

1 A bill to be entitled
2 An act relating to extracurricular activities;
3 amending s. 1006.20, F.S.; providing requirements
4 regarding fees and admission prices; revising
5 provisions regarding eligibility and transfer;
6 providing procedures for resolving student eligibility
7 disputes; revising the governance structure of the
8 Florida High School Athletic Association (FHSAA);
9 deleting provisions relating to the FHSAA's board of
10 directors, representative assembly, public liaison
11 advisory committee, and appeals committees; deleting
12 requirements with respect to amendments to the FHSAA's
13 bylaws; amending s. 1006.15, F.S.; establishing
14 guiding principles for extracurricular activities;
15 providing definitions; revising academic eligibility
16 requirements; specifying grounds for student
17 ineligibility for participation in interscholastic
18 athletics; specifying criteria for reinstatement of
19 eligibility of certain students; specifying conditions
20 under which students who are enrolled in public
21 schools, certain private schools, or home education
22 programs may participate in the extracurricular
23 activities of a public school; deleting obsolete
24 provisions; amending s. 1006.16, F.S.; revising
25 insurance requirements to include students who
26 participate in nonathletic extracurricular activities;

27 requiring that insurance coverage provided by district
 28 school boards for participants in extracurricular
 29 activities include certain students; amending s.
 30 1006.19, F.S.; providing a period within which an
 31 audit of a nonprofit association's records must be
 32 provided to the Auditor General; requiring the Auditor
 33 General to conduct operational audits of the nonprofit
 34 association's accounts and records; amending ss.
 35 768.135 and 943.0438, F.S.; conforming provisions to
 36 changes made by the act; amending s. 1002.20, F.S.;

37 conforming cross-references; revising provisions
 38 related to participation in extracurricular
 39 activities; amending ss. 1002.33, 1002.42, 1006.165,
 40 1006.18, 1012.467, 1012.468, and 1012.55, F.S.;

41 conforming provisions; requiring the Commissioner of
 42 Education, with the approval of the State Board of
 43 Education, to designate a nonprofit association to
 44 govern interscholastic athletic competition; providing
 45 for periodic review of the nonprofit association's
 46 performance of duties; amending s. 1006.20, F.S.;

47 providing for contingent effect; deleting references
 48 to the FHSAA as the sole governing authority of
 49 interscholastic athletic competition; providing that
 50 the nonprofit association designated by the
 51 Commissioner of Education is the governing body for
 52 purposes of membership in the National Federation of

53 State High School Associations; conforming provisions
 54 to changes made by the act; providing effective dates.

56 Be It Enacted by the Legislature of the State of Florida:

58 Section 1. Section 1006.20, Florida Statutes, is amended
 59 to read:

60 1006.20 Athletics in public K-12 schools.—

61 (1) GOVERNING NONPROFIT ASSOCIATION ~~ORGANIZATION~~.—The
 62 Florida High School Athletic Association (FHSAA) is designated
 63 ~~as~~ the governing nonprofit association for purposes of
 64 membership in the National Federation of State High School
 65 Associations ~~organization of athletics in Florida public~~
 66 ~~schools~~. If the FHSAA fails to meet the provisions of this
 67 section, the Commissioner of Education, with the approval of the
 68 State Board of Education, shall designate a nonprofit
 69 association ~~organization~~ to govern interscholastic athletic
 70 competition in this state ~~athletics with the approval of the~~
 71 ~~State Board of Education~~. The FHSAA is not a state agency as
 72 defined in s. 120.52 but is. ~~The FHSAA shall be subject to ss.~~
 73 1006.15-1006.19. Any special event fees, sanctioning fees,
 74 including third party sanctioning fees, or contest receipts
 75 collected annually by the FHSAA may not exceed its actual costs
 76 to perform the function or duty that is the subject of or
 77 justification for the fee ~~the provisions of s. 1006.19~~. The
 78 FHSAA shall offer spectators seeking admission to athletic

79 competitions the option of purchasing a single-day or multi-day
 80 pass at a cost below that which one would pay on a per event
 81 basis for the same number of contests. A private school that
 82 wishes to engage in high school athletic competition with a
 83 public high school may become a member of the FHSAA, by sport.
 84 Any high school in the state, including charter schools, virtual
 85 schools, and home education cooperatives, may become a member of
 86 the FHSAA, by sport, and participate in the activities of the
 87 FHSAA. ~~However,~~ Membership in the FHSAA is not mandatory for any
 88 school, and any member school may join other athletic
 89 associations, by sport. The FHSAA may not deny or discourage
 90 interscholastic competition between its member schools and
 91 nonmember ~~non-FHSAA member Florida~~ schools, including members of
 92 another athletic governing association ~~organization,~~ and may not
 93 take any retributory or discriminatory action against any of its
 94 member schools that participate in interscholastic competition
 95 with nonmember ~~non-FHSAA member Florida~~ schools. The FHSAA may
 96 not unreasonably withhold its approval of an application to
 97 become an affiliate member of the National Federation of State
 98 High School Associations submitted by any other association
 99 ~~organization~~ that governs interscholastic athletic competition
 100 in this state that meets the requirements of this section. The
 101 commissioner may identify other associations that govern
 102 interscholastic athletic competition in compliance with this
 103 section. ~~The bylaws of the FHSAA are the rules by which high~~
 104 ~~school athletic programs in its member schools, and the students~~

105 ~~who participate in them, are governed, unless otherwise~~
 106 ~~specifically provided by statute.~~ For the purposes of this
 107 section, "high school" includes grades 6 through 12.

108 (2) STUDENT ELIGIBILITY REQUIREMENTS; RECRUITING ADOPTION
 109 ~~OF BYLAWS, POLICIES; ELIGIBILITY DISPUTE RESOLUTION, OR~~
 110 GUIDELINES.—The FHSAA shall:

111 (a) ~~The FHSAA shall adopt bylaws that, unless specifically~~
 112 ~~provided by statute,~~ Establish eligibility requirements for all
 113 students who participate in high school athletic competition in
 114 its member schools. A ~~The bylaws governing residence and~~
 115 ~~transfer shall allow the student~~ is to be eligible in the school
 116 in which he or she first enrolls each school year or the school
 117 in which the student makes himself or herself a candidate for an
 118 athletic team by engaging in a practice before ~~prior to~~
 119 enrolling in the school. A student who transfers ~~The bylaws~~
 120 ~~shall also allow the student to be eligible in the school to~~
 121 ~~which the student has transferred~~ during the school year is
 122 eligible in the school to which he or she transfers if the
 123 transfer is made by a deadline established by the FHSAA, which
 124 may not be before ~~prior to~~ the date authorized for the beginning
 125 of practice for the sport. If the date authorized for the
 126 beginning of practice is before the first day of the grading
 127 period in which the regular season games begin, the transfer
 128 deadline may not be before the first day of such grading period.
 129 ~~These transfers shall be allowed pursuant to the district school~~
 130 ~~board policies in the case of transfer to a public school or~~

PCB EDC 15-02

Original

2015

131 ~~pursuant to the private school policies in the case of transfer~~
132 ~~to a private school.~~ The student shall be eligible in that
133 school so long as he or she remains enrolled in that school.
134 Subsequent eligibility shall be determined and enforced through
135 the FHSAA's requirements ~~bylaws~~. Requirements governing
136 eligibility and transfer between member schools shall be applied
137 similarly to all ~~public school~~ students and ~~private school~~
138 ~~students.~~

139 (b) ~~The FHSAA shall adopt bylaws that specifically~~
140 Prohibit the recruiting of students for athletic purposes and.
141 ~~The bylaws shall~~ prescribe penalties and an appeals process for
142 athletic recruiting violations. If it is determined that a
143 school has recruited a student ~~in violation of FHSAA bylaws~~, the
144 FHSAA may require the school to participate in a higher
145 classification for the sport in which the recruited student
146 competes for a minimum of one classification cycle, in addition
147 to any other appropriate fine and sanction imposed on the
148 school, its coaches, or adult representatives who commit ~~violate~~
149 recruiting violations ~~rules~~. A student may only ~~not~~ be declared
150 ineligible based on a recruiting violation if ~~of recruiting~~
151 ~~rules unless~~ the student or parent has committed an act
152 specified in s. 1006.15(4)(b)2. or the FHSAA has imposed
153 sanctions against the individuals or member school engaging in
154 recruiting and the student or the parent has committed an act
155 specified in s. 1006.15(4)(b)3. The FHSAA may not limit the
156 competition of a student athlete prospectively for a rule

PCB EDC 15-02

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

157 violation by his or her school, the school's coach, or the
158 student athlete's adult representative. The FHSAA may not punish
159 a student athlete for an eligibility or recruiting violation
160 perpetrated by a teammate, coach, or administrator. A contest
161 may not be forfeited for an inadvertent eligibility violation
162 unless the coach or a school administrator should have known of
163 the violation. Contests may not be forfeited for other
164 eligibility violations or recruiting violations in excess of the
165 number of contests from which the coaches and adult
166 representatives responsible for the violations are prospectively
167 ~~suspended falsified any enrollment or eligibility document or~~
168 ~~accepted any benefit or any promise of benefit if such benefit~~
169 ~~is not generally available to the school's students or family~~
170 ~~members or is based in any way on athletic interest, potential,~~
171 ~~or performance.~~

172 (c) ~~The FHSAA shall adopt bylaws that~~ Require all students
173 participating in interscholastic athletic competition or who are
174 candidates for an interscholastic athletic team to
175 satisfactorily pass a medical evaluation each year before ~~prior~~
176 ~~to~~ participating in interscholastic athletic competition or
177 engaging in any practice, tryout, workout, or other physical
178 activity associated with the student's candidacy for an
179 interscholastic athletic team. Such medical evaluation may be
180 administered only by a practitioner licensed under chapter 458,
181 chapter 459, chapter 460, or s. 464.012, and in good standing
182 with the practitioner's regulatory board. The FHSAA ~~bylaws~~ shall

183 establish requirements for eliciting a student's medical history
184 and performing the medical evaluation required under this
185 paragraph, which shall include a physical assessment of the
186 student's physical capabilities to participate in
187 interscholastic athletic competition as contained in a uniform
188 preparticipation physical evaluation and history form. The
189 evaluation form shall incorporate the recommendations of the
190 American Heart Association for participation in cardiovascular
191 screening and shall provide a place for the signature of the
192 practitioner performing the evaluation with an attestation that
193 each examination procedure listed on the form was performed by
194 the practitioner or by someone under the direct supervision of
195 the practitioner. The form shall also contain a place for the
196 practitioner to indicate if a referral to another practitioner
197 was made in lieu of completion of a certain examination
198 procedure. The form shall provide a place for the practitioner
199 to whom the student was referred to complete the remaining
200 sections and attest to that portion of the examination. The
201 preparticipation physical evaluation form shall advise students
202 to complete a cardiovascular assessment and shall include
203 information concerning alternative cardiovascular evaluation and
204 diagnostic tests. Results of such medical evaluation must be
205 provided to the school. A ~~No~~ student is not ~~shall be~~ eligible to
206 participate in any interscholastic athletic competition or
207 engage in any practice, tryout, workout, or other physical
208 activity associated with the student's candidacy for an

209 interscholastic athletic team until the results of the medical
 210 evaluation are ~~have been~~ received and approved by the school.

211 (d) Notwithstanding ~~the provisions of~~ paragraph (c), allow
 212 a student to ~~may~~ participate in interscholastic athletic
 213 competition or be a candidate for an interscholastic athletic
 214 team if the parent of the student objects in writing to the
 215 student undergoing a medical evaluation because such evaluation
 216 is contrary to his or her religious tenets or practices.
 217 However, in such case, there shall be no liability on the part
 218 of any person or entity in a position to otherwise rely on the
 219 results of such medical evaluation for any damages resulting
 220 from the student's injury or death arising directly from the
 221 student's participation in interscholastic athletics where an
 222 undisclosed medical condition that would have been revealed in
 223 the medical evaluation is a proximate cause of the injury or
 224 death.

225 (e) ~~The FHSAA shall adopt bylaws that~~ Regulate persons who
 226 conduct investigations on behalf of the FHSAA. ~~The bylaws shall~~
 227 ~~include provisions that require~~ An investigator must ~~to~~:

228 1. Undergo level 2 background screening under s. 435.04,
 229 establishing that the investigator has not committed any
 230 disqualifying offense listed in s. 435.04, unless the
 231 investigator can provide proof of compliance with level 2
 232 screening standards submitted within the previous 5 years to
 233 meet any professional licensure requirements, provided:

234 a. The investigator has not had a break in service from a

235 position that requires level 2 screening for more than 90 days;
 236 and

237 b. The investigator submits, under penalty of perjury, an
 238 affidavit verifying that the investigator has not committed any
 239 disqualifying offense listed in s. 435.04 and is in full
 240 compliance with this paragraph.

241 2. Be appointed as an investigator by the FHSAA ~~executive~~
 242 ~~director~~.

243 3. Carry a photo identification card that shows the FHSAA
 244 name ~~and~~ logo ~~and~~ the investigator's official title.

245 4. Adhere to the following guidelines:

246 a. Investigate only those alleged violations assigned by
 247 the FHSAA ~~executive director or the board of directors~~.

248 b. Conduct interviews on Monday through Friday between the
 249 hours of 9 a.m. and 7 p.m. only, unless previously agreed to by
 250 the interviewee.

251 c. Allow the parent of any student being interviewed to be
 252 present during the interview.

253 d. Search residences or other private areas only with the
 254 permission of the FHSAA ~~executive director~~ and the written
 255 consent of the student's parent and only with a parent or a
 256 representative of the parent present.

257 (f) ~~The FHSAA shall adopt bylaws that~~ Establish sanctions
 258 for coaches who have committed major violations ~~of the FHSAA's~~
 259 ~~bylaws and policies~~.

260 1. Major violations include, but are not limited to,

261 knowingly allowing an ineligible student to participate in a
 262 contest representing a member school in an interscholastic
 263 contest or committing a violation of the FHSAA's recruiting or
 264 sportsmanship policies.

265 2. Sanctions placed upon an individual coach may include,
 266 but are not limited to, prohibiting or suspending the coach from
 267 coaching, participating in, or attending any athletic activity
 268 sponsored, recognized, or sanctioned by the FHSAA and the member
 269 school for which the coach committed the violation. If a coach
 270 is sanctioned by the FHSAA and the coach transfers to another
 271 member school, those sanctions remain in full force and effect
 272 during the term of the sanction.

273 3. If a member school is assessed a financial penalty as a
 274 result of a coach committing a major violation, the coach shall
 275 reimburse the member school before being allowed to coach,
 276 participate in, or attend any athletic activity sponsored,
 277 recognized, or sanctioned by the FHSAA and a member school.

278 4. The FHSAA shall establish a due process procedure for
 279 coaches sanctioned under this paragraph, ~~consistent with the~~
 280 ~~appeals procedures set forth in subsection (7).~~

281 (g) Provide a process for resolution of student
 282 eligibility disputes. The FHSAA shall provide an opportunity to
 283 resolve eligibility issues through an informal conference
 284 procedure. The FHSAA must provide written notice to the student
 285 athlete, parent, and member school stating specific findings of
 286 fact that support a determination of ineligibility. The student

287 athlete must request an informal conference if he or she intends
 288 to contest the charges. The informal conference must be held
 289 within 10 days of receiving the student athlete's request. If
 290 the eligibility dispute is not resolved at the informal
 291 conference, the FHSAA shall provide a process for the timely and
 292 cost-effective resolution of disputes utilizing a neutral third-
 293 party, including use of retired or former judges, mediation, or
 294 arbitration. The neutral third party shall be selected by the
 295 parent of the student athlete from a list maintained by the
 296 FHSAA. A final determination regarding the eligibility dispute
 297 must be issued no more than 30 days after an informal
 298 conference. ~~The FHSAA shall adopt bylaws establishing the~~
 299 ~~process for resolving eligibility disputes must and standards by~~
 300 ~~which FHSAA determinations of eligibility are made. Such bylaws~~
 301 ~~shall provide that:~~

- 302 1. Ineligibility must be established by clear and
 303 convincing evidence.~~†~~
- 304 2. Student athletes, parents, and schools must have notice
 305 of the initiation of any investigation or other inquiry into
 306 eligibility and may present, to the investigator and to the
 307 individual making the eligibility determination, any information
 308 or evidence that is credible, persuasive, and of a kind
 309 reasonably prudent persons rely upon in the conduct of serious
 310 affairs.~~†~~
- 311 3. An investigator may not determine matters of
 312 eligibility but must submit information and evidence to the

313 individual or body designated by the FHSAA ~~executive director or~~
 314 ~~a person designated by the executive director or by the board of~~
 315 ~~directors~~ for an unbiased and objective determination of
 316 eligibility. ~~and~~

317 4. A determination of ineligibility must be made in
 318 writing, setting forth the findings of fact and specific
 319 violation upon which the decision is based.

320 5. Any proceedings concerning student eligibility must be
 321 held in the county in which the student resides and may be
 322 conducted by telephone, videoconference, or other electronic
 323 means.

324 6. A student athlete may not be declared ineligible to
 325 participate in athletic competition until a final decision is
 326 issued by the neutral third-party, unless the determination of
 327 ineligibility is based upon s. 1006.15(4)(b)1., 5., or 6. It is
 328 the responsibility of the member school to assess the facts
 329 underlying the eligibility dispute and any potential penalties
 330 that may result from a determination of ineligibility in
 331 deciding whether to allow the student athlete to continue to
 332 participate prior to a final eligibility determination.

333 ~~(h) In lieu of bylaws adopted under paragraph (g), the~~
 334 ~~FHSAA may adopt bylaws providing as a minimum the procedural~~
 335 ~~safeguards of ss. 120.569 and 120.57, making appropriate~~
 336 ~~provision for appointment of unbiased and qualified hearing~~
 337 ~~officers.~~

338 ~~(i) The FHSAA bylaws may not limit the competition of~~

339 ~~student athletes prospectively for rule violations of their~~
 340 ~~school or its coaches or their adult representatives. The FHSAA~~
 341 ~~bylaws may not unfairly punish student athletes for eligibility~~
 342 ~~or recruiting violations perpetrated by a teammate, coach, or~~
 343 ~~administrator. Contests may not be forfeited for inadvertent~~
 344 ~~eligibility violations unless the coach or a school~~
 345 ~~administrator should have known of the violation. Contests may~~
 346 ~~not be forfeited for other eligibility violations or recruiting~~
 347 ~~violations in excess of the number of contests that the coaches~~
 348 ~~and adult representatives responsible for the violations are~~
 349 ~~prospectively suspended.~~

350 ~~(h)-(j)~~ The FHSAA shall Adopt guidelines to educate
 351 athletic coaches, officials, administrators, and student
 352 athletes and their parents about ~~of~~ the nature and risk of
 353 concussion and head injury.

354 ~~(i)-(k)~~ The FHSAA shall adopt bylaws or policies that
 355 Require the parent of a student who is participating in
 356 interscholastic athletic competition or who is a candidate for
 357 an interscholastic athletic team to sign and return an informed
 358 consent that explains the nature and risk of concussion and head
 359 injury, including the risk of continuing to play after
 360 concussion or head injury, each year before participating in
 361 interscholastic athletic competition or engaging in any
 362 practice, tryout, workout, or other physical activity associated
 363 with the student's candidacy for an interscholastic athletic
 364 team.

365 (j) ~~(1)~~ ~~The FHSAA shall adopt bylaws or policies that~~
 366 Require each student athlete who is suspected of sustaining a
 367 concussion or head injury in a practice or competition to be
 368 immediately removed from the activity. A student athlete who has
 369 been removed from an activity may not return to practice or
 370 competition until the student submits to the school a written
 371 medical clearance to return stating that the student athlete no
 372 longer exhibits signs, symptoms, or behaviors consistent with a
 373 concussion or other head injury. Medical clearance must be
 374 authorized by the appropriate health care practitioner trained
 375 in the diagnosis, evaluation, and management of concussions as
 376 defined by the Sports Medicine Advisory Committee of the Florida
 377 High School Athletic Association.

378 (k) ~~(m)~~ Establish ~~The FHSAA shall adopt bylaws for the~~
 379 ~~establishment and~~ duties of a sports medicine advisory committee
 380 composed of the following members:

- 381 1. Eight physicians licensed under chapter 458 or chapter
- 382 459, with at least one member licensed under chapter 459.
- 383 2. One chiropractor licensed under chapter 460.
- 384 3. One podiatrist licensed under chapter 461.
- 385 4. One dentist licensed under chapter 466.
- 386 5. Three athletic trainers licensed under part XIII of
- 387 chapter 468.
- 388 6. One member who is a current or retired head coach of a
- 389 high school in the state.

390 (l) Adopt guidelines, provide resources, and develop a

391 training course to promote sportsmanship and ethical conduct in
 392 interscholastic athletics and require each member school to:

393 1. Establish policies that promote sportsmanship and
 394 ethical conduct in its interscholastic athletic programs.

395 2. Educate, on a continuing basis, student athletes,
 396 athletic coaches, and administrators regarding these policies.

397 3. Annually administer the training course developed by
 398 the FHSAA to student athletes, athletic coaches, and
 399 administrators.

400 4. Annually certify compliance with this paragraph by a
 401 deadline established by the FHSAA.

402
 403 In developing the sportsmanship and ethical conduct training,
 404 the FHSAA may provide for multiple modes of delivery, including
 405 in-person seminars or videoconferencing, webinars, or other
 406 electronic means.

407 (3) GOVERNING STRUCTURE OF THE FHSAA.—

408 (a) The FHSAA shall operate as a representative democracy
 409 in which the sovereign authority is within its member schools
 410 and the parents of students participating in interscholastic
 411 athletics within those schools. ~~Except as provided in this~~
 412 ~~section, the FHSAA shall govern its affairs through its bylaws.~~

413 (b) Each member school, on its annual application for
 414 membership, shall name its official representative to the FHSAA.
 415 This representative must be either the school principal or his
 416 or her designee. That designee must either be an assistant

PCB EDC 15-02

Original

2015

417 principal or athletic director housed within that same school.

418 (c) The governing board of the FHSAA shall consist of 16
419 members comprised proportionately of representatives from
420 traditional public schools, public schools of choice, private
421 schools, home education cooperatives, and parents of student
422 athletes who are enrolled in such schools or programs ~~FHSAA's~~
423 ~~membership shall be divided along existing county lines into~~
424 ~~four contiguous and compact administrative regions, each~~
425 ~~containing an equal or nearly equal number of member schools to~~
426 ~~ensure equitable representation on the FHSAA's board of~~
427 ~~directors, representative assembly, and appeals committees.~~ The
428 governing board must also be constituted in a manner that
429 provides for equitable representation among the various regions
430 of the state where the association's member schools are located.
431 Any additional policy making body established by the FHSAA must
432 provide for proportionate representation of schools, programs,
433 parents, and regions of the state as described in this
434 paragraph.

435 (d) The FHSAA shall annually require each member of the
436 governing board or other policy making body to attend nonprofit
437 governance training, which must include government in the
438 sunshine, conflicts of interest, ethics, and student athlete-
439 centered decision making consistent with the guiding principles
440 for participation in extracurricular activities under s.
441 1006.15.

442 ~~(4) BOARD OF DIRECTORS.—~~

443 ~~(a) The executive authority of the FHSAA shall be vested~~
 444 ~~in its board of directors. Any entity that appoints members to~~
 445 ~~the board of directors shall examine the ethnic and demographic~~
 446 ~~composition of the board when selecting candidates for~~
 447 ~~appointment and shall, to the greatest extent possible, make~~
 448 ~~appointments that reflect state demographic and population~~
 449 ~~trends. The board of directors shall be composed of 16 persons,~~
 450 ~~as follows:~~

451 ~~1. Four public member school representatives, one elected~~
 452 ~~from among its public school representative members within each~~
 453 ~~of the four administrative regions.~~

454 ~~2. Four nonpublic member school representatives, one~~
 455 ~~elected from among its nonpublic school representative members~~
 456 ~~within each of the four administrative regions.~~

457 ~~3. Three representatives appointed by the commissioner,~~
 458 ~~one appointed from the two northernmost administrative regions~~
 459 ~~and one appointed from the two southernmost administrative~~
 460 ~~regions. The third representative shall be appointed to balance~~
 461 ~~the board for diversity or state population trends, or both.~~

462 ~~4. Two district school superintendents, one elected from~~
 463 ~~the two northernmost administrative regions by the members in~~
 464 ~~those regions and one elected from the two southernmost~~
 465 ~~administrative regions by the members in those regions.~~

466 ~~5. Two district school board members, one elected from the~~
 467 ~~two northernmost administrative regions by the members in those~~
 468 ~~regions and one elected from the two southernmost administrative~~

469 ~~regions by the members in those regions.~~

470 ~~6. The commissioner or his or her designee from the~~
 471 ~~department executive staff.~~

472 ~~(b) A quorum of the board of directors shall consist of~~
 473 ~~nine members.~~

474 ~~(c) The board of directors shall elect a president and a~~
 475 ~~vice president from among its members. These officers shall also~~
 476 ~~serve as officers of the FHSAA.~~

477 ~~(d) Members of the board of directors shall serve terms of~~
 478 ~~3 years and are eligible to succeed themselves only once. A~~
 479 ~~member of the board of directors, other than the commissioner or~~
 480 ~~his or her designee, may serve a maximum of 6 consecutive years.~~
 481 ~~The FHSAA's bylaws shall establish a rotation of terms to ensure~~
 482 ~~that a majority of the members' terms do not expire~~
 483 ~~concurrently.~~

484 ~~(e) The authority and duties of the board of directors,~~
 485 ~~acting as a body and in accordance with the FHSAA's bylaws, are~~
 486 ~~as follows:~~

487 ~~1. To act as the incorporated FHSAA's board of directors~~
 488 ~~and to fulfill its obligations as required by the FHSAA's~~
 489 ~~charter and articles of incorporation.~~

490 ~~2. To establish such guidelines, regulations, policies,~~
 491 ~~and procedures as are authorized by the bylaws.~~

492 ~~3. To employ an FHSAA executive director, who shall have~~
 493 ~~the authority to waive the bylaws of the FHSAA in order to~~
 494 ~~comply with statutory changes.~~

- 495 ~~4. To levy annual dues and other fees and to set the~~
 496 ~~percentage of contest receipts to be collected by the FHSAA.~~
- 497 ~~5. To approve the budget of the FHSAA.~~
- 498 ~~6. To organize and conduct statewide interscholastic~~
 499 ~~competitions, which may or may not lead to state championships,~~
 500 ~~and to establish the terms and conditions for these~~
 501 ~~competitions.~~
- 502 ~~7. To act as an administrative board in the interpretation~~
 503 ~~of, and final decision on, all questions and appeals arising~~
 504 ~~from the directing of interscholastic athletics of member~~
 505 ~~schools.~~
- 506 ~~(5) REPRESENTATIVE ASSEMBLY.—~~
- 507 ~~(a) The legislative authority of the FHSAA is vested in~~
 508 ~~its representative assembly.~~
- 509 ~~(b) The representative assembly shall be composed of the~~
 510 ~~following:~~
- 511 ~~1. An equal number of member school representatives from~~
 512 ~~each of the four administrative regions.~~
- 513 ~~2. Four district school superintendents, one elected from~~
 514 ~~each of the four administrative regions by the district school~~
 515 ~~superintendents in their respective administrative regions.~~
- 516 ~~3. Four district school board members, one elected from~~
 517 ~~each of the four administrative regions by the district school~~
 518 ~~board members in their respective administrative regions.~~
- 519 ~~4. The commissioner or his or her designee from the~~
 520 ~~department executive staff.~~

521 ~~(c) The FHSAA's bylaws shall establish the number of~~
 522 ~~member school representatives to serve in the representative~~
 523 ~~assembly from each of the four administrative regions and shall~~
 524 ~~establish the method for their selection.~~

525 ~~(d) No member of the board of directors other than the~~
 526 ~~commissioner or his or her designee can serve in the~~
 527 ~~representative assembly.~~

528 ~~(e) The representative assembly shall elect a chairperson~~
 529 ~~and a vice chairperson from among its members.~~

530 ~~(f) Elected members of the representative assembly shall~~
 531 ~~serve terms of 2 years and are eligible to succeed themselves~~
 532 ~~for two additional terms. An elected member, other than the~~
 533 ~~commissioner or his or her designee, may serve a maximum of 6~~
 534 ~~consecutive years in the representative assembly.~~

535 ~~(g) A quorum of the representative assembly consists of~~
 536 ~~one more than half of its members.~~

537 ~~(h) The authority of the representative assembly is~~
 538 ~~limited to its sole duty, which is to consider, adopt, or reject~~
 539 ~~any proposed amendments to the FHSAA's bylaws.~~

540 ~~(i) The representative assembly shall meet as a body~~
 541 ~~annually. A two-thirds majority of the votes cast by members~~
 542 ~~present is required for passage of any proposal.~~

543 ~~(6) PUBLIC LIAISON ADVISORY COMMITTEE.—~~

544 ~~(a) The FHSAA shall establish, sustain, fund, and provide~~
 545 ~~staff support to a public liaison advisory committee composed of~~
 546 ~~the following:~~

- 547 ~~1. The commissioner or his or her designee.~~
- 548 ~~2. A member public school principal.~~
- 549 ~~3. A member private school principal.~~
- 550 ~~4. A member school principal who is a member of a racial~~
- 551 ~~minority.~~
- 552 ~~5. An active athletic director.~~
- 553 ~~6. An active coach, who is employed full time by a member~~
- 554 ~~school.~~
- 555 ~~7. A student athlete.~~
- 556 ~~8. A district school superintendent.~~
- 557 ~~9. A district school board member.~~
- 558 ~~10. A member of the Florida House of Representatives.~~
- 559 ~~11. A member of the Florida Senate.~~
- 560 ~~12. A parent of a high school student.~~
- 561 ~~13. A member of a home education association.~~
- 562 ~~14. A representative of the business community.~~
- 563 ~~15. A representative of the news media.~~
- 564 ~~(b) No member of the board of directors, committee on~~
- 565 ~~appeals, or representative assembly is eligible to serve on the~~
- 566 ~~public liaison advisory committee.~~
- 567 ~~(c) The public liaison advisory committee shall elect a~~
- 568 ~~chairperson and vice chairperson from among its members.~~
- 569 ~~(d) The authority and duties of the public liaison~~
- 570 ~~advisory committee are as follows:~~
- 571 ~~1. To act as a conduit through which the general public~~
- 572 ~~may have input into the decisionmaking process of the FHSAA and~~

573 ~~to assist the FHSAA in the development of procedures regarding~~
 574 ~~the receipt of public input and disposition of complaints~~
 575 ~~related to high school athletic and competition programs.~~

576 ~~2. To conduct public hearings annually in each of the four~~
 577 ~~administrative regions during which interested parties may~~
 578 ~~address issues regarding the effectiveness of the rules,~~
 579 ~~operation, and management of the FHSAA.~~

580 ~~3. To conduct an annual evaluation of the FHSAA as a whole~~
 581 ~~and present a report of its findings, conclusion, and~~
 582 ~~recommendations to the board of directors, to the commissioner,~~
 583 ~~and to the respective education committees of the Florida Senate~~
 584 ~~and the Florida House of Representatives. The recommendations~~
 585 ~~must delineate policies and procedures that will improve the~~
 586 ~~implementation and oversight of high school athletic programs by~~
 587 ~~the FHSAA.~~

588 ~~(c) The public liaison advisory committee shall meet four~~
 589 ~~times annually. Additional meetings may be called by the~~
 590 ~~committee chairperson, the FHSAA president, or the FHSAA~~
 591 ~~executive director.~~

592 ~~(7) APPEALS.—~~

593 ~~(a) The FHSAA shall establish a procedure of due process~~
 594 ~~which ensures each student the opportunity to appeal an~~
 595 ~~unfavorable ruling with regard to his or her eligibility to~~
 596 ~~compete. The initial appeal shall be made to a committee on~~
 597 ~~appeals within the administrative region in which the student~~
 598 ~~lives. The FHSAA's bylaws shall establish the number, size, and~~

599 ~~composition of each committee on appeals.~~

600 ~~(b) No member of the board of directors is eligible to~~
 601 ~~serve on a committee on appeals.~~

602 ~~(c) Members of a committee on appeals shall serve terms of~~
 603 ~~3 years and are eligible to succeed themselves only once. A~~
 604 ~~member of a committee on appeals may serve a maximum of 6~~
 605 ~~consecutive years. The FHSAA's bylaws shall establish a rotation~~
 606 ~~of terms to ensure that a majority of the members' terms do not~~
 607 ~~expire concurrently.~~

608 ~~(d) The authority and duties of a committee on appeals~~
 609 ~~shall be to consider requests by member schools seeking~~
 610 ~~exceptions to bylaws and regulations, to hear undue hardship~~
 611 ~~eligibility cases filed by member schools on behalf of student~~
 612 ~~athletes, and to hear appeals filed by member schools or student~~
 613 ~~athletes.~~

614 ~~(e) A student athlete or member school that receives an~~
 615 ~~unfavorable ruling from a committee on appeals shall be entitled~~
 616 ~~to appeal that decision to the board of directors at its next~~
 617 ~~regularly scheduled meeting or called meeting. The board of~~
 618 ~~directors shall have the authority to uphold, reverse, or amend~~
 619 ~~the decision of the committee on appeals. In all such cases, the~~
 620 ~~decision of the board of directors shall be final.~~

621 ~~(f) The FHSAA shall expedite the appeals process on~~
 622 ~~determinations of ineligibility so that disposition of the~~
 623 ~~appeal can be made before the end of the applicable sports~~
 624 ~~season, if possible.~~

625 ~~(g) In any appeal from a decision on eligibility made by~~
626 ~~the executive director or a designee, a school or student~~
627 ~~athlete filing the appeal must be permitted to present~~
628 ~~information and evidence that was not available at the time of~~
629 ~~the initial determination or if the determination was not made~~
630 ~~by an unbiased, objective individual using a process allowing~~
631 ~~full due process rights to be heard and to present evidence. If~~
632 ~~evidence is presented on appeal, a de novo decision must be made~~
633 ~~by the committee or board hearing the appeal, or the~~
634 ~~determination may be suspended and the matter remanded for a new~~
635 ~~determination based on all the evidence. If a de novo decision~~
636 ~~is made on appeal, the decision must be made in writing, setting~~
637 ~~forth the findings of fact and specific violation upon which the~~
638 ~~decision is based. If a de novo decision is not required, the~~
639 ~~decision appealed must be set aside if the decision on~~
640 ~~ineligibility was not based on clear and convincing evidence.~~
641 ~~Any further appeal shall be considered on a record that includes~~
642 ~~all evidence presented.~~

643 ~~(8) AMENDMENT OF BYLAWS. Each member school~~
644 ~~representative, the board of directors acting as a whole or as~~
645 ~~members acting individually, any advisory committee acting as a~~
646 ~~whole to be established by the FHSAA, and the FHSAA's executive~~
647 ~~director are empowered to propose amendments to the bylaws. Any~~
648 ~~other individual may propose an amendment by securing the~~
649 ~~sponsorship of any of the aforementioned individuals or bodies.~~
650 ~~All proposed amendments must be submitted directly to the~~

651 ~~representative assembly for its consideration. The~~
 652 ~~representative assembly, while empowered to adopt, reject, or~~
 653 ~~revise proposed amendments, may not, in and of itself, as a body~~
 654 ~~be allowed to propose any amendment for its own consideration.~~

655 Section 2. Subsections (2) through (8) of section 1006.15,
 656 Florida Statutes, are amended to read:

657 1006.15 Student standards for eligibility to participate
 658 ~~participation~~ in ~~interscholastic and intrascholastic~~
 659 extracurricular ~~student~~ activities; regulation.-

660 (2) District school board and nonprofit association
 661 policies governing student eligibility for extracurricular
 662 activities shall be guided by the following principles:

663 (a) Interscholastic Extracurricular student activities are
 664 an important complement to the academic curriculum and provide
 665 students with incentives to succeed academically.

666 (b) Participation in a comprehensive extracurricular and
 667 academic program contributes to ~~student~~ development of the
 668 social and intellectual skills necessary to become a well-
 669 rounded adult.

670 (c) Extracurricular activities promote teamwork and
 671 collaboration, expose students to individuals from diverse
 672 backgrounds, and enhance parental engagement in the school.

673 (d) Policies governing student eligibility for
 674 extracurricular activities should not impede parental school
 675 choice.

676 (e) A student's school attendance zone or choice of

677 educational program should not be a barrier to participation in
 678 extracurricular activities that are not offered by the student's
 679 school or program.

680 (3) As used in this part section, the term:

681 (a) "Extracurricular activity" means a any school-
 682 authorized or education-related activity occurring during or
 683 outside the regular instructional school day.

684 (b) "Home education cooperative" means a parent-directed
 685 group of individual home education students that provides
 686 opportunities for interscholastic competition to those students.

687 (c) "Impermissible benefit" means a benefit or promise of
 688 benefit that is based in any way on athletic interest,
 689 potential, or performance and is a benefit not generally
 690 available to the school's students or family members that
 691 induces a student athlete to participate in the athletic
 692 programs of a member school. The term does not include
 693 transportation arrangements.

694 (d)1. "Nonprofit association" means the association
 695 designated by the Commissioner of Education pursuant to s.
 696 1006.20 to govern interscholastic athletic competition in this
 697 state.

698 2. The term means the Florida High School Athletic
 699 Association until the State Board of Education approves the
 700 commissioner's designation of a nonprofit association to govern
 701 interscholastic athletic competition in this state pursuant to
 702 s. 1006.20. This subparagraph expires July 1, 2017.

703 (e) "Public school student" means a student who is
 704 attending a traditional public school, charter school, magnet
 705 school, alternative school, developmental research laboratory
 706 school, other public school of choice, or public virtual school.

707 (f) "Recruiting" means an effort by a school employee or
 708 athletic department staff member to pressure, urge, or entice a
 709 student to attend that school for the purpose of participating
 710 in interscholastic athletics.

711 (g) "Unaffiliated private school" means a private school
 712 that has an enrollment of 125 or fewer students in grades 6
 713 through 12 and that is not a member of the nonprofit
 714 association.

715 (4)-(3) (a) A student is ~~To be~~ eligible to participate in
 716 interscholastic extracurricular~~-student~~ activities if the, a
 717 student ~~must~~:

718 1. Maintains ~~Maintain~~ a grade point average of 2.0 or
 719 above on a 4.0 scale, or its equivalent, in the previous
 720 semester ~~or a cumulative grade point average of 2.0 or above on~~
 721 ~~a 4.0 scale, or its equivalent, in the courses required by s.~~
 722 ~~1002.3105(5) or s. 1003.4282.~~

723 2. Executes ~~Execute~~ and fulfills ~~fulfill~~ the requirements
 724 of an academic performance contract between the student, the
 725 district school board or private school, the appropriate
 726 governing association, and the student's parents, ~~if the~~
 727 student's cumulative grade point average falls below 2.0, or its
 728 equivalent, on a 4.0 scale ~~in the courses required by s.~~

729 ~~1002.3105(5) or s. 1003.4282~~. At a minimum, the contract must
 730 require that the student attend summer school, or its graded
 731 equivalent, between grades 9 and 10 or grades 10 and 11, as
 732 necessary.

733 3. Has ~~Have~~ a cumulative grade point average of 2.0 or
 734 above on a 4.0 scale, or its equivalent, ~~in the courses required~~
 735 ~~by s. 1002.3105(5) or s. 1003.4282~~ during his or her junior or
 736 senior year.

737 4. Maintains ~~Maintain~~ satisfactory conduct as prescribed
 738 by the district school board's or private school's code,
 739 ~~including adherence to appropriate dress and other codes of~~
 740 student conduct ~~policies described in s. 1006.07(2)~~. If a
 741 student is convicted of, or is found to have committed, a felony
 742 or a delinquent act that would have been a felony if committed
 743 by an adult, regardless of whether adjudication is withheld, the
 744 student's participation in ~~interscholastic~~ extracurricular
 745 activities is contingent upon established and published district
 746 school board or private school policy.

747 5. Is a home education student who meets the requirements
 748 of the home education program pursuant to s. 1002.41, including
 749 annual educational evaluations. The evaluation processes or
 750 requirements placed on home education student participants may
 751 not exceed those that apply under s. 1002.41 to home education
 752 students generally.

753 (b) A student may only be declared ineligible to
 754 participate in interscholastic athletics if:

- 755 1. The student fails to achieve compliance with paragraph
 756 (a);
- 757 2. The student or parent falsifies an enrollment or
 758 eligibility document;
- 759 3. The student or parent accepts an impermissible benefit;
- 760 4. The student commits a flagrant act of unsportsmanlike
 761 conduct towards a contest official, opponent, or other person
 762 attending an athletic contest or violates substance abuse
 763 policies established by the nonprofit association;
- 764 5. The student has exhausted 4 years of athletic
 765 eligibility, graduated from high school, or attained the maximum
 766 age established by the nonprofit association, whichever occurs
 767 first;
- 768 6. The student does not pass a medical evaluation pursuant
 769 to 1006.20(2)(c), except as otherwise provided in s.
 770 1006.20(2)(d);
- 771 7. The student forfeits his or her amateur status, as
 772 defined by the nonprofit association; or
- 773 8. The student transfers to another school after the
 774 transfer deadline established under s. 1006.20 and the student
 775 does not meet qualifications for transfer eligibility
 776 established by the nonprofit association.
- 777 (c)1. ~~(b)~~ A Any student who is exempt from attending a full
 778 school day based on rules adopted by the district school board
 779 for double session schools or programs, experimental schools, or
 780 schools operating under emergency conditions must maintain the

781 grade point average required by this section and pass each class
 782 for which he or she is enrolled.

783 2. A student who transfers from a home education program
 784 to a public or private school before or during the first
 785 semester of the school year is academically eligible to
 786 participate in extracurricular activities during the first
 787 semester if the student has a successful evaluation from the
 788 previous school year pursuant to subparagraph (d)1.

789 3. A public school or private school student who transfers
 790 into a home education program after being declared ineligible
 791 for participation in extracurricular activities pursuant to
 792 subparagraph (b)1. is ineligible to participate in such
 793 activities as a home education student until the student has
 794 successfully completed one semester in a home education program
 795 pursuant to s. 1002.41.

796 4. A public school student who transfers to a private
 797 school or another public school or a private school student who
 798 transfers to a public school or another private school after
 799 being declared ineligible to participate in extracurricular
 800 activities pursuant to subparagraph (b)1. is ineligible to
 801 participate in such activities until the student has
 802 successfully completed one semester at the school to which he or
 803 she transfers and meets the requirements of paragraph (a).

804 (d)(e) A public school student, a student attending an
 805 unaffiliated private school, or a ~~An individual~~ home education
 806 student is eligible to participate in an extracurricular

807 activity that is not offered by the student's school or home
 808 education program. Participation may occur at any the public
 809 school in the school district in which the student resides to
 810 ~~which the student would be assigned according to district school~~
 811 ~~board attendance area policies or a public school in another~~
 812 school district which the student could choose to attend
 813 pursuant to an district or interdistrict controlled open
 814 enrollment policy. provisions, or A home education student may
 815 also develop an agreement to participate at a private school, in
 816 the ~~interseholastic~~ extracurricular activities of that school.7
 817 ~~provided~~ In order to participate under this paragraph, a the
 818 student must meet the following conditions are met:

819 1. ~~The home education student must meet the requirements~~
 820 ~~of the home education program pursuant to s. 1002.41.~~

821 2. ~~During the period of participation at a school, the~~
 822 ~~home education student must demonstrate educational progress as~~
 823 ~~required in paragraph (b) in all subjects taken in the home~~
 824 ~~education program by a method of evaluation agreed upon by the~~
 825 ~~parent and the school principal which may include: review of the~~
 826 ~~student's work by a certified teacher chosen by the parent;~~
 827 ~~grades earned through correspondence; grades earned in courses~~
 828 ~~taken at a Florida College System institution, university, or~~
 829 ~~trade school; standardized test scores above the 35th~~
 830 ~~percentile; or any other method designated in s. 1002.41.~~

831 3. ~~The home education student must meet the same residency~~
 832 ~~requirements as other students in the school at which he or she~~

833 ~~participates.~~

834 1.4. A ~~The home education~~ student who participates
 835 pursuant to this paragraph must meet the same standards of
 836 acceptance, behavior, and performance as required of other
 837 students in extracurricular activities.

838 2.5. A ~~The~~ student who participates pursuant to this
 839 paragraph must register with the school his or her intent to
 840 participate in ~~interscholastic~~ extracurricular activities as a
 841 representative of the school before the beginning date of the
 842 nonathletic activity or season for the athletic activity in
 843 which he or she wishes to participate. A ~~home education~~ student
 844 must be able to participate in curricular activities if that is
 845 a requirement for an extracurricular activity.

846 3. A student who is enrolled in an unaffiliated private
 847 school, home education program, a full-time public virtual
 848 school, or any public school that does not offer any
 849 interscholastic athletic programs may only participate in
 850 interscholastic athletics at the public school in which the
 851 student is first registered.

852 4. The parent of a student who participates pursuant to
 853 this paragraph is responsible for transporting the student to
 854 and from the school at which the student participates. The
 855 school the student attends, the school at which the student
 856 participates in the extracurricular activity, the district
 857 school board, and the nonprofit association are exempt from
 858 civil liability arising from any injury to the student which

859 occurs during such transportation.

860 ~~6. A student who transfers from a home education program~~
861 ~~to a public school before or during the first grading period of~~
862 ~~the school year is academically eligible to participate in~~
863 ~~interscholastic extracurricular activities during the first~~
864 ~~grading period provided the student has a successful evaluation~~
865 ~~from the previous school year, pursuant to subparagraph 2.~~

866 ~~7. Any public school or private school student who has~~
867 ~~been unable to maintain academic eligibility for participation~~
868 ~~in interscholastic extracurricular activities is ineligible to~~
869 ~~participate in such activities as a home education student until~~
870 ~~the student has successfully completed one grading period in~~
871 ~~home education pursuant to subparagraph 2. to become eligible to~~
872 ~~participate as a home education student.~~

873 ~~(d) An individual charter school student pursuant to s.~~
874 ~~1002.33 is eligible to participate at the public school to which~~
875 ~~the student would be assigned according to district school board~~
876 ~~attendance area policies or which the student could choose to~~
877 ~~attend, pursuant to district or interdistrict controlled open-~~
878 ~~enrollment provisions, in any interscholastic extracurricular~~
879 ~~activity of that school, unless such activity is provided by the~~
880 ~~student's charter school, if the following conditions are met:~~

881 ~~1. The charter school student must meet the requirements~~
882 ~~of the charter school education program as determined by the~~
883 ~~charter school governing board.~~

884 ~~2. During the period of participation at a school, the~~

885 ~~charter school student must demonstrate educational progress as~~
 886 ~~required in paragraph (b).~~

887 ~~3. The charter school student must meet the same residency~~
 888 ~~requirements as other students in the school at which he or she~~
 889 ~~participates.~~

890 ~~4. The charter school student must meet the same standards~~
 891 ~~of acceptance, behavior, and performance that are required of~~
 892 ~~other students in extracurricular activities.~~

893 ~~5. The charter school student must register with the~~
 894 ~~school his or her intent to participate in interscholastic~~
 895 ~~extracurricular activities as a representative of the school~~
 896 ~~before the beginning date of the season for the activity in~~
 897 ~~which he or she wishes to participate. A charter school student~~
 898 ~~must be able to participate in curricular activities if that is~~
 899 ~~a requirement for an extracurricular activity.~~

900 ~~6. A student who transfers from a charter school program~~
 901 ~~to a traditional public school before or during the first~~
 902 ~~grading period of the school year is academically eligible to~~
 903 ~~participate in interscholastic extracurricular activities during~~
 904 ~~the first grading period if the student has a successful~~
 905 ~~evaluation from the previous school year, pursuant to~~
 906 ~~subparagraph 2.~~

907 ~~7. Any public school or private school student who has~~
 908 ~~been unable to maintain academic eligibility for participation~~
 909 ~~in interscholastic extracurricular activities is ineligible to~~
 910 ~~participate in such activities as a charter school student until~~

911 ~~the student has successfully completed one grading period in a~~
912 ~~charter school pursuant to subparagraph 2. to become eligible to~~
913 ~~participate as a charter school student.~~

914 ~~(c) A student of the Florida Virtual School full-time~~
915 ~~program may participate in any interscholastic extracurricular~~
916 ~~activity at the public school to which the student would be~~
917 ~~assigned according to district school board attendance area~~
918 ~~policies or which the student could choose to attend, pursuant~~
919 ~~to district or interdistrict controlled open enrollment~~
920 ~~policies, if the student:~~

921 ~~1. During the period of participation in the~~
922 ~~interscholastic extracurricular activity, meets the requirements~~
923 ~~in paragraph (a).~~

924 ~~2. Meets any additional requirements as determined by the~~
925 ~~board of trustees of the Florida Virtual School.~~

926 ~~3. Meets the same residency requirements as other students~~
927 ~~in the school at which he or she participates.~~

928 ~~4. Meets the same standards of acceptance, behavior, and~~
929 ~~performance that are required of other students in~~
930 ~~extracurricular activities.~~

931 ~~5. Registers his or her intent to participate in~~
932 ~~interscholastic extracurricular activities with the school~~
933 ~~before the beginning date of the season for the activity in~~
934 ~~which he or she wishes to participate. A Florida Virtual School~~
935 ~~student must be able to participate in curricular activities if~~
936 ~~that is a requirement for an extracurricular activity.~~

937 ~~(f) A student who transfers from the Florida Virtual~~
 938 ~~School full-time program to a traditional public school before~~
 939 ~~or during the first grading period of the school year is~~
 940 ~~academically eligible to participate in interscholastic~~
 941 ~~extracurricular activities during the first grading period if~~
 942 ~~the student has a successful evaluation from the previous school~~
 943 ~~year pursuant to paragraph (a).~~

944 ~~(g) A public school or private school student who has been~~
 945 ~~unable to maintain academic eligibility for participation in~~
 946 ~~interscholastic extracurricular activities is ineligible to~~
 947 ~~participate in such activities as a Florida Virtual School~~
 948 ~~student until the student successfully completes one grading~~
 949 ~~period in the Florida Virtual School pursuant to paragraph (a).~~

950 (5) ~~(4)~~ The student standards for participation in
 951 ~~interscholastic~~ extracurricular activities must be applied
 952 beginning with the student's first semester of the 9th grade.
 953 Each student must meet such other requirements for participation
 954 as may be established by the district school board; however,
 955 such requirements must apply on an equal basis to all students
 956 and a district school board may not make establish requirements
 957 for participation in interscholastic extracurricular activities
 958 which make participation in such activities less accessible to a
 959 transfer student or a student enrolled in a public school of
 960 choice, an unaffiliated private school, or a home education
 961 program students than to other students. A district school board
 962 or private school may not establish policies regarding transfer

963 student eligibility for extracurricular activities which are
 964 more stringent than the policies established by the nonprofit
 965 association ~~Except as set forth in paragraph (3)(c), evaluation~~
 966 ~~processes or requirements that are placed on home education~~
 967 ~~student participants may not go beyond those that apply under s.~~
 968 ~~1002.41 to home education students generally.~~

969 (6)~~(5)~~ Any organization or entity that regulates or
 970 governs interscholastic extracurricular activities of public
 971 schools:

972 (a) Shall permit home education associations or home
 973 education cooperatives to join as member schools.

974 (b) Shall not discriminate against any eligible student
 975 based on an educational choice of public, private, or home
 976 education.

977 (7)~~(6)~~ Public schools are prohibited from membership in
 978 any organization or entity which regulates or governs
 979 interscholastic extracurricular activities and discriminates
 980 against eligible students in public, private, or home education.

981 ~~(7) Any insurance provided by district school boards for~~
 982 ~~participants in extracurricular activities shall cover the~~
 983 ~~participating home education student. If there is an additional~~
 984 ~~premium for such coverage, the participating home education~~
 985 ~~student shall pay the premium.~~

986 ~~(8)(a) The Florida High School Athletic Association~~
 987 ~~(FHSAA), in cooperation with each district school board, shall~~
 988 ~~facilitate a program in which a middle school or high school~~

989 ~~student who attends a private school shall be eligible to~~
 990 ~~participate in an interscholastic or intrascholastic sport at a~~
 991 ~~public high school, a public middle school, or a 6-12 public~~
 992 ~~school that is zoned for the physical address at which the~~
 993 ~~student resides if:~~

994 ~~1. The private school in which the student is enrolled is~~
 995 ~~not a member of the FHSAA and does not offer an interscholastic~~
 996 ~~or intrascholastic athletic program.~~

997 ~~2. The private school student meets the guidelines for the~~
 998 ~~conduct of the program established by the FHSAA's board of~~
 999 ~~directors and the district school board. At a minimum, such~~
 1000 ~~guidelines shall provide:~~

1001 ~~a. A deadline for each sport by which the private school~~
 1002 ~~student's parents must register with the public school in~~
 1003 ~~writing their intent for their child to participate at that~~
 1004 ~~school in the sport.~~

1005 ~~b. Requirements for a private school student to~~
 1006 ~~participate, including, but not limited to, meeting the same~~
 1007 ~~standards of eligibility, acceptance, behavior, educational~~
 1008 ~~progress, and performance which apply to other students~~
 1009 ~~participating in interscholastic or intrascholastic sports at a~~
 1010 ~~public school or FHSAA member private school.~~

1011 ~~(b) The parents of a private school student participating~~
 1012 ~~in a public school sport under this subsection are responsible~~
 1013 ~~for transporting their child to and from the public school at~~
 1014 ~~which the student participates. The private school the student~~

1015 ~~attends, the public school at which the student participates in~~
 1016 ~~a sport, the district school board, and the FHSAA are exempt~~
 1017 ~~from civil liability arising from any injury that occurs to the~~
 1018 ~~student during such transportation.~~

1019 ~~(c) For each academic year, a private school student may~~
 1020 ~~only participate at the public school in which the student is~~
 1021 ~~first registered under sub-subparagraph (a)2.a. or makes himself~~
 1022 ~~or herself a candidate for an athletic team by engaging in a~~
 1023 ~~practice.~~

1024 ~~(d) The athletic director of each participating FHSAA~~
 1025 ~~member public school shall maintain the student records~~
 1026 ~~necessary for eligibility, compliance, and participation in the~~
 1027 ~~program.~~

1028 ~~(e) Any non-FHSAA member private school that has a student~~
 1029 ~~who wishes to participate in this program must make all student~~
 1030 ~~records, including, but not limited to, academic, financial,~~
 1031 ~~disciplinary, and attendance records, available upon request of~~
 1032 ~~the FHSAA.~~

1033 ~~(f) A student must apply to participate in this program~~
 1034 ~~through the FHSAA program application process.~~

1035 ~~(g) Only students who are enrolled in non-FHSAA member~~
 1036 ~~private schools consisting of 125 students or fewer are eligible~~
 1037 ~~to participate in the program in any given academic year.~~

1038 Section 3. Section 1006.16, Florida Statutes, is amended
 1039 to read:

1040 1006.16 Insuring school students engaged in

1041 extracurricular ~~athletic~~ activities against injury.—~~A~~ Any
 1042 district school board, school athletic association, or school
 1043 may formulate, conduct, and purchase a plan or method of
 1044 insuring, or may self-insure, participants in extracurricular
 1045 activities ~~school—students~~ against injury sustained by reason of
 1046 such participation ~~students engaging and participating~~ in the
 1047 extracurricular ~~athletic~~ activities conducted or sponsored by
 1048 the district school board, association, or school ~~in which such~~
 1049 ~~students are enrolled~~. A district school board, school athletic
 1050 association, or school may add a surcharge to the fee charged
 1051 for admission to athletic events as a means of producing revenue
 1052 to purchase such insurance or to provide self-insurance. A ~~Any~~
 1053 district school board may pay for all or part of such plan or
 1054 method of insurance or self-insurance from available district
 1055 school board funds. Insurance provided by a district school
 1056 board for participants in extracurricular activities must cover
 1057 home education and unaffiliated private school students
 1058 participating in extracurricular activities at a district public
 1059 school pursuant to s. 1006.15 under the same terms and
 1060 conditions that apply to students enrolled in a district public
 1061 school.

1062 Section 4. Subsection (1) of section 1006.19, Florida
 1063 Statutes, is amended to read:

1064 1006.19 Audit of records of nonprofit ~~corporations and~~
 1065 associations handling interscholastic activities.—

1066 (1) Each nonprofit association ~~or corporation~~ that

1067 operates for the purpose of supervising and controlling
 1068 interscholastic activities of public high schools and whose
 1069 membership is composed of duly certified representatives of
 1070 public high schools, ~~and whose rules and regulations are~~
 1071 ~~established by members thereof,~~ shall have an annual financial
 1072 audit of its accounts and records conducted by an independent
 1073 certified public accountant retained by it and paid from its
 1074 funds. The accountant shall furnish a copy of the audit report
 1075 to the Auditor General within 30 days after completion of the
 1076 audit. At least every 3 years, the Auditor General shall conduct
 1077 an operational audit of the accounts and records of each
 1078 nonprofit association.

1079 Section 5. Subsection (3) of section 768.135, Florida
 1080 Statutes, is amended to read:

1081 768.135 Volunteer team physicians; immunity.—

1082 (3) A practitioner licensed under chapter 458, chapter
 1083 459, chapter 460, or s. 464.012 who gratuitously and in good
 1084 faith conducts an evaluation pursuant to s. 1006.20
 1085 ~~1006.20(2)(e)~~ is not liable for any civil damages arising from
 1086 that evaluation unless the evaluation was conducted in a
 1087 wrongful manner.

1088 Section 6. Effective upon the approval of the State Board
 1089 of Education of the designation by the Commissioner of Education
 1090 of a nonprofit association to govern interscholastic athletic
 1091 competition in this state pursuant to section 15 of this act,
 1092 paragraph (g) of subsection (2) of section 943.0438, Florida

1093 Statutes, is amended to read:

1094 943.0438 Athletic coaches for independent sanctioning
1095 authorities.—

1096 (2) An independent sanctioning authority shall:

1097 (g) Adopt bylaws or policies that require each youth
1098 athlete who is suspected of sustaining a concussion or head
1099 injury in a practice or competition to be immediately removed
1100 from the activity. A youth athlete who has been removed from an
1101 activity may not return to practice or competition until the
1102 youth submits to the athletic coach a written medical clearance
1103 to return stating that the youth athlete no longer exhibits
1104 signs, symptoms, or behaviors consistent with a concussion or
1105 other head injury. Medical clearance must be authorized by the
1106 appropriate health care practitioner trained in the diagnosis,
1107 evaluation, and management of concussions as defined by the
1108 sports medicine advisory committee of a nonprofit ~~the Florida~~
1109 ~~High School Athletic~~ association.

1110 Section 7. Subsections (17) and (18) of section 1002.20,
1111 Florida Statutes, are amended to read:

1112 1002.20 K-12 student and parent rights.—Parents of public
1113 school students must receive accurate and timely information
1114 regarding their child's academic progress and must be informed
1115 of ways they can help their child to succeed in school. K-12
1116 students and their parents are afforded numerous statutory
1117 rights including, but not limited to, the following:

1118 (17) ATHLETICS; PUBLIC HIGH SCHOOL.—

1119 (a) Eligibility.—Eligibility requirements for all students
 1120 participating in high school athletic competition must allow a
 1121 student to be eligible in the school in which he or she first
 1122 enrolls each school year, the school in which the student makes
 1123 himself or herself a candidate for an athletic team by engaging
 1124 in practice before enrolling, or the school to which the student
 1125 has transferred with approval of the district school board, in
 1126 accordance with ~~the provisions of s. 1006.20~~ 1006.20(2)(a).

1127 (b) Medical evaluation.—Students must satisfactorily pass
 1128 a medical evaluation each year before participating in
 1129 athletics, unless the parent objects in writing based on
 1130 religious tenets or practices, in accordance with ~~the provisions~~
 1131 ~~of s. 1006.20~~ 1006.20(2)(d).

1132 (18) EXTRACURRICULAR ACTIVITIES.—In accordance with ~~the~~
 1133 ~~provisions of s. 1006.15:~~

1134 (a) Eligibility.—Students who meet specified academic and
 1135 conduct requirements are eligible to participate in
 1136 extracurricular activities.

1137 (b) Participation ~~Home education students.~~—All public
 1138 school students, including those enrolled in public schools of
 1139 choice and virtual education, all home education students, and
 1140 certain private school students may participate in any
 1141 extracurricular activity not offered by the student's school or
 1142 home education program at any public school in the school
 1143 district in which the student resides or a public school in
 1144 another school district which the student could choose to attend

1145 pursuant to an interdistrict controlled open enrollment policy
 1146 ~~who meet specified academic and conduct requirements are~~
 1147 ~~eligible to participate in extracurricular activities at the~~
 1148 ~~public school to which the student would be assigned or could~~
 1149 ~~choose to attend according to district school board policies, or~~
 1150 ~~may develop an agreement to participate at a private school.~~

1151 ~~(c) Charter school students. Charter school students who~~
 1152 ~~meet specified academic and conduct requirements are eligible to~~
 1153 ~~participate in extracurricular activities at the public school~~
 1154 ~~to which the student would be assigned or could choose to attend~~
 1155 ~~according to district school board policies, unless such~~
 1156 ~~activity is provided by the student's charter school.~~

1157 ~~(d) Florida Virtual School full-time students. Florida~~
 1158 ~~Virtual School full-time students who meet specified academic~~
 1159 ~~and conduct requirements are eligible to participate in~~
 1160 ~~extracurricular activities at the public school to which the~~
 1161 ~~student would be assigned or could choose to attend according to~~
 1162 ~~district school board policies.~~

1163 (c)~~(e)~~ Discrimination prohibited.—Organizations that
 1164 regulate or govern extracurricular activities of public schools
 1165 shall not discriminate against any eligible student based on an
 1166 educational choice of public, private, or home education.

1167 Section 8. Subsection (11) of section 1002.33, Florida
 1168 Statutes, is amended to read:

1169 1002.33 Charter schools.—

1170 (11) PARTICIPATION IN ~~INTERSCHOLASTIC~~ EXTRACURRICULAR

1171 ACTIVITIES.—A charter school student is eligible to participate
 1172 in an ~~interscholastic~~ extracurricular activity at the public
 1173 school to which the student would be otherwise assigned to
 1174 attend pursuant to s. 1006.15 ~~1006.15(3)(d)~~.

1175 Section 9. Subsection (8) of section 1002.42, Florida
 1176 Statutes, is amended to read:

1177 1002.42 Private schools.—

1178 (8) ATHLETIC COMPETITION.—A private school may participate
 1179 in athletic competition with a public high school in accordance
 1180 with ~~the provisions of~~ s. 1006.20 ~~1006.20(1)~~.

1181 Section 10. Effective upon the approval of the State Board
 1182 of Education of the designation by the Commissioner of Education
 1183 of a nonprofit association to govern interscholastic athletic
 1184 competition in this state pursuant to section 15 of this act,
 1185 subsection (1) of section 1006.165, Florida Statutes, is amended
 1186 to read:

1187 1006.165 Automated external defibrillator; user training.—

1188 (1) Each public school that is a member of the nonprofit
 1189 ~~Florida High School Athletic~~ association must have an
 1190 operational automated external defibrillator on the school
 1191 grounds. Public and private partnerships are encouraged to cover
 1192 the cost associated with the purchase and placement of the
 1193 defibrillator and training in the use of the defibrillator.

1194 Section 11. Effective upon the approval of the State Board
 1195 of Education of the designation by the Commissioner of Education
 1196 of a nonprofit association to govern interscholastic athletic

1197 competition in this state pursuant to section 15 of this act,
 1198 section 1006.18, Florida Statutes, is amended to read:

1199 1006.18 Cheerleader safety standards.— The nonprofit
 1200 ~~Florida High School Athletic~~ association or successor
 1201 organization shall adopt statewide uniform safety standards for
 1202 student cheerleaders and spirit groups that participate in any
 1203 school activity or extracurricular student activity. The
 1204 nonprofit ~~Florida High School Athletic~~ association or successor
 1205 organization shall adopt the "Official High School Spirit
 1206 Rules," published by the National Federation of State High
 1207 School Associations, as the statewide uniform safety standards.

1208 Section 12. Effective upon the approval of the State Board
 1209 of Education of the designation by the Commissioner of Education
 1210 of a nonprofit association to govern interscholastic athletic
 1211 competition in this state pursuant to section 15 of this act,
 1212 paragraph (a) of subsection (7) of section 1012.467, Florida
 1213 Statutes, is amended to read:

1214 1012.467 Noninstructional contractors who are permitted
 1215 access to school grounds when students are present; background
 1216 screening requirements.—

1217 (7) (a) The Department of Law Enforcement shall implement a
 1218 system that allows for the results of a criminal history check
 1219 provided to a school district to be shared with other school
 1220 districts through a secure Internet website or other secure
 1221 electronic means. School districts must accept reciprocity of
 1222 level 2 screenings for the nonprofit association's ~~Florida High~~

1223 ~~School Athletic Association~~ officials.

1224 Section 13. Effective upon the approval of the State Board
 1225 of Education of the designation by the Commissioner of Education
 1226 of a nonprofit association to govern interscholastic athletic
 1227 competition in this state pursuant to section 15 of this act,
 1228 paragraph (g) of subsection (2) of section 1012.468, Florida
 1229 Statutes, is amended to read:

1230 1012.468 Exceptions to certain fingerprinting and criminal
 1231 history checks.—

1232 (2) A district school board shall exempt from the
 1233 screening requirements set forth in ss. 1012.465 and 1012.467
 1234 the following noninstructional contractors:

1235 (g) An investigator for the nonprofit ~~Florida High School~~
 1236 ~~Athletic~~ association ~~(FHSAA)~~ who meets the requirements of ~~under~~
 1237 s. 1006.20 ~~1006.20(2)(e)~~.

1238 Section 14. Effective upon the approval of the State Board
 1239 of Education of the designation by the Commissioner of Education
 1240 of a nonprofit association to govern interscholastic athletic
 1241 competition in this state pursuant to section 15 of this act,
 1242 paragraph (b) of subsection (2) of section 1012.55, Florida
 1243 Statutes, is amended to read:

1244 1012.55 Positions for which certificates required.—

1245 (2)

1246 (b) Completion of a sports safety course shall count for 6
 1247 hours of required school district inservice instruction for
 1248 athletic coaching certification if the course is approved by the

1249 nonprofit ~~Florida High School Athletic association Board of~~
 1250 ~~Directors~~ and meets the following requirements:

- 1251 1. The course consists of at least eight modules.
- 1252 2. The course immediately provides an individual with a
 1253 "merit" certificate at the time of successful completion.
- 1254 3. The course is delivered through hands-on and online
 1255 teaching methods.
- 1256 4. The course is a hands-on course taught by either a
 1257 state-licensed athletic trainer who holds a current certificate
 1258 from the Board of Certification or a member of the American
 1259 Academy of Orthopaedic Surgeons.
- 1260 5. Hands-on course material is less than 120 pages.
- 1261 6. The course covers sports safety specifically, excluding
 1262 coaching principles and procedures for cardiopulmonary
 1263 resuscitation.
- 1264 7. The course is authored or approved by at least 10
 1265 health care professionals, including doctors of medicine,
 1266 doctors of osteopathy, registered nurses, physical therapists,
 1267 and certified athletic trainers.
- 1268 8. The course is revised and reviewed for updates at least
 1269 once every 30 months.
- 1270 9. The course is available to the general public for a
 1271 retail price under \$50.
- 1272 10. Each course examination is automated and taken online
 1273 with a score of 80 percent or better for successful completion.
- 1274 Section 15. By July 1, 2017, the Commissioner of

1275 Education, with the approval of the State Board of Education,
 1276 shall designate a nonprofit association to govern
 1277 interscholastic athletic competition in this state. Following
 1278 completion of each operational audit under s. 1006.19, the
 1279 commissioner shall review the nonprofit association's
 1280 performance in governing interscholastic athletics and, if he or
 1281 she finds that the nonprofit association has failed to perform
 1282 its duties in compliance with the law and guiding principles for
 1283 student eligibility for interscholastic athletics, may designate
 1284 another governing nonprofit association to be Florida's voting
 1285 member association of the National Federation of State High
 1286 School Associations, with approval of the State Board of
 1287 Education.

1288 Section 16. Effective upon the approval of the State Board
 1289 of Education of the designation by the Commissioner of Education
 1290 of a nonprofit association to govern interscholastic athletic
 1291 competition in this state pursuant to section 15 of this act,
 1292 subsections (1), (2), and (3) of section 1006.20, Florida
 1293 Statutes, as amended by this act, are amended to read:

1294 1006.20 Athletics in public K-12 schools.-

1295 (1) GOVERNING NONPROFIT ASSOCIATION.-~~The Florida High~~
 1296 ~~School Athletic Association (FHSAA) is designated the governing~~
 1297 ~~nonprofit association for purposes of membership in the National~~
 1298 ~~Federation of State High School Associations. If the FHSAA fails~~
 1299 ~~to meet the provisions of this section,~~ The Commissioner of
 1300 Education, with the approval of the State Board of Education,

1301 shall designate a nonprofit association to govern
 1302 interscholastic athletic competition in this state. The
 1303 nonprofit association designated by the commissioner shall be
 1304 the governing body for purposes of the National Federation of
 1305 State High School Associations. The nonprofit association ~~FHSAA~~
 1306 is not a state agency as defined in s. 120.52 but is subject to
 1307 ss. 1006.15-1006.19. Any special event fees, sanctioning fees,
 1308 including third party sanctioning fees, or contest receipts
 1309 collected annually by the nonprofit association ~~FHSAA~~ may not
 1310 exceed its actual costs to perform the function or duty that is
 1311 the subject of or justification for the fee. The nonprofit
 1312 association ~~FHSAA~~ shall offer spectators seeking admission to
 1313 athletic competitions the option of purchasing a single-day or
 1314 multi-day pass at a cost below that which one would pay on a per
 1315 event basis for the same number of contests. A private school
 1316 that wishes to engage in high school athletic competition with a
 1317 public high school may become a member of the nonprofit
 1318 association ~~FHSAA~~, by sport. Any high school in the state,
 1319 including charter schools, virtual schools, and home education
 1320 cooperatives, may become a member of the nonprofit association
 1321 ~~FHSAA~~, by sport, and participate in the activities of the
 1322 nonprofit association ~~FHSAA~~. Membership in the nonprofit
 1323 association ~~FHSAA~~ is not mandatory for any school, and any
 1324 member school may join other athletic associations, by sport.
 1325 The nonprofit association ~~FHSAA~~ may not deny or discourage
 1326 interscholastic competition between its member schools and

1327 nonmember schools, including members of another athletic
 1328 governing association, and may not take any retributory or
 1329 discriminatory action against any of its member schools that
 1330 participate in interscholastic competition with nonmember
 1331 schools. The nonprofit association ~~FHSAA~~ may not unreasonably
 1332 withhold its approval of an application to become an affiliate
 1333 member of the National Federation of State High School
 1334 Associations submitted by any other association that governs
 1335 interscholastic athletic competition in this state that meets
 1336 the requirements of this section. The commissioner may identify
 1337 other associations that govern interscholastic athletic
 1338 competition in compliance with this section. For the purposes of
 1339 this section, "high school" includes grades 6 through 12. The
 1340 nonprofit association shall:

1341 ~~(2) STUDENT ELIGIBILITY REQUIREMENTS; RECRUITING POLICIES;~~
 1342 ~~ELIGIBILITY DISPUTE RESOLUTION. The FHSAA shall:~~

1343 (a) Establish eligibility requirements for all students
 1344 who participate in high school athletic competition in its
 1345 member schools. A student is eligible in the school in which he
 1346 or she first enrolls each school year or the school in which the
 1347 student makes himself or herself a candidate for an athletic
 1348 team by engaging in a practice before enrolling in the school. A
 1349 student who transfers during the school year is eligible in the
 1350 school to which he or she transfers if the transfer is made by a
 1351 deadline established by the nonprofit association ~~FHSAA~~, which
 1352 may not be before the date authorized for the beginning of

PCB EDC 15-02

Original

2015

1353 practice for the sport. If the date authorized for the beginning
1354 of practice is before the first day of the grading period in
1355 which the regular season games begin, the transfer deadline may
1356 not be before the first day of such grading period. The student
1357 shall be eligible in that school so long as he or she remains
1358 enrolled in that school. Subsequent eligibility shall be
1359 determined and enforced through the nonprofit association's
1360 ~~FHSAA's~~ requirements. Requirements governing eligibility and
1361 transfer between member schools shall be applied similarly to
1362 all students.

1363 (b) Prohibit the recruiting of students for athletic
1364 purposes and prescribe penalties and an appeals process for
1365 athletic recruiting violations. If it is determined that a
1366 school has recruited a student, the nonprofit association ~~FHSAA~~
1367 may require the school to participate in a higher classification
1368 for the sport in which the recruited student competes for a
1369 minimum of one classification cycle, in addition to any other
1370 appropriate fine and sanction imposed on the school, its
1371 coaches, or adult representatives who commit recruiting
1372 violations. A student may only be declared ineligible based on a
1373 recruiting violation if the student or parent has committed an
1374 act specified in s. 1006.15(4)(b)2. or the nonprofit association
1375 ~~FHSAA~~ has imposed sanctions against the individuals or member
1376 school engaging in recruiting and the student or the parent has
1377 committed an act specified in s. 1006.15(4)(b)3. The nonprofit
1378 association ~~FHSAA~~ may not limit the competition of a student

PCB EDC 15-02

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1379 athlete prospectively for a rule violation by his or her school,
 1380 the school's coach, or the student athlete's adult
 1381 representative. The nonprofit association ~~FHSAA~~ may not punish a
 1382 student athlete for an eligibility or recruiting violation
 1383 perpetrated by a teammate, coach, or administrator. A contest
 1384 may not be forfeited for an inadvertent eligibility violation
 1385 unless the coach or a school administrator should have known of
 1386 the violation. Contests may not be forfeited for other
 1387 eligibility violations or recruiting violations in excess of the
 1388 number of contests from which the coaches and adult
 1389 representatives responsible for the violations are prospectively
 1390 suspended.

1391 (c) Require all students participating in interscholastic
 1392 athletic competition or who are candidates for an
 1393 interscholastic athletic team to satisfactorily pass a medical
 1394 evaluation each year before participating in interscholastic
 1395 athletic competition or engaging in any practice, tryout,
 1396 workout, or other physical activity associated with the
 1397 student's candidacy for an interscholastic athletic team. Such
 1398 medical evaluation may be administered only by a practitioner
 1399 licensed under chapter 458, chapter 459, chapter 460, or s.
 1400 464.012, and in good standing with the practitioner's regulatory
 1401 board. The nonprofit association ~~FHSAA~~ shall establish
 1402 requirements for eliciting a student's medical history and
 1403 performing the medical evaluation required under this paragraph,
 1404 which shall include a physical assessment of the student's

1405 physical capabilities to participate in interscholastic athletic
1406 competition as contained in a uniform preparticipation physical
1407 evaluation and history form. The evaluation form shall
1408 incorporate the recommendations of the American Heart
1409 Association for participation in cardiovascular screening and
1410 shall provide a place for the signature of the practitioner
1411 performing the evaluation with an attestation that each
1412 examination procedure listed on the form was performed by the
1413 practitioner or by someone under the direct supervision of the
1414 practitioner. The form shall also contain a place for the
1415 practitioner to indicate if a referral to another practitioner
1416 was made in lieu of completion of a certain examination
1417 procedure. The form shall provide a place for the practitioner
1418 to whom the student was referred to complete the remaining
1419 sections and attest to that portion of the examination. The
1420 preparticipation physical evaluation form shall advise students
1421 to complete a cardiovascular assessment and shall include
1422 information concerning alternative cardiovascular evaluation and
1423 diagnostic tests. Results of such medical evaluation must be
1424 provided to the school. A student is not eligible to participate
1425 in any interscholastic athletic competition or engage in any
1426 practice, tryout, workout, or other physical activity associated
1427 with the student's candidacy for an interscholastic athletic
1428 team until the results of the medical evaluation are received
1429 and approved by the school.

1430 (d) Notwithstanding paragraph (c), allow a student to

1431 participate in interscholastic athletic competition or be a
 1432 candidate for an interscholastic athletic team if the parent of
 1433 the student objects in writing to the student undergoing a
 1434 medical evaluation because such evaluation is contrary to his or
 1435 her religious tenets or practices. However, in such case, there
 1436 shall be no liability on the part of any person or entity in a
 1437 position to otherwise rely on the results of such medical
 1438 evaluation for any damages resulting from the student's injury
 1439 or death arising directly from the student's participation in
 1440 interscholastic athletics where an undisclosed medical condition
 1441 that would have been revealed in the medical evaluation is a
 1442 proximate cause of the injury or death.

1443 (e) Regulate persons who conduct investigations on behalf
 1444 of the nonprofit association ~~FHSAA~~. An investigator must:

1445 1. Undergo level 2 background screening under s. 435.04,
 1446 establishing that the investigator has not committed any
 1447 disqualifying offense listed in s. 435.04, unless the
 1448 investigator can provide proof of compliance with level 2
 1449 screening standards submitted within the previous 5 years to
 1450 meet any professional licensure requirements, provided:

1451 a. The investigator has not had a break in service from a
 1452 position that requires level 2 screening for more than 90 days;
 1453 and

1454 b. The investigator submits, under penalty of perjury, an
 1455 affidavit verifying that the investigator has not committed any
 1456 disqualifying offense listed in s. 435.04 and is in full

- 1457 compliance with this paragraph.
- 1458 2. Be appointed as an investigator by the nonprofit
- 1459 association ~~FHSAA~~.
- 1460 3. Carry a photo identification card that shows the
- 1461 nonprofit association's ~~FHSAA~~ name and logo and the
- 1462 investigator's official title.
- 1463 4. Adhere to the following guidelines:
- 1464 a. Investigate only those alleged violations assigned by
- 1465 the nonprofit association ~~FHSAA~~.
- 1466 b. Conduct interviews on Monday through Friday between the
- 1467 hours of 9 a.m. and 7 p.m. only, unless previously agreed to by
- 1468 the interviewee.
- 1469 c. Allow the parent of any student being interviewed to be
- 1470 present during the interview.
- 1471 d. Search residences or other private areas only with the
- 1472 permission of the nonprofit association ~~FHSAA~~ and the written
- 1473 consent of the student's parent and only with a parent or a
- 1474 representative of the parent present.
- 1475 (f) Establish sanctions for coaches who have committed
- 1476 major violations.
- 1477 1. Major violations include, but are not limited to,
- 1478 knowingly allowing an ineligible student to participate in a
- 1479 contest representing a member school in an interscholastic
- 1480 contest or committing a violation of the nonprofit association's
- 1481 ~~FHSAA's~~ recruiting or sportsmanship policies.
- 1482 2. Sanctions placed upon an individual coach may include,

1483 but are not limited to, prohibiting or suspending the coach from
 1484 coaching, participating in, or attending any athletic activity
 1485 sponsored, recognized, or sanctioned by the nonprofit
 1486 association ~~FHSAA~~ and the member school for which the coach
 1487 committed the violation. If a coach is sanctioned by the
 1488 nonprofit association ~~FHSAA~~ and the coach transfers to another
 1489 member school, those sanctions remain in full force and effect
 1490 during the term of the sanction.

1491 3. If a member school is assessed a financial penalty as a
 1492 result of a coach committing a major violation, the coach shall
 1493 reimburse the member school before being allowed to coach,
 1494 participate in, or attend any athletic activity sponsored,
 1495 recognized, or sanctioned by the nonprofit association ~~FHSAA~~ and
 1496 a member school.

1497 4. The nonprofit association ~~FHSAA~~ shall establish a due
 1498 process procedure for coaches sanctioned under this paragraph.

1499 (g) Provide a process for resolution of student
 1500 eligibility disputes. The nonprofit association ~~FHSAA~~ shall
 1501 provide an opportunity to resolve eligibility issues through an
 1502 informal conference procedure. The nonprofit association ~~FHSAA~~
 1503 must provide written notice to the student athlete, parent, and
 1504 member school stating specific findings of fact that support a
 1505 determination of ineligibility. The student athlete must request
 1506 an informal conference if he or she intends to contest the
 1507 charges. The informal conference must be held within 10 days of
 1508 receiving the student athlete's request. If the eligibility

PCB EDC 15-02

Original

2015

1509 dispute is not resolved at the informal conference, the
1510 nonprofit association ~~FHSAA~~ shall provide a process for the
1511 timely and cost-effective resolution of disputes utilizing a
1512 neutral third-party, including use of retired or former judges,
1513 mediation, or arbitration. The neutral third party shall be
1514 selected by the parent of the student athlete from a list
1515 maintained by the nonprofit association ~~FHSAA~~. A final
1516 determination regarding the eligibility dispute must be issued
1517 no more than 30 days after an informal conference. The process
1518 for resolving eligibility disputes must provide that:

- 1519 1. Ineligibility must be established by clear and
1520 convincing evidence.
- 1521 2. Student athletes, parents, and schools must have notice
1522 of the initiation of any investigation or other inquiry into
1523 eligibility and may present, to the investigator and to the
1524 individual making the eligibility determination, any information
1525 or evidence that is credible, persuasive, and of a kind
1526 reasonably prudent persons rely upon in the conduct of serious
1527 affairs.
- 1528 3. An investigator may not determine matters of
1529 eligibility but must submit information and evidence to the
1530 individual or body designated by the nonprofit association ~~FHSAA~~
1531 for an unbiased and objective determination of eligibility.
- 1532 4. A determination of ineligibility must be made in
1533 writing, setting forth the findings of fact and specific
1534 violation upon which the decision is based.

PCB EDC 15-02

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1535 5. Any proceedings concerning student eligibility must be
 1536 held in the county in which the student resides and may be
 1537 conducted by telephone, videoconference, or other electronic
 1538 means.

1539 6. A student athlete may not be declared ineligible to
 1540 participate in athletic competition until a final decision is
 1541 issued by the neutral third-party, unless the determination of
 1542 ineligibility is based upon s. 1006.15(4)(b)1. and 5. It is the
 1543 responsibility of the member school to assess the facts
 1544 underlying the eligibility dispute and any potential penalties
 1545 that may result from a determination of ineligibility in
 1546 deciding whether to allow the student athlete to continue to
 1547 participate prior to a final eligibility determination.

1548 (h) Adopt guidelines to educate athletic coaches,
 1549 officials, administrators, and student athletes and their
 1550 parents about the nature and risk of concussion and head injury.

1551 (i) Require the parent of a student who is participating
 1552 in interscholastic athletic competition or who is a candidate
 1553 for an interscholastic athletic team to sign and return an
 1554 informed consent that explains the nature and risk of concussion
 1555 and head injury, including the risk of continuing to play after
 1556 concussion or head injury, each year before participating in
 1557 interscholastic athletic competition or engaging in any
 1558 practice, tryout, workout, or other physical activity associated
 1559 with the student's candidacy for an interscholastic athletic
 1560 team.

1561 (j) Require each student athlete who is suspected of
 1562 sustaining a concussion or head injury in a practice or
 1563 competition to be immediately removed from the activity. A
 1564 student athlete who has been removed from an activity may not
 1565 return to practice or competition until the student submits to
 1566 the school a written medical clearance to return stating that
 1567 the student athlete no longer exhibits signs, symptoms, or
 1568 behaviors consistent with a concussion or other head injury.
 1569 Medical clearance must be authorized by the appropriate health
 1570 care practitioner trained in the diagnosis, evaluation, and
 1571 management of concussions as defined by the sports medicine
 1572 advisory committee of the nonprofit ~~Florida High School Athletic~~
 1573 Association.

1574 (k) Establish duties of a sports medicine advisory
 1575 committee composed of the following members:

- 1576 1. Eight physicians licensed under chapter 458 or chapter
 1577 459, with at least one member licensed under chapter 459.
- 1578 2. One chiropractor licensed under chapter 460.
- 1579 3. One podiatrist licensed under chapter 461.
- 1580 4. One dentist licensed under chapter 466.
- 1581 5. Three athletic trainers licensed under part XIII of
 1582 chapter 468.
- 1583 6. One member who is a current or retired head coach of a
 1584 high school in the state.

1585 (l) Adopt guidelines, provide resources, and develop a
 1586 training course to promote sportsmanship and ethical conduct in

1587 interscholastic athletics and require each member school to:

1588 1. Establish policies that promote sportsmanship and
1589 ethical conduct in its interscholastic athletic programs.

1590 2. Educate, on a continuing basis, student athletes,
1591 athletic coaches, and administrators regarding these policies.

1592 3. Annually administer the training course developed by
1593 the nonprofit association ~~FHSAA~~ to student athletes, athletic
1594 coaches, and administrators.

1595 4. Annually certify compliance with this paragraph by a
1596 deadline established by the nonprofit association ~~FHSAA~~.

1597

1598 In developing the sportsmanship and ethical conduct training,
1599 the nonprofit association ~~FHSAA~~ may provide for multiple modes
1600 of delivery, including in-person seminars or videoconferencing,
1601 webinars, or other electronic means.

1602 ~~(2)(3)~~ GOVERNING STRUCTURE OF THE ~~FHSAA~~.—

1603 (a) The nonprofit association ~~FHSAA~~ shall operate as a
1604 representative democracy in which the sovereign authority is
1605 within its member schools and the parents of students
1606 participating in interscholastic athletics within those schools.

1607 (b) Each member school, on its annual application for
1608 membership, shall name its official representative to the
1609 nonprofit association ~~FHSAA~~. This representative must be either
1610 the school principal or his or her designee. That designee must
1611 either be an assistant principal or athletic director housed
1612 within that same school.

1613 (c) The governing board of the nonprofit association ~~FHSAA~~
 1614 shall consist of 16 members comprised proportionately of
 1615 representatives from traditional public schools, public schools
 1616 of choice, private schools, home education cooperatives, and
 1617 parents of student athletes who are enrolled in such schools or
 1618 programs. The governing board must also be constituted in a
 1619 manner that provides for equitable representation among the
 1620 various regions of the state where the association's member
 1621 schools are located. Any additional policy making body
 1622 established by the nonprofit association ~~FHSAA~~ must provide for
 1623 proportionate representation of schools, programs, parents, and
 1624 regions of the state as described in this paragraph.

1625 (d) The nonprofit association ~~FHSAA~~ shall annually require
 1626 each member of the governing board or other policy making body
 1627 to attend nonprofit governance training, which must include
 1628 government in the sunshine, conflicts of interest, ethics, and
 1629 student athlete-centered decision making consistent with the
 1630 guiding principles for participation in extracurricular
 1631 activities under s. 1006.15.

1632 Section 17. Except as otherwise expressly provided in this
 1633 act, this act shall take effect July 1, 2015.