

REFERENCE TITLE: nonpublic school students; interscholastic activities

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

# **SB 1564**

Introduced by  
Senator Kaiser

AN ACT

AMENDING SECTION 15-802.01, ARIZONA REVISED STATUTES; RELATING TO SCHOOL ATTENDANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-802.01, Arizona Revised Statutes, is amended  
3 to read:

4 15-802.01. Nonpublic school students; eligibility to  
5 participate in interscholastic activities;  
6 definition

7 A. Notwithstanding any other law, a ~~child~~ NONPUBLIC SCHOOL STUDENT  
8 who resides within the attendance area of a public school ~~and who is~~  
9 ~~homeschooled~~ shall be allowed to try out for interscholastic activities on  
10 behalf of the public school in the same manner as a ~~pupil~~ STUDENT who is  
11 enrolled in that public school. Registration, age eligibility  
12 requirements, fees, insurance, transportation, physical condition,  
13 qualifications, responsibilities, event schedules, standards of behavior  
14 and performance policies for ~~homeschooled~~ NONPUBLIC SCHOOL students shall  
15 be consistent with those policies established for students enrolled in  
16 that public school. The ~~individual~~ PERSON providing the primary  
17 instruction of a ~~child who is homeschooled~~ NONPUBLIC SCHOOL STUDENT shall  
18 submit written verification that provides:

19 1. Whether the student is receiving a passing grade in each course  
20 or subject being taught.

21 2. Whether the student is maintaining satisfactory progress towards  
22 advancement or promotion.

23 B. A ~~child who is homeschooled and~~ NONPUBLIC SCHOOL STUDENT who was  
24 previously enrolled in a ~~public, private or charter~~ DIFFERENT school ~~shall~~  
25 ~~be~~ IS ineligible to participate in interscholastic activities for the  
26 remainder of the school year during which the ~~child~~ STUDENT was enrolled  
27 in a DIFFERENT school.

28 C. A school district shall not contract with any private entity  
29 that supervises interscholastic activities if the private entity prohibits  
30 the participation of ~~homeschooled children~~ NONPUBLIC SCHOOL STUDENTS in  
31 interscholastic activities at public, private or charter schools.

32 D. FOR THE PURPOSES OF THIS SECTION, "NONPUBLIC SCHOOL STUDENT"  
33 MEANS A CHILD WHO IS ANY OF THE FOLLOWING:

- 34 1. HOMESCHOOLED.  
35 2. EDUCATED PURSUANT TO AN ARIZONA EMPOWERMENT SCHOLARSHIP ACCOUNT.  
36 3. EDUCATED IN A PRIVATE SCHOOL AS DEFINED IN SECTION 15-802 IF THE  
37 PRIVATE SCHOOL HAS FEWER THAN ONE HUNDRED ENROLLED STUDENTS.