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Date: (Filing No. H- )

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
125TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE OF CONFERENCE AMENDMENT “ ” to H.P. 662, L.D. 903, Bill, “An Act To Allow a Student Attending Private School Access to Public School Cocurricular, Interscholastic and Extracurricular Activities”

Amend the bill in section 1 in §5021-A in the 2nd and 3rd lines (page 1, lines 4 and 5 in L.D.) by striking out the following: "**with fewer than 30 students**"

Amend the bill in section 1 in §5021-A by striking out all of the first paragraph (page 1, lines 6 to 13 in L.D.) and inserting the following:

'A school administrative unit shall conform to the following standards in making public school resources and services available to a student enrolled in an equivalent instruction program. For the purposes of this section, "student enrolled in an equivalent instruction program" means a student otherwise eligible to attend school in that school administrative unit, including a student who resides in the unorganized territory, when the student is enrolled in an equivalent instruction program in a private school that is recognized as an equivalent instruction alternative under section 5001-A, subsection 3, paragraph A, subparagraph (1), division (a) or (b) and that is not a member of an association that promotes, organizes or regulates statewide interscholastic activities in both public and private schools.'

Amend the bill in section 1 in §5021-A in subsection 1 in paragraph A by striking out all of the last sentence (page 1, line 19 in L.D.) and inserting the following: 'The principal or the principal's designee may withhold approval.'

Amend the bill in section 1 in §5021-A by striking out all of subsection 2 and inserting the following:

**2. Participation in extracurricular and interscholastic activities.** A student enrolled in an equivalent instruction program is eligible to try out for extracurricular and interscholastic activities sponsored by the local school unit as long as the following requirements are satisfied.

A. The student applies for and receives written approval from the principal of the school or the principal's designee, who may withhold such approval.

- 1 B. The student agrees to abide by rules of participation equivalent to those applicable  
2 to regularly enrolled students participating in the activity and provides evidence that  
3 the rules of participation are being met.
- 4 C. The student complies with the same physical examination, immunization,  
5 insurance, age and semester eligibility requirements as regularly enrolled students  
6 participating in the activity. All required documentation must be made available  
7 upon request by the local school unit.
- 8 D. The student meets academic standards equivalent to those established for  
9 regularly enrolled students participating in the activity and provides evidence that the  
10 academic standards are being met.
- 11 E. The student abides by the same transportation policy as regularly enrolled  
12 students participating in the activity.'

13

### SUMMARY

14 This amendment is a Committee of Conference report and incorporates the substance  
15 of Committee Amendment "A," Senate Amendment "A" and Senate Amendment "B."  
16 The amendment provides that a student enrolled in an equivalent instruction program in a  
17 private school is eligible to participate in public school cocurricular, extracurricular and  
18 interscholastic activities when the private school is not a member of the Interscholastic  
19 Division of the Maine Principals' Association, a statewide association that promotes,  
20 organizes and regulates statewide interscholastic activities in both public and private  
21 schools.

22 This amendment also allows the principal of a school to withhold approval of  
23 participation of a student in cocurricular, extracurricular or interscholastic activities.

24 This amendment also strikes the restriction that allows only students of private  
25 schools that enroll fewer than 30 students to be eligible to participate in public school  
26 cocurricular, extracurricular and interscholastic activities.