

Regular Session, 2010

HOUSE BILL NO. 681

BY REPRESENTATIVE HARDY

BESE: Provides that the conduct of extracurricular interscholastic activities in public schools are subject to BESE regulation by rule adopted in accordance with the APA

1 AN ACT

2 To enact R.S. 17:176(G), relative to extracurricular interscholastic activities; to provide that
3 the conduct of extracurricular interscholastic activities in public schools shall be
4 subject to regulation by the State Board of Elementary and Secondary Education by
5 rule adopted in accordance with the Administrative Procedure Act; to provide
6 applicability; to provide relative to the precedence of such a rule; to provide an
7 effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 17:176(G) is hereby enacted to read as follows:

10 §176. Extracurricular activities; participation; standards; prohibitions; filming or
11 videotaping

12 * * *

13 G. The conduct of extracurricular interscholastic activities in public schools,
14 including but not limited to the conduct of interscholastic athletic activities in public
15 secondary schools and between a public secondary school and a nonpublic secondary
16 school that is approved by the State Board of Elementary and Secondary Education,
17 shall be subject to regulation by the state board by rule adopted in accordance with
18 the Administrative Procedure Act. A rule adopted by the board shall have
19 precedence over any regulation to the contrary adopted by an organization,

1 association, or other group composed of representatives from schools participating
2 in the activity.

3 Section 2. This Act shall become effective upon signature by the governor or, if not
4 signed by the governor, upon expiration of the time for bills to become law without signature
5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
6 vetoed by the governor and subsequently approved by the legislature, this Act shall become
7 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Hardy

HB No. 681

Abstract: Provides that the conduct of extracurricular interscholastic activities in public schools, including interscholastic athletic activities, shall be subject to regulation by BESE by rule adopted in accordance with the APA. Provides precedence for any such rule.

Proposed law provides that the conduct of extracurricular interscholastic activities in public schools, including but not limited to the conduct of interscholastic athletic activities in public secondary schools and between a public secondary school and a nonpublic secondary school that is approved by the State Board of Elementary and Secondary Education (BESE), shall be subject to regulation by BESE in accordance with the Administrative Procedure Act.

Specifies that a rule adopted by BESE shall have precedence over any regulation to the contrary adopted by an organization, association, or other group composed of representatives from schools participating in the activity.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 17:176(G))