

Montana Code Annotated § 20-5-112

1. A school district or an athletic association, conference, or organization with authority over interscholastic sports may not prohibit or restrict the ability of a student attending a nonpublic or home school meeting the requirements of 20-5-109 from participating in extracurricular activities at a school in the student's resident school district solely on the student's enrollment at the public school or on the number of hours the student physically attends the public school.

2. EXCEPT AS PROVIDED IN SUBSECTIONS (1) AND (3), a student attending a nonpublic or home school who participates in extracurricular activities at a public school is subject to:
 - a. the same standards for participation as those required of full-time students enrolled in the school;
 - b. the same rules of any interscholastic organization of which the school of participation is a member.

3.
 - a. The academic eligibility for extracurricular participation for a student attending a nonpublic school must be attested by the head administrator of the nonpublic school.
 - b. The academic eligibility for extracurricular participation for a student attending a home school must be attested in writing by the educator providing the student instruction with verification by the school principal. The verification may not include any form of student assessment.

Montana Code Annotated § 20-5-101

As of July 1, 2023, homeschool students can enroll part-time in their resident school district.

(8) The trustees shall assign and admit a child who is enrolled in a nonpublic or home school and who meets the requirements of subsection (1) as a part-time enrollee at the request of the child's parent or guardian.

Summary

Nonpublic school students can participate in public school extracurriculars and enroll part time in their resident school district in Montana. If a homeschooler participates in public school extracurriculars, the school principal may review the homeschooler's curriculum to verify that a student meets academic eligibility. However, the principal has no authority to dictate educational philosophy, curriculum, textbooks, materials, time, place, method of instruction, or evaluation of the home school instruction, per Mont. Code Ann. § 20-5-111. The verification may also not include any form of student assessment.