

The House Committee on Education offers the following substitute to HB 271:

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 Extracurricular Act"; to provide for legislative findings;  
4 to provide for definitions; to authorize public schools and public charter schools to allow  
5 nonenrolled public school and charter school students to participate in extracurricular  
6 activities at such schools under certain conditions; to provide that such students are subject  
7 to all academic and nonacademic rules, regulations, and codes of conduct that apply to  
8 students enrolled in the school; to provide for rules and regulations; to provide for related  
9 matters; to repeal conflicting laws; and for other purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 **SECTION 1.**

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

13 **SECTION 2.**

14 The General Assembly finds that extracurricular student activities are an important  
15 complement to the academic curriculum and that participation in extracurricular activities  
16 contributes to the development of the social and intellectual skills necessary for students to  
17 become well-rounded adults. Further, the General Assembly finds that the state has an  
18 investment in every child in this state and his or her education, regardless of where that child  
19 is being educated.

20 **SECTION 3.**

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

24 "20-2-319.3.

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

26 (1) 'Charter school student' means a student enrolled in a public charter school in grades  
27 kindergarten through 12.

28 (2) 'Extracurricular activity' shall have the same meaning as in paragraph (5) of Code  
29 Section 20-2-2140, but does not include cocurricular activities which require enrollment  
30 in a corresponding class.

31 (3) 'Public charter school' means a start-up charter school, as defined in paragraph (14)  
32 of Code Section 20-2-2062; a state chartered special school, as defined in paragraph (16)  
33 of Code Section 20-2-2062; and a commission charter school, as defined in paragraph (2)  
34 of Code Section 20-2-2081.

35 (4) 'Public school' means a traditional public school, a system charter school, as defined  
36 in paragraph (17) of Code Section 20-2-2062, and a conversion charter school, as defined  
37 in paragraph (4) of Code Section 20-2-2062, but shall not include a public charter school.

38 (5) 'Public school student' means a student enrolled in a public school in grades  
39 kindergarten through 12.

40 (b) A public school may allow any charter school student residing in the attendance zone  
41 of the public school to participate in any extracurricular activity offered or conducted by  
42 such public school in the same manner as any student currently enrolled at such public  
43 school. A charter school student desiring to participate in an extracurricular activity shall  
44 register with the principal of the public school, or his or her designee, such intent to  
45 participate in extracurricular activities of the public school in accordance with rules and  
46 regulations established by the State Board of Education. The final approval for such  
47 participation shall reside in the discretion of the principal of the public school in  
48 accordance with local board policies.

49 (c) A public charter school may allow any public school student who resides in the public  
50 school attendance zone in which the public charter school is located to participate in any  
51 extracurricular activity offered or conducted by such public charter school in the same  
52 manner as any student currently enrolled at such public charter school. A public school  
53 student desiring to participate in an extracurricular activity shall register with the principal  
54 of the public charter school, or his or her designee, such intent to participate in  
55 extracurricular activities of the public charter school in accordance with rules and  
56 regulations established by the State Board of Education. The final approval for such  
57 participation shall reside in the discretion of the principal of the public charter school in  
58 accordance with governing board policies.

59 (d) In order to be eligible to participate in an extracurricular activity pursuant to this Code  
60 section, a charter school student or public school student shall maintain at his or her school

61 of enrollment compliance with all academic and nonacademic rules and requirements  
62 governing participation in such extracurricular activity at the school in which he or she is  
63 participating in the extracurricular activity.  
64 (e) The State Board of Education shall establish rules and regulations to implement the  
65 provisions of this Code section."

66 **SECTION 4.**

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