

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 SENATE BILL 1509

By: Murdock

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5
6 AS INTRODUCED

7 An Act relating to schools; providing definitions;
8 requiring school district boards of education to
9 adopt certain policy allowing certain students to
10 participate in certain activities; providing
11 eligibility criteria for participation; providing for
12 certain method of evaluation to demonstrate adherence
13 to certain standards; amending 70 O.S. 2021, Section
14 27-103, which relates to the Oklahoma Extracurricular
15 Activities Accountability Act; requiring certain
16 association's written policy to include certain
17 provision regarding participation of certain
18 students; providing for codification; providing an
19 effective date; and declaring an emergency.

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 8-120 of Title 70, unless there
23 is created a duplication in numbering, reads as follows:

24 A. As used in this section:

25 1. "Resident district" means the public school district in
26 which a student resides as defined in Section 1-113 of Title 70 of
27 the Oklahoma Statutes;

1 2. "School athletic association" shall have the same meaning as
2 provided for in Section 27-102 of Title 70 of the Oklahoma Statutes;
3 and

4 3. "Students who are educated by other means" means students
5 who are educated pursuant to the other means of education exception
6 provided for in subsection A of Section 10-105 of Title 70 of the
7 Oklahoma Statutes.

8 B. Each school district board of education shall adopt a policy
9 allowing students who are educated by other means to participate in
10 extracurricular activities offered by the student's resident
11 district. The policy shall be published in the school district's
12 student handbook and posted on the school district's website.

13 C. In order to participate in extracurricular activities
14 pursuant to the provisions of this section, a student who is
15 educated by other means shall:

16 1. Register an intention to participate with the board of
17 education of the resident district by July 1 immediately preceding
18 the school year in which participation is intended;

19 2. Pay any participation or activity fee in an amount equal to
20 any fee charged to a resident district participant;

21 3. Adhere to the same standards of behavior, responsibility,
22 performance, and code of conduct as other participants of the
23 resident district;

1 4. Adhere to any rules and policies of a school athletic
2 association which provides the coordination, supervision, and
3 regulation of the extracurricular activities and contests of
4 schools;

5 5. Adhere to any physical exams or drug testing provisions
6 required by the board of education of the resident district or the
7 school athletic association which provides the coordination,
8 supervision, and regulation of the extracurricular activities and
9 contests of schools; and

10 6. Adhere to the same academic standards as other participants
11 of the resident district pursuant to the provisions of subsection D
12 of this section.

13 D. During the time period a student who is educated by other
14 means participates in extracurricular activities pursuant to the
15 provisions of this section, the student shall demonstrate adherence
16 to academic standards by a method of evaluation agreed upon by the
17 parent or legal guardian of the student and the superintendent of
18 the resident district. The method of evaluation may include a
19 review of the student's work by a certified teacher employed by the
20 resident district; the student's performance on a nationally
21 recognized standardized test; or evaluation of grades earned through
22 correspondence courses.

23 SECTION 2. AMENDATORY 70 O.S. 2021, Section 27-103, is
24 amended to read as follows:

1 Section 27-103. A public school or school district shall not be
2 a member of any school athletic association unless that association
3 has adopted a written policy that requires the following:

4 1. All records of the association to be made accessible
5 consistent with the provisions of the Oklahoma Open Records Act;

6 2. All meetings of the association to be open and conducted in
7 a manner consistent with the provisions of the Oklahoma Open Meeting
8 Act, including specifically the notice and agenda, voting and
9 executive session requirements; ~~and~~

10 3. An annual financial audit and a compliance audit of all
11 funds of the association in accordance with the auditing standards
12 set forth in the Oklahoma Public School Audit Law. In addition, the
13 association shall have performance audits conducted of the
14 operations of the association. A performance audit shall be
15 conducted no later than December 31, 2014, and by December 31 every
16 five (5) years thereafter; and

17 4. That a student who is educated pursuant to the other means
18 exception provided for in subsection A of Section 10-105 of this
19 title is allowed to participate in interscholastic activities or
20 contests offered by the student's resident district as defined in
21 Section 1-113 of this title. Student participation shall be subject
22 to the provisions of Section 1 of this act.

23 SECTION 3. This act shall become effective July 1, 2022.
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1 SECTION 4. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.
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