STATE OF NEW YORK

4775

2021-2022 Regular Sessions

IN ASSEMBLY

February 8, 2021

Introduced by M. of A. STIRPE, ASHBY, BENEDETTO, BLANKENBUSH, BRABENEC, COOK, CUSICK, GOODELL, LALOR, MIKULIN, B. MILLER, MORINELLO, PEOPLES-STOKES, RA, L. ROSENTHAL, THIELE, WOERNER, WALSH, WALCZYK, J. M. GIGLIO, MANKTELOW, D. ROSENTHAL, CRUZ, TAYLOR, BARRON, BARCLAY, FITZPATRICK, M. MILLER, HUNTER, FALL, SMULLEN, DeSTEFANO, DICKENS, SALKA, LUPARDO, McDONOUGH, BARNWELL, BYRNES -- Multi-Sponsored by -- M. of A. HAWLEY, RAMOS, STECK, TAGUE -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to allowing school districts to permit home-schooled students to participate in district interscholastic sports

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The education law is amended by adding a new section 3235 to read as follows:

§ 3235. Home instruction students and interscholastic sports. The board of education or trustee of a school district may establish and adopt a policy to allow a student who receives home instruction to try out for and participate on a school district's interschool athletic team. The policy shall include, but not be limited to the following provisions:

1. The student shall be required to meet all the same responsibilities and standards of behavior and eligibility for practice and competition as a public school student enrolled in the school district participating on the interschool athletic team including but not limited to the health examination, immunization, and age eligibility requirements;

2. The student shall annually meet all academic requirements pursuant to section 100.10 of commissioner regulations; provided, however, that a board of education or trustee of a school district may require additional academic eligibility requirements;

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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3. The student shall only be eligible to try out for and participate on their school district of residence's interschool athletic team; and

4. Transportation shall be provided by the parent or guardian of the student.

§ 2. This act shall take effect immediately.