

1 AN ACT relating to interscholastic extracurricular activities.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO
4 READ AS FOLLOWS:

5 (1) A student of an at-home private school is eligible to participate in an
6 interscholastic extracurricular activity sponsored by or engaged in by the public
7 school to which the student would be assigned according to district school board
8 attendance policies or which the student could choose to attend pursuant to a
9 district's nonresident pupil policy adopted pursuant to KRS 158.120. A student
10 eligible under this section who is selected to participate in an interscholastic
11 extracurricular activity shall:

12 (a) Pay any participation or activity fee in an amount equal to the fee charged
13 to public school participants;

14 (b) Adhere to the same standards of behavior, responsibility, performance, and
15 code of conduct as any other participants in the extracurricular activity;

16 (c) Register with the public school his or her intent to participate in
17 extracurricular activity as a representative of the public school before the
18 beginning date of the semester for the activity in which he or she wishes to
19 participate; and

20 (d) Comply with the same physical examination, immunization, insurance, age,
21 and semester eligibility requirements as other students participating in the
22 activity.

23 (2) A parent, guardian, or teacher of a student of an at-home private school
24 participating in an interscholastic extracurricular activity at a public school shall
25 provide the principal of the school an affidavit, on a schedule agreed to by the
26 parent, guardian, or teacher and principal, to verify that the student is passing his
27 or her coursework and progressing toward graduation.

1 (3) If a student enrolled in a public school fails to meet the public school's required
2 academic standards, withdraws from the public school, and enrolls in an at-home
3 private school, the student shall be ineligible to participate in any interscholastic
4 extracurricular activity at the public school for the remainder of the school year.

5 (4) Transportation of a student of an at-home private school to the public school to
6 participate in an interscholastic extracurricular activity is the responsibility of the
7 parent, guardian, or student. The student may use the same transportation as
8 other students if additional expenses are not incurred by the district.

9 (5) A public school shall not discriminate against a student eligible under this section
10 in the selection of interscholastic extracurricular team members.

11 (6) A public school team or group shall not be impeded from competing against any
12 other public school team or group solely because the public school team or group
13 includes students eligible under this section.

14 (7) Nothing in this section shall establish authority for a local school district or the
15 Kentucky Department of Education to regulate an at-home private school
16 student's education beyond authority established elsewhere in statute.

17 ➔ Section 2. This Act may be cited as the Play Fair Kentucky Act.