

The House Committee on Education offers 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 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 style="text-align:center">**SECTION 1.**

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

13 style="text-align:center">**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 style="text-align:center">**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 and a state chartered special school, as defined in paragraph  
33 (16) of Code Section 20-2-2062.

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

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

39 (b) A public school may allow any charter school student residing in the attendance zone  
40 of the public school to participate in any extracurricular activity offered or conducted by  
41 such public school in the same manner as any student currently enrolled at such public  
42 school so long as the public charter school that the student is attending does not offer such  
43 extracurricular activity. A charter school student desiring to participate in an  
44 extracurricular activity shall register with the principal of the public school, or his or her  
45 designee, such intent to participate in extracurricular activities of the public school in  
46 accordance with rules and regulations established by the State Board of Education. The  
47 final approval for such participation shall reside in the discretion of the principal of the  
48 public school in 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 so long as the public  
53 school that the student is attending does not offer such extracurricular activity. A public  
54 school student desiring to participate in an extracurricular activity shall register with the  
55 principal of the public charter school, or his or her designee, such intent to participate in  
56 extracurricular activities of the public charter school in accordance with rules and  
57 regulations established by the State Board of Education. The final approval for such  
58 participation shall reside in the discretion of the principal of the public charter school in  
59 accordance with governing board policies.

60 (d) In order to be eligible to participate in an extracurricular activity pursuant to this Code  
61 section, a charter school student or public school student shall maintain at his or her school  
62 of enrollment compliance with all academic and nonacademic rules and requirements  
63 governing participation in such extracurricular activity at the school in which he or she is  
64 participating in the extracurricular activity.

65 (e) The State Board of Education shall establish rules and regulations to implement the  
66 provisions of this Code section."

67 **SECTION 4.**

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