

Amend **SB 1** (third reading) as follows:

(1) Add the following appropriately numbered SECTIONS to the bill:

SECTION _____. Subchapter D, Chapter 33, Education Code, is amended by adding Section 33.0833 to read as follows:

Sec. 33.0833. LIMITATION ON RECEIPTS FROM PLAYOFF GAMES. For the 2011-2012 and 2012-2013 school year, the University Interscholastic League may not collect more than:

(a) 12% of the gross gate receipts for football playoff games, bi-district through regional, or;

(b) 12% of the gross gate receipts for basketball playoff games, bi-district through regional, or;

(c) 13% of the gross income from the state volleyball, basketball, soccer, softball and baseball tournaments.

SECTION _____. Subchapter D, Chapter 33, Education Code, is amended by adding Section 33.0832 to read as follows:

Sec. 33.0832. EQUAL OPPORTUNITY FOR ACCESS TO UNIVERSITY INTERSCHOLASTIC LEAGUE ACTIVITIES. (a) In this section, "private school" has the meaning assigned by Section 39.033(d).

(b) The University Interscholastic League shall provide private and parochial schools with equal opportunity to become members of the league for the purpose of providing their students with access to league activities.

(c) This section does not exempt a private or parochial school or its students from satisfying each rule or eligibility requirement imposed by this subchapter or the league for participating in an activity or league district sponsored by the league.

(d) A private or parochial school seeking to participate in a league activity or to become a member of a league district shall apply to the league on a signed form prescribed by the league. The school must certify its eligibility under this subchapter and league rules in the application and must attach proof of accreditation. The league may not impose eligibility requirements for private or parochial schools that exceed the requirements of this subchapter or league rules for public schools or require proof of eligibility that exceeds the proof required of public schools.

On approval of an application, the league shall issue a certificate of approval to the applicant school. The application and certificate of approval are governmental records for purposes of Section 37.10, Penal Code.

(e) The league shall determine the appropriate league district in which an eligible private or parochial school will participate using the same standard the league applies to public schools, provided that the private or parochial school may not be placed in a league district lower than the 1A level.

(f) The league may adopt rules designed to discourage an eligible private or parochial school from recruiting any student to attend the school for the purpose of participating in a league activity. A rule adopted under this subsection may not be designed to discriminate against an eligible private or parochial school.

(g) To be eligible under this section, a private or parochial school must:

(1) be accredited by an accrediting organization recognized by the agency;

(2) not have had its ability or eligibility to participate in an association similar to the league compromised, revoked, or suspended for violating the rules or codes of that association within the five-year period preceding the date of application to participate in the league;

(3) offer a four-year high school curriculum;

(4) offer interscholastic competition; and

(5) require daily student attendance at a specific location.

(h) Notwithstanding any other provision of this section, the league shall implement this section by providing private and parochial schools with equal opportunity to participate in:

(1) league academic activities beginning with the 2011-2012 school year;

(2) league athletic activities at the 1A and 2A league district levels beginning with the spring semester of the 2011-2012 school year;

(3) league athletic activities at the 3A league district level beginning with the 2012-2013 school year;

(4) league athletic activities at the 4A league district level beginning with the 2013-2014 school year; and

(5) league athletic activities at the 5A league district level beginning with the 2014-2015 school year.

(i) Subsection (h) and this subsection expire September 1, 2015.

(j) Notwithstanding any other law, a child who resides within the attendance area of a public school and who is instructed at home shall be allowed to try out for interscholastic activities on behalf of the public school in the same manner as a pupil who is enrolled in that public school. Registration, age eligibility requirements, fees, insurance, transportation, physical condition, qualifications, responsibilities, event schedules, standards of behavior and performance policies for home schooled students shall be consistent with those policies established for students enrolled in that public school. The individual providing the primary instruction of a child who is instructed at home shall submit written verification that provides:

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

(2) Whether the student is maintaining satisfactory progress towards advancement or promotion.

(k) A child who is instructed at home and who was previously enrolled in a school shall be ineligible to participate in interscholastic activities for the remainder of the school year during which the child was enrolled in a school.