatives to join as member schools.

924 (b) Shall not discriminate against any eligible student
925 based on an educational choice of public, private, or home
926 education.

927 (7)~~(6)~~ Public schools are prohibited from membership in any
928 organization or entity that ~~which~~ regulates or governs
929 interscholastic extracurricular activities and discriminates
930 against eligible students in public, private, or home education.

931 ~~(7) Any insurance provided by district school boards for~~
932 ~~participants in extracurricular activities shall cover the~~
933 ~~participating home education student. If there is an additional~~
934 ~~premium for such coverage, the participating home education~~
935 ~~student shall pay the premium.~~

936 ~~(8)(a) The Florida High School Athletic Association~~
937 ~~(FHSAA), in cooperation with each district school board, shall~~
938 ~~facilitate a program in which a middle school or high school~~



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939 ~~student who attends a private school shall be eligible to~~
940 ~~participate in an interscholastic or intrascholastic sport at a~~
941 ~~public high school, a public middle school, or a 6-12 public~~
942 ~~school that is zoned for the physical address at which the~~
943 ~~student resides if:~~

944 ~~1. The private school in which the student is enrolled is~~
945 ~~not a member of the FHSAA and does not offer an interscholastic~~
946 ~~or intrascholastic athletic program.~~

947 ~~2. The private school student meets the guidelines for the~~
948 ~~conduct of the program established by the FHSAA's board of~~
949 ~~directors and the district school board. At a minimum, such~~
950 ~~guidelines shall provide:~~

951 ~~a. A deadline for each sport by which the private school~~
952 ~~student's parents must register with the public school in~~
953 ~~writing their intent for their child to participate at that~~
954 ~~school in the sport.~~

955 ~~b. Requirements for a private school student to~~
956 ~~participate, including, but not limited to, meeting the same~~
957 ~~standards of eligibility, acceptance, behavior, educational~~
958 ~~progress, and performance which apply to other students~~
959 ~~participating in interscholastic or intrascholastic sports at a~~
960 ~~public school or FHSAA member private school.~~

961 ~~(b) The parents of a private school student participating~~
962 ~~in a public school sport under this subsection are responsible~~
963 ~~for transporting their child to and from the public school at~~
964 ~~which the student participates. The private school the student~~
965 ~~attends, the public school at which the student participates in~~
966 ~~a sport, the district school board, and the FHSAA are exempt~~
967 ~~from civil liability arising from any injury that occurs to the~~



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968 ~~student during such transportation.~~

969 ~~(c) For each academic year, a private school student may~~
970 ~~only participate at the public school in which the student is~~
971 ~~first registered under sub-subparagraph (a)2.a. or makes himself~~
972 ~~or herself a candidate for an athletic team by engaging in a~~
973 ~~practice.~~

974 ~~(d) The athletic director of each participating FHSAA~~
975 ~~member public school shall maintain the student records~~
976 ~~necessary for eligibility, compliance, and participation in the~~
977 ~~program.~~

978 ~~(e) Any non-FHSAA member private school that has a student~~
979 ~~who wishes to participate in this program must make all student~~
980 ~~records, including, but not limited to, academic, financial,~~
981 ~~disciplinary, and attendance records, available upon request of~~
982 ~~the FHSAA.~~

983 ~~(f) A student must apply to participate in this program~~
984 ~~through the FHSAA program application process.~~

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

988 Section 61. Section 1006.16, Florida Statutes, is amended
989 to read:

990 1006.16 Insuring school students engaged in extracurricular
991 athletic activities against injury.—~~A~~ Any district school board,
992 school athletic association, or school may formulate, conduct,
993 and purchase a plan or method of insuring, or may self-insure,
994 participants in extracurricular activities ~~school students~~
995 against injury sustained by reason of such participation
996 ~~students engaging and participating in the~~ extracurricular



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997 ~~athletic~~ activities conducted or sponsored by the district
998 school board, association, or school ~~in which such students are~~
999 ~~enrolled~~. A district school board, school athletic association,
1000 or school may add a surcharge to the fee charged for admission
1001 to athletic events as a means of producing revenue to purchase
1002 such insurance or to provide self-insurance. A Any district
1003 school board may pay for all or part of such plan or method of
1004 insurance or self-insurance from available district school board
1005 funds. Insurance provided by a district school board for
1006 participants in extracurricular activities must cover home
1007 education and unaffiliated private school students participating
1008 in extracurricular activities at a district public school
1009 pursuant to s. 1006.15 under the same terms and conditions that
1010 apply to students enrolled in a district public school.

1011 Section 62. Section 1006.19, Florida Statutes, is amended
1012 to read:

1013 1006.19 Audit of records of nonprofit ~~corporations and~~
1014 associations handling interscholastic activities.—

1015 (1) Each nonprofit association ~~or corporation~~ that operates
1016 for the purpose of supervising and controlling interscholastic
1017 activities of public high schools and whose membership is
1018 composed of duly certified representatives of public high
1019 schools, ~~and whose rules and regulations are established by~~
1020 ~~members thereof,~~ shall have an annual financial audit of its
1021 accounts and records conducted by an independent certified
1022 public accountant retained by it and paid from its funds. The
1023 accountant shall furnish a copy of the audit report to the
1024 Auditor General within 30 days after completion of the audit. At
1025 least every 3 years, the Auditor General shall conduct an



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1026 operational audit of the accounts and records of each nonprofit
1027 association.

1028 (2) Any such nonprofit association or corporation shall
1029 keep adequate and complete records of all moneys received by it,
1030 including the source and amount, and all moneys spent by it,
1031 including salaries, fees, expenses, travel allowances, and all
1032 other items of expense. All records of any such organization
1033 shall be open for inspection by the Auditor General.

1034 Section 63. Subsections (17) and (18) of section 1002.20,
1035 Florida Statutes, are amended to read:

1036 1002.20 K-12 student and parent rights.—Parents of public
1037 school students must receive accurate and timely information
1038 regarding their child's academic progress and must be informed
1039 of ways they can help their child to succeed in school. K-12
1040 students and their parents are afforded numerous statutory
1041 rights including, but not limited to, the following:

1042 (17) ATHLETICS; PUBLIC HIGH SCHOOL.—

1043 (a) *Eligibility*.—Eligibility requirements for all students
1044 participating in high school athletic competition must allow a
1045 student to be eligible in the school in which he or she first
1046 enrolls each school year, the school in which the student makes
1047 himself or herself a candidate for an athletic team by engaging
1048 in practice before enrolling, or the school to which the student
1049 has transferred with approval of the district school board, in
1050 accordance with s. 1006.20 ~~the provisions of s. 1006.20(2)(a).~~

1051 (b) *Medical evaluation*.—Students must satisfactorily pass a
1052 medical evaluation each year before participating in athletics,
1053 unless the parent objects in writing based on religious tenets
1054 or practices, in accordance with s. 1006.20 ~~the provisions of s.~~



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1055 ~~1006.20(2)(d).~~

1056 (18) EXTRACURRICULAR ACTIVITIES.—In accordance with ~~the~~
1057 ~~provisions of s. 1006.15:~~

1058 (a) *Eligibility.*—Students who meet specified academic and
1059 conduct requirements are eligible to participate in
1060 extracurricular activities.

1061 ~~(b) *Home education students.*—Home education students who~~
1062 ~~meet specified academic and conduct requirements are eligible to~~
1063 ~~participate in extracurricular activities at the public school~~
1064 ~~to which the student would be assigned or could choose to attend~~
1065 ~~according to district school board policies, or may develop an~~
1066 ~~agreement to participate at a private school.~~

1067 ~~(c) *Charter school students.*—Charter school students who~~
1068 ~~meet specified academic and conduct requirements are eligible to~~
1069 ~~participate in extracurricular activities at the public school~~
1070 ~~to which the student would be assigned or could choose to attend~~
1071 ~~according to district school board policies, unless such~~
1072 ~~activity is provided by the student's charter school.~~

1073 ~~(d) *Florida Virtual School full-time students.*—Florida~~
1074 ~~Virtual School full-time students who meet specified academic~~
1075 ~~and conduct requirements are eligible to participate in~~
1076 ~~extracurricular activities at the public school to which the~~
1077 ~~student would be assigned or could choose to attend according to~~
1078 ~~district school board policies.~~

1079 (b) ~~(e)~~ *Discrimination prohibited.*—Organizations that
1080 regulate or govern extracurricular activities of public schools
1081 shall not discriminate against any eligible student based on an
1082 educational choice of public, private, or home education.

1083 Section 64. Subsection (11) of section 1002.33, Florida



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1084 Statutes, is amended to read:

1085 1002.33 Charter schools.—

1086 (11) PARTICIPATION IN ~~INTERSCHOLASTIC~~ EXTRACURRICULAR
1087 ACTIVITIES.—A charter school student is eligible to participate
1088 in an ~~interscholastic~~ extracurricular activity at another ~~the~~
1089 public school ~~to which the student would be otherwise assigned~~
1090 ~~to attend~~ pursuant to s. 1006.15 ~~s. 1006.15(3)(d)~~.

1091
1092 ===== T I T L E A M E N D M E N T =====

1093 And the title is amended as follows:

1094 Delete line 3665

1095 and insert:

1096 and Information; amending s. 1006.20, F.S.; providing
1097 for review of the Florida High School Athletic
1098 Association (FHSAA) performance of duties; providing
1099 requirements regarding fees and admission prices;
1100 revising member in the FHSAA; revising provisions
1101 regarding student eligibility and transfer; providing
1102 procedures for resolving student eligibility disputes;
1103 revising the governing structure of the FHSAA;
1104 deleting provisions relating to the FHSAA's board of
1105 directors, representative assembly, public liaison
1106 advisory committee, and appeals committees; deleting
1107 requirements with respect to amendments to the FHSAA's
1108 bylaws; amending s. 1006.15, F.S.; establishing
1109 guiding principles for extracurricular activities;
1110 defining terms; revising academic eligibility
1111 requirements; specifying grounds for student
1112 ineligibility for participation in interscholastic



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1113 extracurricular activities; specifying conditions
1114 under which students who are enrolled in public
1115 schools, certain private schools, or home education
1116 programs may participate in the extracurricular
1117 activities of a public school; deleting obsolete
1118 provisions; amending s. 1006.16, F.S.; revising
1119 insurance requirements to include students who
1120 participate in nonathletic extracurricular activities;
1121 requiring that insurance coverage provided by district
1122 school boards for participants in extracurricular
1123 activities include certain students; amending s.
1124 1006.19, F.S.; providing a period within which an
1125 audit of a nonprofit association's records must be
1126 provided to the Auditor General; requiring the Auditor
1127 General to conduct operational audits of the nonprofit
1128 association's accounts and records; amending s.
1129 1002.20, F.S.; conforming cross-references; revising
1130 provisions related to participation in extracurricular
1131 activities; amending ss. 1002.33, F.S.; conforming
1132 cross-references; providing an effective date.