

MAINE STATE LEGISLATURE

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Date: 6/17/13

(Filing No. H-524)

EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
126TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 630, L.D. 906, Bill, "An Act To Permit a School Administrative Unit Discretion Concerning Participation of Students from Charter Schools in School Extracurricular and Interscholastic Activities"

Amend the bill in section 1 by striking out all of subsection 2 and inserting the following:

2. Access to extracurricular and interscholastic activities. A public charter school is eligible for ~~state-sponsored or school administrative unit-sponsored~~ statewide interscholastic leagues, competitions, awards, scholarships and recognition programs for students, educators, administrators and schools to the same extent as are noncharter public schools. ~~A If a public charter school applies for and receives written approval from the superintendent of a school administrative unit or the superintendent's designee, who may withhold such approval, the public charter school is eligible for school administrative unit-sponsored interscholastic leagues, competitions, awards, scholarships and recognition programs for students, educators, administrators and schools to the same extent as are noncharter public schools. If a public charter school student applies for and receives written approval from the superintendent of the school administrative unit of the noncharter public school or the superintendent's designee, who may withhold such approval, the public charter school student is eligible to participate in extracurricular activities not offered by the student's public charter school at the noncharter public school within the attendance boundaries of which the student's custodial parent or legal guardian resides or the noncharter public school from which the student withdrew for the purpose of attending a public charter school. A The superintendent of the school administrative unit or the superintendent's designee may withhold approval only if the public charter school the student attends provides the same extracurricular or interscholastic activity or if the noncharter public school does not have the capacity to provide the public charter school student with the opportunity to participate in the extracurricular or interscholastic activity. If approval is withheld, the superintendent of the school administrative unit or the superintendent's designee shall provide a written explanation to the public charter school student or the student's parent or guardian stating the reason or reasons for the decision to withhold approval. If a public charter school student is allowed to participate~~

COMMITTEE AMENDMENT

1 in the noncharter public school's extracurricular activities, the public charter school
 2 student is eligible for extracurricular activities at a the noncharter public school subject to
 3 eligibility standards applied to full-time students of the noncharter public school. A
 4 school administrative unit or noncharter public school may not impose additional
 5 requirements on a public charter school student to participate in extracurricular activities
 6 that are not imposed on full-time students of the noncharter public school. Public charter
 7 school students ~~shall~~ must pay the same fees as other students to participate in
 8 extracurricular or cocurricular activities. For each public charter school student who
 9 participates in an extracurricular or cocurricular activity at a noncharter public school, the
 10 public charter school must pay a reasonable share of the noncharter public school's costs
 11 for the activity, as determined through negotiations between the schools involved.'

12 **SUMMARY**

13 This amendment provides that the superintendent of a school administrative unit may
 14 deny the request of a public charter school student to participate in an extracurricular or
 15 interscholastic activity only if the public charter school the student attends already
 16 provides that same activity or if the noncharter public school does not have the capacity
 17 to provide the student with the opportunity to participate in the activity. If approval for
 18 participation is withheld by the superintendent of the school administrative unit, the
 19 superintendent must provide a written explanation to the student or the student's parent or
 20 guardian stating the reason or reasons for the decision.

21 **FISCAL NOTE REQUIRED**

22 **(See attached)**



126th MAINE LEGISLATURE

LD 906

LR 1651(02)

An Act To Permit a School Administrative Unit Discretion Concerning Participation of Students from Charter Schools in School Extracurricular and Interscholastic Activities

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-524)

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

State Mandate - Unfunded

State Mandates

Required Activity	Unit Affected	Local Cost
Requires superintendents to provide a written explanation as to why a request from a student that attends a public charter school to participate in a local school administrative unit's extracurricular or interscholastic activity was denied.	School	Insignificant statewide

The required local activities in this bill may represent a State mandate pursuant to the Constitution of Maine. Unless General Fund appropriations are provided to fund at least 90% of the additional costs or a Mandate Preamble is amended to the bill and two-thirds of the members of each House vote to exempt this mandate from the funding requirement, municipalities may not be required to implement these changes.