

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 494

101ST GENERAL ASSEMBLY

1271H.02P

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to the participation of home school students in public school activities.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 167, RSMo, is amended by adding thereto one new section, to be
2 known as section 167.790, to read as follows:

**167.790. 1. In order to receive funds under section 163.031, no school district shall
2 be a member of, or remit any funds to, any statewide activities association that:**

3 **(1) Prohibits a student who is receiving instruction at a home school, as defined in
4 section 167.031, from the opportunity to participate in any event or activity offered by the
5 school district or an attendance center of the school district in which the student resides
6 and where the statewide activities association exercises authority, rules, or guidelines for
7 participating in such events or activities for any reason relating to such student's home
8 instruction; or**

9 **(2) Requires a student to attend more than one class directly related to, and
10 necessary for, participation in an event or activity in order to participate in such an event
11 or activity.**

12 **2. In order to receive funds under section 163.031, no school district shall:**

13 **(1) Prohibit a student who is receiving instruction at a home school, as defined in
14 section 167.031, from the opportunity to participate in any event or activity offered by the
15 school district or an attendance center of the school district in which the student resides.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 **(2) Require a student to attend more than one class directly related to, and**
17 **necessary for, participation in an event or activity in order to participate in such an event**
18 **or activity.**

19 **3. The department of elementary and secondary education shall withhold payments**
20 **under section 163.031 for any district in violation of this section. The department shall**
21 **release any withheld funds under this section upon the district providing satisfactory proof**
22 **to the state board of education that the school district has ceased membership in the**
23 **association and has ceased remission of any funds to said association.**

24 **4. A statewide activities association shall not prohibit or restrict any school district**
25 **which is a member of such association from participating in any events sanctioned,**
26 **authorized, or regulated by such association with any school that is not a member of the**
27 **association.**

28 **5. School disciplinary policies shall apply to all participants in events or activities**
29 **offered by the school district.**

30 **6. Any records created by such a school district or attendance center under this**
31 **section shall not be disclosed by such district for any purpose.**

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