

24103523D

HOUSE BILL NO. 411

Offered January 10, 2024

Prefiled January 8, 2024

A *BILL to amend the Code of Virginia by adding in Chapter 1 of Title 22.1 a section numbered 22.1-7.3, relating to participation in public school interscholastic and intramural extracurricular programs by students who receive home instruction.*

Patron—Griffin (By Request)

Referred to Committee on Education**Be it enacted by the General Assembly of Virginia:**

1. That the Code of Virginia is amended by adding in Chapter 1 of Title 22.1 a section numbered 22.1-7.3 as follows:

§ 22.1-7.3. Interscholastic and extracurricular programs; participation by students who receive home instruction.

A. No public 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 (i) receives home instruction pursuant to § 22.1-254.1; (ii) has demonstrated evidence of progress in compliance with subsection C of § 22.1-254.1 for at least two consecutive academic years immediately preceding the academic year during which the student seeks to participate; (iii) is in compliance with the immunization requirements set forth in § 22.1-271.4; (iv) is entitled to free tuition in a public school pursuant to § 22.1-3; (v) has not reached the age of 19 by August 1 of the current academic year; (vi) is an amateur who receives no compensation but participates solely for the educational, physical, mental, and social benefits of the activity; (vii) complies with all disciplinary rules and is subject to all codes of conduct applicable to all public high school athletes; and (viii) complies with all other rules governing awards, all-star games, maximum consecutive semesters of high school enrollment, parental consents, physical examinations, and transfers applicable to all high school athletes. Eligibility of a student who receives home instruction shall be limited to participation in interscholastic programs at the school serving the attendance zone in which the student lives and shall be subject to all policies governing such participation that the local school board may establish. Nothing in this section shall require a local school board to establish a policy permitting participation in interscholastic programs at its schools by students who reside in the school division and receive home instruction.

B. Reasonable fees may be charged to students who receive home instruction to cover the costs of participation in such interscholastic programs, including the costs of additional insurance, uniforms, and equipment.

C. Each school board shall adopt a policy to permit any student who receives home instruction and who resides in the local school division to participate in any intramural extracurricular programs that is offered to public school students in the same grade level, subject to any reasonable conditions that the school board may establish for such participation such as conditions relating to fees, prerequisites, or space availability.