

**SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTY-EIGHTH LEGISLATURE - FIRST SESSION**

**BY SENATOR DYSON**

**Introduced: 2/15/13**  
**Referred: Education**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to student participation in interscholastic activities; and providing for**  
2 **an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1.** AS 14.30.365(a) is amended to read:

5 (a) A full-time student who is eligible under (b) of this section who is enrolled  
6 in grades nine through 12 in an alternative education program that is located  
7 [ENTIRELY] in the state and that does not offer interscholastic activities is eligible to  
8 participate in any interscholastic activities program available in a public school

9 (1) that, based on the residence of the parent or legal guardian, the  
10 student would be eligible to attend were the student not enrolled in an alternative  
11 education program; or

12 (2) at which the student requests to participate, if  
13 (A) the student shows good cause; and  
14 (B) the governing body of the school approves.

1 \* **Sec. 2.** AS 14.30.365(c) is amended by adding a new paragraph to read:

2 (5) "located in the state" means that the alternative education program  
3 is accessed by a student who is located in the state and provides for all instructional  
4 hours to take place at a site in the state.

5 \* **Sec. 3.** AS 14.45 is amended by adding a new section to article 3 to read:

6 **Sec. 14.45.150. Interscholastic activities; eligibility.** (a) A full-time student  
7 who is eligible under (b) of this section who is enrolled in grades nine through 12 in an  
8 alternative education program that is located in the state and that does not offer  
9 interscholastic activities is eligible to participate in any interscholastic activities  
10 program available in a religious or other private school regulated under this chapter

11 (1) that the student would be eligible to attend were the student not  
12 enrolled in an alternative education program; and

13 (2) at which the student requests to participate, if the administrator of  
14 the school approves.

15 (b) A student is eligible to participate in interscholastic activities under this  
16 section if the student

17 (1) is otherwise eligible to participate in interscholastic activities under  
18 requirements established by the school and the statewide interscholastic activities  
19 governing body;

20 (2) provides documentation, including academic transcripts, proof of  
21 full-time enrollment, and applicable disciplinary records, and, if required for  
22 participation in an activity by the school, requested medical records, to the school  
23 providing the interscholastic activities program; and

24 (3) claims the same school for interscholastic activities eligibility  
25 purposes during a school year.

26 (c) In this section,

27 (1) "alternative education program" means a public secondary school  
28 that provides a nontraditional education program, including the Alaska Military Youth  
29 Academy; a public vocational, remedial, or theme-based program; a home school  
30 program that is accredited by a recognized accrediting body; a charter school  
31 authorized under AS 14.03.250 - 14.03.290; and a statewide correspondence school

1 that enrolls students who reside outside of a district in which the student resides and  
 2 provides less than three hours a week of scheduled face-to-face student interactions in  
 3 the same location with a teacher who is certified under AS 14.20.020;

4 (2) "district" has the meaning given in AS 14.17.990;

5 (3) "full-time student" means a student who

6 (A) is enrolled in not less than five classes in grades nine  
 7 through 11 and not less than four classes in grade 12; and

8 (B) is on track to graduate from secondary school in not more  
 9 than four years of attendance in secondary school;

10 (4) "interscholastic activities" means preparation for and participation  
 11 in events or competitions involving another school when the preparation or  
 12 participation

13 (A) is sanctioned or supported by the statewide interscholastic  
 14 activities governing body;

15 (B) is conducted outside of the regular school curriculum; and

16 (C) does not involve participation in student government at a  
 17 school;

18 (5) "located in the state" means that the alternative education program  
 19 is accessed by a student who is located in the state and provides for all instructional  
 20 hours to take place at a site in the state.

21 \* **Sec. 4.** This Act takes effect July 1, 2013.