

**As Introduced**

**128th General Assembly  
Regular Session  
2009-2010**

**H. B. No. 59**

**Representative Stebelton**

**Cosponsors: Representatives Zehringer, Stautberg, Dodd, Balderson,  
Blessing, Okey, Amstutz, Winburn**

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**A B I L L**

To enact section 3313.538 of the Revised Code to 1  
prohibit disqualification of certain students who 2  
live with legal or temporary custodians or with 3  
guardians from interscholastic athletics solely 4  
because their parents do not reside in the state. 5  
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**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3313.538 of the Revised Code be 7  
enacted to read as follows: 8

**Sec. 3313.538.** (A) No student who attends school in this 9  
state shall be denied the opportunity to participate in 10  
interscholastic athletics solely because the student's parents do 11  
not reside in this state, if the student resides in this state 12  
with the student's grandparent, uncle, aunt, or sibling who has 13  
legal or temporary custody of the student or is the guardian of 14  
the student. 15

(B) No school district, school, interscholastic conference, 16  
or organization that regulates interscholastic conferences or 17  
events shall have a rule, bylaw, or other regulation that 18

conflicts with this section. 19

(C) No school district or school shall be a member of any 20  
organization that has a rule, bylaw, or other regulation that 21  
conflicts with this section. 22

(D) As used in this section, "legal custody," "temporary 23  
custody," and "guardian" have the same meanings as in section 24  
2151.011 of the Revised Code. 25