



Board of Trustees Agenda Item

Date	July 17, 2025
Agenda Item	Discussion of Senate Bill 401
Policy Reference	FD(LOCAL), FM(LOCAL), FM(LEGAL)
Strategic Goal	Student Success
Department	Administrative Services

Recommendation: This item is for information only. The Administrative Services Department will present information on Senate Bill 401, passed in the 89th Legislative Session, and share information on BISD Board policy implications.

Summary: During the 89th Legislative Session, Senate Bill 401 was passed into law related to homeschool students participating in University Interscholastic League (UIL) activities.

The bill contains the following language related to an ISD's option: *"Not later than the date specified under league rule, the board of trustees of a school district or the governing body of an open-enrollment charter school may adopt a policy declining to grant non-enrolled students the opportunity to participate in league activities."* This means a school is required to allow homeschool participation unless the school board adopts a policy to opt out of allowing it. This is a change from current law which allows for ISDs to opt in to homeschool participation should they wish to do so.

To accommodate this new law, UIL is setting the date for opting out as September 1, 2025. In subsequent years, that date will be August 1st for any change in status a school board votes to take.

Boerne ISD Board policy FD(LOCAL) currently states that *"A student enrolled in a private school, including a homeschool, shall not be eligible for concurrent enrollment in the District nor for participation in curricular or extracurricular activities, except as required by law. [See EEL and FM]"* Current guidance from our legal representatives is that a statement addressing participation in extracurricular activities is best placed in BISD Board policy FM(LOCAL), and for clarity they recommend adjusting the language to *"Non-enrolled students shall not be permitted to participate in extracurricular activities, including activities governed by the University Interscholastic League, except for JROTC as required by law. [See EEL]"*

Rationale: This presentation is meant to keep the BISD Board members apprised on possible changes resulting from the passage of SB 401 in the 89th Legislative Session.

Recommended by: Dr. John O'Hare, Chief Administrative Officer

Submitted by: Dr. John O'Hare, Chief Administrative Officer

Suggested Motion: Information Only