

CHAPTER 6

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 01-1129

BY REPRESENTATIVE(S) King, Cadman, Cloer, Fritz, Larson, Rhodes, Schultheis, Spence, Williams T., Hoppe, and Weddig; also SENATOR(S) Dyer (Durango), Chlouber, Epps, Matsunaka, and McElhany.

AN ACT

CONCERNING CONDITIONS OF PARTICIPATION IN EXTRACURRICULAR ACTIVITIES SPONSORED BY SCHOOL DISTRICTS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 22-32-116.5 (6), Colorado Revised Statutes, is amended, and the said 22-32-116.5 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

22-32-116.5. Extracurricular and interscholastic activities. (5.5) FOR EACH ATHLETIC ACTIVITY OFFERED, A SCHOOL DISTRICT MAY:

(a) FOR A TEAM ATHLETIC ACTIVITY, RESERVE FOR STUDENTS ENROLLED IN THE DISTRICT OF THE SCHOOL OF PARTICIPATION UP TO TWICE THE NUMBER OF STARTING POSITIONS ON A TEAM AT EACH LEVEL OF COMPETITION;

(b) FOR AN INDIVIDUAL ATHLETIC ACTIVITY, RESERVE FOR STUDENTS ENROLLED IN THE DISTRICT OF THE SCHOOL OF PARTICIPATION UP TO ONE-HALF THE TOTAL NUMBER OF TEAM MEMBERS AT EACH LEVEL OF COMPETITION.

(6) (a) A school may charge any student participating in an activity a participation fee as a prerequisite to participation. The fee amount that a school of participation charges a nonenrolled student shall not exceed one hundred fifty percent of the fee amount the school of participation would charge an enrolled student to participate in the activity.

(b) If any fee is collected pursuant to this section for participation in an activity, the fee shall be used to fund the particular activity for which it is charged and shall not be expended for any other purpose.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(c) IN ADDITION TO THE FEES ALLOWED UNDER PARAGRAPH (a) OF THIS SUBSECTION (6), A SCHOOL MAY CHARGE A NONENROLLED STUDENT PARTICIPATING IN POSTSEASON COMPETITION IN AN INDIVIDUAL ATHLETIC ACTIVITY THE ACTUAL COST OF THAT POSTSEASON PARTICIPATION IF THE SCHOOL IS SPONSORING ONLY NONENROLLED STUDENTS IN THE POSTSEASON COMPETITION.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: February 22, 2001