

The Senate Education and Youth Committee offered the following substitute to SB 34:

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 14 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia
2 Annotated, relating to other educational programs under the "Quality Basic Education Act,"
3 so as to enact the "Rachel Sackett Act"; to authorize public school students to participate in
4 extracurricular activities at other public schools in their attendance zone; to provide for
5 definitions; to provide that the student is subject to the same rules and regulations applicable
6 to other students; to provide for rules and regulations; to provide for related matters; to repeal
7 conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 SECTION 1.

10 This Act shall be known and may be cited as the "Rachel Sackett Act."

11 SECTION 2.

12 Part 14 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
13 relating to other educational programs under the "Quality Basic Education Act," is amended
14 by adding a new Code section to read as follows:

15 "20-2-319.3.

16 (a) As used in this Code section, the term:

17 (1) 'Charter school' means a local charter school, as defined in paragraph (7) of Code
18 Section 20-2-2062, a state chartered special school, as defined in paragraph (16) of Code
19 Section 20-2-2062, and a commission charter school, as defined in paragraph (2) of Code
20 Section 20-2-2081.

21 (2) 'Nonenrolled student' means a student enrolled in a traditional public school, a charter
22 school, or a virtual school who resides within the attendance zone of another public
23 school but who is not enrolled in such school. For purposes of a charter school and a
24 virtual school, the attendance zone shall be as designated in its charter.

25 (3) 'Public school' means, without limitation, a traditional public school and a charter
26 school.

27 (4) 'Virtual school' means a charter school in which students attend all courses via the
28 Internet or other electronic medium not involving on-site interaction with a teacher.

29 (b) A public school shall allow any nonenrolled student to participate in any
30 extracurricular activity offered or conducted by such public school in the same manner as
31 any student currently enrolled at such public school as long as the public school that the
32 student is attending does not offer such extracurricular activity. A nonenrolled public
33 school student desiring to participate in an extracurricular activity shall register with the
34 principal of the public school, or his or her designee, such intent to participate in
35 extracurricular activities of the public school in accordance with rules and regulations
36 established by the State Board of Education. The final approval for such participation shall
37 reside in the discretion of the principal which shall only be withheld with just cause in
38 accordance with state board rules and regulations as established pursuant to subsection (d)
39 of this Code section and in accordance with local board policies, or State Board of
40 Education or Georgia Charter Schools Commission policies, for a state chartered special
41 school or a commission charter school, respectively. If approval is not granted, the
42 principal shall provide notice in writing to the student and his or her parent or guardian
43 which shall include the reason the participation was not approved.

44 (c) A nonenrolled student shall comply with the same rules and requirements and be
45 subject to the same code of conduct applicable to any student's participation in the same
46 activity.

47 (d) The State Board of Education shall establish rules and regulations to implement the
48 provisions of this Code section, including procedures to follow if the interest in an
49 extracurricular activity at a particular public school exceeds the capacity of such activity."

50

SECTION 3.

51 All laws and parts of laws in conflict with this Act are repealed.