STATE OF NEW YORK

1010

2023-2024 Regular Sessions

IN SENATE

January 9, 2023

Introduced by Sen. OBERACKER -- read twice and ordered printed, and when printed to be committed 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;

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.

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

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