
By: **Delegate Bartlett**

Introduced and read first time: February 8, 2002

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools - Extracurricular Activities - Home-Schooled and Private**
3 **School Students**

4 FOR the purpose of authorizing a public school to allow certain nonenrolled students
5 to participate in certain extracurricular activities under certain circumstances;
6 requiring public schools to give placement priority to certain students over
7 certain students if certain limitations exist in certain extracurricular activities;
8 defining a certain term; and generally relating to allowing home-schooled and
9 private school students to participate in public school sponsored extracurricular
10 activities.

11 BY adding to
12 Article - Education
13 Section 7-114
14 Annotated Code of Maryland
15 (2001 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Education**

19 7-114.

20 (A) IN THIS SECTION, "EXTRACURRICULAR ACTIVITY" INCLUDES
21 INTERSCHOLASTIC ATHLETICS, MUSIC, OR DRAMA PROGRAMS, STUDENT
22 ORGANIZATIONS, OR OTHER PROGRAMS SPONSORED BY A SCHOOL:

23 (1) IN WHICH A STUDENT MAY PARTICIPATE OUTSIDE OF REGULAR
24 SCHOOL HOURS; AND

25 (2) FOR WHICH A STUDENT DOES NOT EARN ACADEMIC CREDIT.

26 (B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A PUBLIC
27 SCHOOL MAY ALLOW A STUDENT WHO IS NOT ENROLLED IN THE SCHOOL TO
28 PARTICIPATE IN AN EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL TO

1 THE SAME EXTENT THAT A STUDENT WHO IS ENROLLED IN THE SCHOOL MAY
2 PARTICIPATE IN THE EXTRACURRICULAR ACTIVITY, IF THE NONENROLLED
3 STUDENT:

4 (1) (I) PARTICIPATES IN A HOME INSTRUCTION PROGRAM UNDER
5 WRITTEN AGREEMENT WITH THE COUNTY SUPERINTENDENT; AND

6 (II) IS ELIGIBLE TO ATTEND THE PUBLIC SCHOOL; OR

7 (2) (I) IS ENROLLED IN A PRIVATE SCHOOL THAT DOES NOT SPONSOR
8 THE EXTRACURRICULAR ACTIVITY; AND

9 (II) IS ELIGIBLE TO ATTEND THE PUBLIC SCHOOL.

10 (C) A PUBLIC SCHOOL SHALL GIVE PLACEMENT PRIORITY TO ANY STUDENT
11 ENROLLED IN THE PUBLIC SCHOOL SPONSORING THE EXTRACURRICULAR ACTIVITY
12 OVER ANY NONENROLLED HOME-SCHOOLED OR PRIVATE SCHOOL STUDENT IF
13 THERE ARE A LIMITED NUMBER OF SPACES AVAILABLE FOR STUDENTS IN THE
14 EXTRACURRICULAR ACTIVITY.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2002.