

SCOTT SCRIVEN LLP

JULIA A. BAUER
ELIZABETH A. BRAVERMAN
TIMOTHY E. COWANS
WILLIAM R. CREEDON
RICHARD GOLDBERG
DEREK L. HAGGERTY
JULIE C. MARTIN
JESSICA K. PHILEMOND

250 East Broad Street
Suite 900
Columbus, Ohio 43215
Telephone: (614) 222-8686
Fax: (614) 222-8688

PATRICK J. SCHMITZ
GREGORY B. SCOTT
DONALD C. SCRIVEN
KARLA S. SOARDS
JAMES K. STUCKO, JR.
JENNIFER STIFF TOMLIN
DEREK L. TOWSTER

Ohio School Boards Association Conference
Wednesday, November 11, 2015

HOME-SCHOOL EXTRACURRICULAR PARTICIPATION

Patrick J. Schmitz, Esq., Scott Scriven LLP
Jennifer Penczarski, Superintendent, Kenton City Schools

I. Participation in Extracurricular Activities in Other States.

States take many different approaches for home school, private school, and community (charter) school student participation in extracurricular activities. As in Ohio, many of these laws are relatively recent and were enacted or adopted within the last three or four years.

- a. Twenty-three states allow home school students to fully participate in public school extracurricular activities. Twenty states allow this participation by statute. One state department of education adopted rules permitting home school students to participate. Two state athletic associations require all member schools to allow home school students to participate in sports. In one state, a court held that public schools must allow home school students to participate in extracurricular activities. In most of these states, participation is conditioned on the home school student meeting basic educational and other requirements.
- b. Five states allow home school students to participate in extracurricular activities if they are partially enrolled in the school. Two states allow this participation by statute. One state has adopted regulations permitting participation on these terms. Two state athletic associations require member schools to allow home school students enrolled part-time in public schools to participate in sports.
- c. Six states give districts discretion over whether to allow home school students to participate in extracurricular activities. Four states grant this discretion by statute. One state grants this discretion by statute but only for students enrolled part-time in a public school. One state athletic association permits its member districts to choose whether to allow home school students to participate in sports.

SCOTT SCRIVEN LLP

- d. Sixteen states do not allow home school students to participate in extracurricular activities. Eleven state athletic associations do not allow home school students to participate on a member school's sports teams (one state association plans to change this rule for the 2015-16 school year). Courts in five states have held home school students may not participate in extracurricular activities.

II. Summary of Ohio's Laws Permitting Non-Public, Home School, Community School, and STEM School Students to Participate in Extracurricular Activities.

a. Background.

In 2007, the General Assembly first allowed community and STEM school students to participate in school district extracurricular activities. The legislature extended this same privilege to non-public and home school students in 2013.

Ohio is one of twenty-three states that require districts to allow home school students to participate in extracurricular activities.

b. What is an extracurricular activity?

An extracurricular activity is "a pupil activity program that a school district operates and is not included in the school district's graded course of study, including an interscholastic extracurricular activity that a district sponsors or participates in and that has participants from more than one school or district." R.C. 3313.537.

c. Home School Students – R.C. 3313.5312.

- i. The district must allow a home school student the opportunity to participate in extracurricular activities in the public school that the student otherwise is entitled to attend.
- ii. The district may afford a home school student the opportunity to participate in extracurricular activities in a public school that the student is not entitled to attend if the district to which the student is entitled to attend does not offer that extracurricular activity.

iii. Eligibility Requirements.

1. In order to participate in an extracurricular activity, a home school student must be of appropriate age and grade level, as determined by the superintendent, for the school that offers the activity, and must fulfill the same non-academic and financial requirements as any other participant.

SCOTT SCRIVEN LLP

2. If more than one school in the district serves the student's grade level, the student may be afforded the opportunity to participate in the school to which the student would be assigned by the superintendent.
3. The student also must fulfill either of the following requirements:
 - a. If the student received home instruction in the preceding grading period, the student must meet any academic requirements established by the state board of education for continuation of home instruction.
 - b. If the student did *not* receive home instruction in the preceding grading period, the student must have met any academic standards for eligibility in the district attended.
4. If the student leaves the district mid-year for home instruction, eligibility will be determined based upon interim assessments taken while the student was enrolled.
5. If a student begins home schooling after the beginning of a school year and was ineligible to participate in extracurricular activities when the student began home instruction, the Superintendent must verify the student has met the State Board's academic requirements for the continuation of home education before the student may participate in extracurricular activities.
 - a. No student in this situation is eligible to participate in the same semester in which the student was determined ineligible.
6. If a student participates in an extracurricular activity at a school that the student is entitled to attend, then the student may not participate in the same extracurricular activity at another school or school district that the student is not entitled to attend.
7. No district may impose additional requirements or fees on students that are not imposed on the district's students.
 - a. No district shall impose fees for a home school student to participate that exceed any fees charged to other students participating in the same extracurricular activity.

SCOTT SCRIVEN LLP

d. Non-Public School Students – R.C. 3313.5311.

- i. The district ***must allow*** a non-public student the opportunity to participate in extracurricular activities in the public school the student is entitled to attend if the non-public school does not offer the chosen activity.
- ii. The district ***may afford*** a non-public student the opportunity to participate in extracurricular activities in the public school the student is not entitled to attend if both:
 1. The non-public school the student is enrolled in does not offer the chosen extracurricular activity; and
 2. The extracurricular activity is ***not*** interscholastic athletics or interscholastic contests in music, drama, or forensics.
- iii. Eligibility Requirements.
 1. The non-public student must be of appropriate age and grade level, and must fulfill the same academic, nonacademic, and financial requirements as all other participants.
 2. If more than one school in the district serves the student's grade level, the student may participate in the school to which the student would be assigned by the superintendent.
 3. No district may impose additional requirements or fees on non-public students that are not imposed on the district's students.
 - a. Again, no district shall impose fees for a non-public student to participate that exceed any fees charged to other students participating in the same extracurricular activity.

e. Community School and STEM School Students – R.C. 3313.537.

- i. The district ***must allow*** a community school or STEM school student the opportunity to participate in extracurricular activities in the public school the student is entitled to attend.
- ii. The district ***may afford*** a community school or STEM school student the opportunity to participate in extracurricular activities in a public school the student is not entitled to attend if both:

SCOTT SCRIVEN LLP

1. The school in which the student is enrolled does not offer the chosen extracurricular activity; and
2. The extracurricular activity is ***not*** interscholastic athletics or interscholastic contests or competition in music, drama, or forensics.

iii. Eligibility Requirements.

1. The eligibility requirements are the same as those for non-public school students.

III. Ohio High School Athletic Association (OHSAA) Guidance.

- a. This guidance applies to all participants in interscholastic athletics involving students in grades seven through twelve at OHSAA member schools.
 - i. Several of these guidelines also are instructive for districts allowing non-enrolled students to participate in ***non***-athletic extracurricular activities.
- b. **Forms and Paperwork:** Before tryout dates, certain items must be completed and on file with the high school athletic administrator, or the middle school assistant principal or principal.
 - i. For any Student not Enrolled in the District.
 1. Proof of bona fide legal residence within district where participation is desired. This should include at least two of the following: utility bill showing name and address; lease showing name and address; parent/guardian driver's license; or affidavit of legal residence;
 2. Immunization disclosure;
 3. Athlete's original birth certificate, passport, visa, or green card (not copies);
 4. Certified legal custody documents, if applicable;
 5. Emergency Medical Authorization and PrivIT Profile clearance from a physician within the last year;
 6. District pre-participation forms if applicable and all OHSAA PrivIT profile and consent forms;

SCOTT SCRIVEN LLP

7. Concussion forms; and
 8. Acknowledgement of receipt of district's Athletic Code of Conduct, Student Code of Conduct, and other documents as required of all students in the district for interscholastic athletic participation.
- ii. For Home School Students Only.
1. Home Education Notification Form.
 2. Athlete's academic performance/grades from the previous grading period's work. Verification is required for *each* preceding grading period after which the student wishes to participate.
 - a. High School Students: Written verification that the student has passed five one-credit courses or the equivalent.
 - b. Middle School Students: Written verification that the student has passed five courses.
- iii. For Private School, Community, and STEM School Students Only.
1. The name of the school the student attends.
 2. Athlete's academic performance/grades from the previous grading period's work.
 - a. High School Students: Written transcript performance/grade card as verification that the student has passed five one-credit courses or the equivalent in the preceding grading period at the current school attended.
 - b. Middle School Students: Written transcript/grade card as verification that the student has passed five courses in the preceding grading period at the current school attended.
- c. Requirements for Maintaining Athletic Eligibility.**
- i. The athlete's parent/guardian must notify the building administrator in writing of any absences or tardiness that causes the athlete to miss course work by 9:00 am the day of the absence.

SCOTT SCRIVEN LLP

- ii. The athlete must maintain a minimum of five one-credit classes (five classes for middle school students) prior to and during the grading periods of participation.
- iii. The home education provider or non-public school must certify and report all grades to the district's administration immediately following the close of the district's grading period and no later than the last date for reporting grades as established by the district.
- iv. Extended time, summer school, and/or other educational options do not contribute toward academic eligibility.
- v. The athlete and her or his parents or guardian must fulfill any and all requirements for participation on the individual team, including but not limited to academic requirements, parent/player meetings, participation fees, code of conduct requirements, practice and contest attendance requirements, and all other items listed in student athlete handbooks.
- vi. Upon becoming a member of the district's interscholastic sport's team, the athlete may not participate in any other non-interscholastic activities, including tryouts, practices, training, or competition, in that same sport during the same season.
- vii. The district should place non-enrolled students onto the eligibility certificate and enter the date they played in the first sports season as the date entered into school.

d. Specific Rules for Certain Schools and Situations.

- i. **Students Receiving Home Instruction who are Partially Enrolled in a Non-Public School:** Home school students are eligible student athletes at the non-public schools they are enrolled in and attend on a part-time basis, if they take at least one class at the non-public school's physical location.
 - a. These students must enter the non-public school at the beginning of the school year, after being home educated for at least one calendar year. Otherwise, students must be enrolled for at least one grading period before they are eligible. OHSAA Bylaw 4-3-1, Exception 6.
- ii. **Community Schools.**
 1. Beginning with the 2015-16 school year, incoming 9th grade students who attend community schools are eligible student athletes only in their parent's school district of residence. Bylaw 4-3-1, Exception 3.

SCOTT SCRIVEN LLP

- a. Students who have received their education through a community school sponsored by the district in which the student is entitled to attend school are eligible to participate in that district, provided that the student is enrolled and attending pursuant to board policy.
2. **Online Community Schools:** Students who attend these schools fall under the community school participation requirements, not the home school participation requirements.
- iii. **Students who Participated in Sports in the Previous Twelve Months at Another School:** These students may be “transfer students” under OHSAA rules (see Bylaw 4-7, *et seq.*), and may have to meet an exception to become immediately eligible for participation. If they do not meet a transfer exception, they may have to sit out until the first 50% of the maximum allowable regular-season contests are completed in any sport that the student has played in the twelve months prior to the transfer.

IV. Specific Issues to Consider.

a. Transportation.

- i. Transportation from home school or a non-public school to the district’s facilities for practice, activities, and competitions: The statutes do *not* impose additional transportation obligations on districts. Thus, districts are not required to transport home school or non-public students in situations where they are not transporting students enrolled in the district.
- ii. Transportation from the district’s schools to competitions/events: Because districts may *not* impose any greater requirements or fees on non-enrolled students participating in extracurricular activities, these students should be transported between the district and competitions/events in the same manner as students who are enrolled in the district. *See* R.C. 3313.5311; R.C. 3313.5312; R.C. 3313.537.
- iii. General Transportation Rules: Routine transportation of students in any vehicle that is not a school bus or van is prohibited under Ohio Admin. Code 3301-83-19(C). This prohibition does not apply to parental transportation of children when not scheduled, arranged, managed, reimbursed, or contracted for by the district. Consult your policies on student transportation for additional requirements and restrictions.
- iv. Make sure non-enrolled students are given, fill out and sign any important transportation forms, such as parent pick-up forms.

SCOTT SCRIVEN LLP

b. Insurance.

- i. The Schools of Ohio Risk Sharing Authority (SORSA), which insures more than 100 Ohio school districts and ESCs, covers liability from non-enrolled students who participate in a school's extracurricular activities. Like a district's own students, non-enrolled students who participate in extracurricular activities are engaged in a public school activity. (SORSA also covers visiting athletes or other competitors who are injured at away games and events on district property.)
- ii. Other insurance policies are likely to have similar coverage, but check your district's policy and notify your carrier when a non-enrolled student participates in extracurricular activities.
- iii. As noted above, make sure non-enrolled students and their parents/guardians are given, fill out and sign important insurance forms such as liability waivers, medical questionnaires and emergency medical authorizations.

V. Recommendations of Information to Include in Board Policies.

- a. A policy or administrative guideline on non-enrolled student participation in extracurricular activities is not required by law but may be helpful.
- b. Policy or guideline language to consider:
 - i. A summary of or reference to the statutory and OHSAA requirements for eligibility;
 - ii. A summary of or a reference to the district's own eligibility requirements;
 - iii. Notice that the parent/guardian must provide appropriate records to verify a student's eligibility prior to the beginning of the activity, a statement that the district may verify the accuracy of these records, and a notice that students are ineligible until all appropriate records are received and verified;
 - iv. A list of the records that the district requires and the deadlines for submitting these records.
 - v. A summary of transportation arrangements/requirements for non-enrolled students who participate in extracurricular activities.

EXTRA-CURRICULAR ELIGIBILITY

Board Policy _____

A. NON-ACADEMIC ELIGIBILITY REQUIREMENTS FOR ALL STUDENTS

All students that wish to participate in extracurricular activities in this District must meet the following requirements:

[INSERT NON-ACADEMIC REQUIREMENTS FOR ELIGIBILITY]

Additionally, all students participating in an athletic extracurricular activity in this District shall meet the applicable academic requirements set forth below and annually pay any fee that is assessed to participate.

B. ACADEMIC ELIGIBILITY REQUIREMENTS FOR STUDENTS ENROLLED IN THE DISTRICT

To participate in an extracurricular activity, all students enrolled in the District must be of the appropriate age and grade level and meet the following academic eligibility requirements: _____.

It shall be the parent/guardian's responsibility to obtain appropriate documentation for the Superintendent, or designee, to verify the student's eligibility prior to the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate. Thereafter, the parent/guardian of a student participating in an extracurricular activity under this policy shall obtain additional verification of eligibility every nine (9) weeks on or before 5:00 p.m. of the fifth school day of the beginning of the nine (9) week period until the conclusion of the extracurricular activity in which the student is participating. A student will be deemed ineligible to participate in extracurricular activities until all eligibility requirements are met and verified. The Superintendent shall create an administrative guideline to require and ensure that he has sufficient documentation from a parent/guardian to verify that a student has met the grading period requirements for eligibility. For purposes of this policy, "parent/guardian" also means a student that is eighteen years of age.

C. ACADEMIC ELIGIBILITY REQUIREMENTS FOR STUDENTS ENROLLED IN CHARTERED OR NONCHARTERED NONPUBLIC SCHOOLS

All students enrolled in chartered or nonchartered nonpublic schools are permitted to participate in a particular extracurricular activity at this District if the student is of appropriate age and grade level and: (1) the student is entitled by law to attend the schools of this District; and (2) the chartered or nonchartered nonpublic school in which the student is enrolled does not offer the particular extracurricular activity. Students who meet these criteria are permitted to participate in the particular extracurricular

activity at the district school to which the student otherwise would be assigned during that school year provided that the student meets the eligibility requirements set forth above in Section A. Additionally, students enrolled in a nonpublic school shall meet the academic eligibility requirements set forth above in Section B.

[OPTIONAL: All students enrolled in a nonpublic school who are not entitled by law to attend the schools of this District may participate in extracurricular activities at this District upon express approval of the Superintendent/designee if: (1) the nonpublic school in which the student is enrolled does not offer the extracurricular activity; and (2) the extracurricular activity is not interscholastic athletics or interscholastic contests or competition in music, drama, or forensics.]

It shall be the parent/guardian's responsibility to obtain appropriate documentation for the Superintendent, or designee, to verify the student's eligibility prior to the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate. Thereafter, the parent/guardian of a student participating in an extracurricular activity under this policy shall obtain additional verification of eligibility every nine (9) weeks on or before 5:00 p.m. of the fifth school day of the beginning of the nine (9) week period until the conclusion of the extracurricular activity in which the student is participating. A student will be deemed ineligible to participate in extracurricular activities until all eligibility requirements are met and verified. The Superintendent shall create an administrative guideline to require and ensure that he has sufficient documentation from a parent/guardian to verify that a student has met the grading period requirements for eligibility. For purposes of this policy, "parent/guardian" also means a student that is eighteen years of age.

D. ACADEMIC ELIGIBILITY REQUIREMENTS FOR STUDENTS RECEIVING HOME INSTRUCTION

All students receiving home instruction (students not enrolled in the District and being instructed at home) are permitted to participate in extracurricular activities at this District if the student is entitled by law to attend the schools of this District. Students who meet this criterion are permitted to participate in extracurricular activities at the district school to which the student otherwise would be assigned during that school year provided that the student is of appropriate age and grade level and meets the eligibility requirements set forth above in Section A.

[OPTIONAL: All students receiving home instruction, and who are not entitled by law to attend the schools of this District, may participate in any extracurricular activity offered by a school of this District upon express approval of the Superintendent/designee if the district in which the student is entitled to attend does not offer that particular extracurricular activity.]

A student receiving home instruction must fulfill one of the following academic requirements, as applicable:

- If the student received home instruction in the grading period immediately preceding the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate, the student must meet any academic requirements established by the state board of education for the continuation of home instruction. Proof that a student has met the academic requirements established by the state board of education shall be demonstrated by:
 1. An academic assessment report that includes the results of a nationally normed standardized achievement test that demonstrate reasonable proficiency as compared to other children in the district at the same grade level. Any child that has a composite score at or above the twenty-fifth percentile shall be deemed to be performing at level of reasonable proficiency; or
 2. An academic assessment report that includes a written narrative indicating that a portfolio of samples of the child's work have been reviewed and that the child's academic progress for the year is in accordance with the child's abilities; or
 3. An alternative academic assessment of the child's proficiency mutually agreed upon by the parent and the superintendent.
 4. The District has four (4) nine (9) week grading periods during a school year. OHSAA rules and District policy require that a student must receive passing grades in at least five (5) one credit classes or the equivalent required for graduation in the previous grading period in order to be eligible for participation in extracurricular activities. The parent of a student receiving home instruction, through one of the three (3) above methods, must provide evidence satisfactory to the Superintendent/designee that the student has satisfied these requirements. The Superintendent shall develop a standard form for verification.
- If the student did not receive home instruction in the grading period immediately preceding the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate, the student's academic performance during the preceding grading period must have met any academic standards for eligibility to participate in the extracurricular activity as set forth above in Section B;
- If the student leaves a school district mid-year for home instruction, the student's academic eligibility will be determined based on an interim academic

assessment issued by the district in which the student was enrolled based on the student's work while enrolled in that district.

Any student who commences home instruction after the beginning of the school year, and who is ineligible to participate in an extracurricular activity at the time home instruction commences, will be ineligible to participate in an extracurricular activity due to failure to meet academic standards, or other requirements, until the student meets the academic requirements established by the state board of education for continuation of home instruction. The student's compliance with the academic requirements established by the state board of education will be verified by the superintendent of this District/designee. No student will be eligible to participate in the same semester in which the student was determined ineligible.

It shall be the responsibility of the parent/guardian of the student to submit appropriate documentation to the Superintendent, or designee, verifying his or her eligibility prior to the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate. Thereafter, the parent/guardian of each student participating in an extracurricular activity under this policy shall submit additional verification of eligibility every nine (9) weeks on or before 5:00 p.m. of the fifth school day of the beginning of the nine (9) week period until the conclusion of the extracurricular activity in which the student is participating. A student will be deemed ineligible to participate in extracurricular activities until all eligibility requirements are met and verified. The Superintendent shall create an administrative guideline to require and ensure that he has sufficient documentation from a parent/guardian to verify that a student has met the grading period requirements for eligibility. For purposes of this policy, "parent/guardian" also means a student that is eighteen years of age.

A. NON-ACADEMIC ELIGIBILITY REQUIREMENTS FOR ALL STUDENTS

All students that wish to participate in extracurricular activities in this District must meet the following requirements:

[INSERT NON-ACADEMIC REQUIREMENTS FOR ELIGIBILITY]

Additionally, all students participating in an athletic extracurricular activity in this District shall meet the applicable academic requirements set forth below and annually pay any fee that is assessed to participate.

B. ACADEMIC ELIGIBILITY REQUIREMENTS FOR STUDENTS ENROLLED IN THE DISTRICT

To participate in an extracurricular activity, all students enrolled in the District must be of the appropriate age and grade level and meet the following academic eligibility requirements:_____.

It shall be the parent/guardian's responsibility to obtain appropriate documentation for the Superintendent, or designee, to verify the student's eligibility prior to the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate. Thereafter, the parent/guardian of a student participating in an extracurricular activity under this policy shall obtain additional verification of eligibility every nine (9) weeks on or before 5:00 p.m. of the fifth school day of the beginning of the nine (9) week period until the conclusion of the extracurricular activity in which the student is participating. All documentation related to a student's eligibility shall be verified by the school of this District in which the student is currently enrolled. A student will be deemed ineligible to participate in extracurricular activities until all eligibility requirements are met and verified. For purposes of this policy, "parent/guardian" also means a student that is eighteen years of age.

C. ACADEMIC ELIGIBILITY REQUIREMENTS FOR STUDENTS ENROLLED IN CHARTERED OR NONCHARTERED NONPUBLIC SCHOOLS

All students enrolled in chartered or nonchartered nonpublic schools are permitted to participate in a particular extracurricular activity at this District if the student is of appropriate age and grade level and: (1) the student is entitled by law to attend the schools of this District; and (2) the chartered or nonchartered nonpublic school in which the student is enrolled does not offer the particular extracurricular activity. Students who meet these criteria are permitted to participate in the particular extracurricular activity at the district school to which the student otherwise would be assigned during

that school year provided that the student meets the eligibility requirements set forth above in Section A. Additionally, students enrolled in a nonpublic school shall meet the academic eligibility requirements set forth above in Section B.

[OPTIONAL: All students enrolled in a nonpublic school who are not entitled by law to attend the schools of this District may participate in extracurricular activities at this District upon express approval of the Superintendent/designee if: (1) the nonpublic school in which the student is enrolled does not offer the extracurricular activity; and (2) the extracurricular activity is not interscholastic athletics or interscholastic contests or competition in music, drama, or forensics.]

It shall be the parent/guardian's responsibility to obtain appropriate documentation for the Superintendent, or designee, to verify the student's eligibility prior to the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate. Thereafter, the parent/guardian of a student participating in an extracurricular activity under this policy shall obtain additional verification of eligibility every nine (9) weeks on or before 5:00 p.m. of the fifth school day of the beginning of the nine (9) week period until the conclusion of the extracurricular activity in which the student is participating. All documentation related to a student's eligibility shall be verified by the school in which the student is currently enrolled and submitted to this District by the parent/guardian of the student, or by the district in which the student is currently enrolled. A student will be deemed ineligible to participate in extracurricular activities until all eligibility requirements are met and verified. For purposes of this policy, "parent/guardian" also means a student that is eighteen years of age.

D. ACADEMIC ELIGIBILITY REQUIREMENTS FOR STUDENTS RECEIVING HOME INSTRUCTION

All students receiving home instruction (students not enrolled in the District and being instructed at home) are permitted to participate in extracurricular activities at this District if the student is entitled by law to attend the schools of this District. Students who meet this criterion are permitted to participate in extracurricular activities at the district school to which the student otherwise would be assigned during that school year provided that the student is of appropriate age and grade level and meets the eligibility requirements set forth above in Section A.

[OPTIONAL: All students receiving home instruction, and who are not entitled by law to attend the schools of this District, may participate in any extracurricular activity offered by a school of this District upon express approval of the Superintendent/designee if the district in which the student is entitled to attend does not offer that particular extracurricular activity.]

A student receiving home instruction must fulfill one of the following academic requirements, as applicable:

- If the student received home instruction in the grading period immediately preceding the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate, the student must meet any academic requirements established by the state board of education for the continuation of home instruction. Proof that a student has met the academic requirements established by the state board of education shall be demonstrated by:
 1. An academic assessment report that includes the results of a nationally normed standardized achievement test that demonstrate reasonable proficiency as compared to other children in the district at the same grade level. Any child that has a composite score at or above the twenty-fifth percentile shall be deemed to be performing at level of reasonable proficiency; or
 2. An academic assessment report that includes a written narrative indicating that a portfolio of samples of the child's work have been reviewed and that the child's academic progress for the year is in accordance with the child's abilities; or
 3. An alternative academic assessment of the child's proficiency mutually agreed upon by the parent and the superintendent.
 4. The District has four (4) nine (9) week grading periods during a school year. OHSAA rules and District policy require that a student must receive passing grades in at least five (5) one credit classes or the equivalent required for graduation in the previous grading period in order to be eligible for participation in extracurricular activities. The parent of a student receiving home instruction, through one of the three (3) above methods, must provide evidence satisfactory to the Superintendent/designee that the student has satisfied these requirements on form _____.
- If the student did not receive home instruction in the grading period immediately preceding the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate, the student's academic performance during the preceding grading period must have met any academic standards for eligibility to participate in the extracurricular activity as set forth above in Section B;
- If the student leaves a school district mid-year for home instruction, the student's academic eligibility will be determined based on an interim academic assessment issued by the district in which the student was enrolled based on the student's work while enrolled in that district.

Any student who commences home instruction after the beginning of the school year, and who is ineligible to participate in an extracurricular activity at the time home instruction commences, will be ineligible to participate in an extracurricular activity due to failure to meet academic standards, or other requirements, until the student meets the academic requirements established by the state board of education for continuation of home instruction. The student's compliance with the academic requirements established by the state board of education will be verified by the superintendent of this District/designee. No student will be eligible to participate in the same semester in which the student was determined ineligible.

It shall be the responsibility of the parent/guardian of the student to submit appropriate documentation to the Superintendent, or designee, verifying his or her eligibility prior to the start of the first practice or other activity of the extracurricular activity in which the student chooses to participate. Thereafter, the parent/guardian of each student participating in an extracurricular activity under this policy shall submit additional verification of eligibility every nine (9) weeks on or before 5:00 p.m. of the fifth school day of the beginning of the nine (9) week period until the conclusion of the extracurricular activity in which the student is participating. All documentation related to a student's eligibility shall be verified by the individual providing home instruction on form _____. A student will be deemed ineligible to participate in extracurricular activities until all eligibility requirements are met and verified. For purposes of this policy, "parent/guardian" also means a student that is eighteen years of age.

AFFIDAVIT OF ELIGIBILITY

Being duly sworn, I state that:

The enclosed documentation is submitted to _____ pursuant to
(School District)
Administrative Guideline _____ to verify the eligibility of _____
(Student)
to participate in extracurricular activities at the District. I hereby certify that I have personally reviewed and verified the attached documentation, that such information and documentation establishes that said student has received passing grades in at least five (5) one-credit courses or the equivalent, each of which counts toward graduation, during the _____ grading period of the 201____ school year, and all information and documentation provided to the District is true and accurate. I understand that the submission of false information could constitute the crime of falsification under Ohio Revised Code Section 2921.13.

Signed: _____

Date: _____

State of Ohio)
County of _____)

Subscribed, sworn to, and acknowledged before me this _____ day of _____,
_____.

Notary Public

HOME SCHOOL PARENT MEETING FOR STUDENTS IN THE KENTON CITY SCHOOL DISTRICT

Tuesday, August 4, 2015

9:00 AM or 5:00 PM

Kenton City Schools Administrative Offices

222 W. Carrol St

Kenton, Ohio 43326

Topics will include: Home schooling application process,
course/curriculum support, graduation requirements, and extra
curricular eligibility

Kenton City Schools



222 W. Carrol St
Kenton, Ohio 43326
www.kentoncitieschools.org

Jennifer Penczarski, Superintendent
(419) 673 0775
FAX (419) 673 3180
Tracy Hiller, Treasurer
(419) 673 0776
FAX (419) 675 1023

Kenton City Schools
Home School Meeting Agenda
Tuesday, August 4, 2015
Administrative Center

"Inspiring All to Inquire, Dream and Excel"

- I. Introductions
 - a. Jennifer Penczarski, Superintendent
(penczarskij@kentoncitieschools.org)
 - b. Robin Bame, KOLA Principal and KES Principal 3-6
(bamer@kentoncitieschools.org)
 - c. Amy Collins, Administrative Assistant-assists with home schooling applications (collinsa@kentoncitieschools.org)
- II. Review of School Policies (please see attached policies)
 - a. 9270 - Equivalent Education Outside the Schools (Home Schooling)
 - b. 2430.02 - Participation of Students in Extra Curricular Activities
 - c. 2431 - Interscholastic Athletics
- III. Home School Application and Process (please see attached application)
- IV. KOLA (Kenton Online Learning Academy (please see attached course offerings and application)
 - a. Course and Curriculum available through the Gradpoint and Advanced Academics
 - b. KOLA application and guidelines
- V. Extra Curricular and Athletic Eligibility (please see attached documents)
 - a. KCS Eligibility Checklist
 - b. Athletic Packet
 - c. Affidavit of Eligibility

KENTON CITY SCHOOLS ELIGIBILITY CHECKLIST
for Home Schooled, Community School, Non Public School, STEM School

1) ___ I am enrolled in a:

___ Community School

___ STEM School

___ Non-Public School

___ Home schooled

2) ___ I am eligible to attend the Kenton City Schools.

Home Address: _____

3) ___ I am of the appropriate age and grade level (as determined by the superintendent) to participate in the extra curricular activity.

Student Age: _____

Student Grade: _____

4) ___ The extra curricular activity I want to participate in at the Kenton City Schools is not offered at the school I am currently enrolled.

Name of extra curricular activity: _____

5) ___ I understand that I am required to meet all financial requirements as applied to all other participants as specified in Board Policy, Administrative Guidelines, Student Handbooks, and Extra Curricular Policy.

6) ___ I understand that I am required to meet all academic and non-academic requirements as applied to all other participants as specified in Board Policy, Administrative Guidelines, Student Handbooks, and Extra Curricular Policy.

7) ___ I have provided the appropriate documentation of my academic status.

___ Grade Card or Affidavit of Eligibility

8) _____ If requesting to participate in athletics (Grades 7-12), I have completed the OHSAA Eligibility Checklist and all required Athletic Forms (outlined in the Kenton City Schools Athletic Eligibility Checklist).

9) _____ I have attended a meeting with the appropriate coach, advisor, or administrator to discuss my eligibility to participate.

Kenton City Schools Employee Signature:

Printed Name



Student Printed Name

Parent/Guardian Printed Name

Student Signature

Parent/Guardian Signature

Student Date

Parent/Guardian Date

Phone Number



FOR KENTON CITY SCHOOLS OFFICE USE ONLY

Reviewed By: _____

Date Reviewed: _____

____ Eligibility is Approved

____ Eligibility is NOT Approved

Explanation: _____



AFFIDAVIT OF ELIGIBILITY

Being duly sworn, I state that:

The enclosed documentation is submitted to _____ pursuant to
(School District)
Administrative Guideline _____ to verify the eligibility of _____
(Student)
to participate in extracurricular activities at the District. I hereby certify that I have personally reviewed and verified the attached documentation, that such information and documentation establishes that said student has received passing grades in at least five (5) one-credit courses or the equivalent, each of which counts toward graduation, during the _____ grading period of the 201__ school year, and all information and documentation provided to the District is true and accurate.

Signed: _____ Date: _____

State of Ohio)
County of _____)

Subscribed, sworn to, and acknowledged before me this _____ day of _____,
_____.

Notary Public