

VIRGINIA ACTS OF ASSEMBLY -- 2013 SESSION

CHAPTER 553

An Act to amend the Code of Virginia by adding a section numbered 22.1-5.1, relating to participation in public school interscholastic programs by students in military families.

[H 1497]

Approved March 20, 2013

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 22.1-5.1 as follows:

§ 22.1-5.1. Organizations governing public school interscholastic programs; participation by students in military families.

A. No public elementary or secondary school shall become a member of any organization or entity whose purpose is to regulate or govern interscholastic programs that does not deem eligible for participation a student who:

1. Previously attended the school and (i) moved with a parent, as defined in § 22.1-1, out of the school's attendance area because that parent is a full-time active duty member of the uniformed services of the United States, including service in the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. §§ 1209 and 1211, and received orders to relocate and (ii) moved back to and currently lives in the school's attendance area; or

2. Continues to live in the school's attendance area, but whose parent, as defined in § 22.1-1, moved out of the school's attendance area because that parent is a full-time active duty member of the uniformed services of the United States, including service in the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. §§ 1209 and 1211, and received orders to relocate.

B. Nothing in this section shall affect the school board's discretion to admit a student to a public school in the local school division and charge tuition for his attendance if the student is not deemed to reside in the local school division pursuant to §§ 22.1-3 and 22.1-5.