

FALL 2014 KENTUCKY HIGH SCHOOL ATHLETIC ASSOCIATION ANNUAL MEETING
PROPOSALS SUBMITTED TO THE DELEGATES BY THE BOARD OF CONTROL FOR CONSIDERATION AS REQUIRED BY 702 KAR
7:065 AND THE ANNUAL REVIEW OF ASSOCIATION RULES. ALL PROPOSALS TO BE CONSIDERED SEPTEMBER 29, 2014 FOR
ADOPTION EFFECTIVE WITH THE 2015-2016 SCHOOL YEAR
(215 DELEGATES PRESENT, 144 REQUIRED FOR PASSAGE)
ITEMS WHICH ARE UNDERLINED REPRESENT ADDITIONS TO CURRENT BYLAW PROVISIONS, ITEMS ~~STRUCK THROUGH~~
REPRESENT DELETIONS

PROPOSAL 2014-1

(FINAL VOTE: 194 YES, 5 NO, 0 ABSTAIN, 16 PRESENT)

Proposed by the KHSAA Board of Control as part of the required annual review of all KHSAA Bylaws (702 KAR 7:065)

Amend Bylaw 7 to make technical corrections and ensure that the F-1 provisions for eligibility are equitable among all member schools.

Rationale: With the rise in the number of F-1 VISA students (issued through homeland security), equity between the member schools is a current concern. As the rule is currently written without amendments, nonpublic schools are potentially placed at a distinctive athletic advantage when enrolling F-1 students due to current Federal regulations allowing those Visas to extend more than one year. As such, the eligibility must be limited to one year, regardless of the type of school, if the waiver is granted. Other changes to the rule are technical in nature to ensure accurate application and reading by the membership.

Impact: Technical and Clarification

BYLAW 7. TRANSFER RULE- FOREIGN EXCHANGE STUDENTS

Sec. 1) FOREIGN EXCHANGE STUDENTS (NON-DOMESTIC)

Foreign exchange students attending high school in Kentucky shall be considered ineligible for the first calendar year following enrollment. Foreign exchange students who have been ineligible for an entire calendar year after being enrolled in a high school in Kentucky become eligible to represent that school immediately following the conclusion of the one-year period, and remain eligible through graduation if compliant with all other KHSAA Bylaws.

Sec. 2) EXCEPTION FOR PLACEMENT THROUGH APPROVED EXCHANGE PROGRAMS UTILIZING A J-1 EDUCATION VISA

a) Approved Programs

Foreign Exchange Students in possession of a J-1 education Visa attending KHSAA member schools may have the period of ineligibility waived in the event that the student is placed in a KHSAA member school under the auspices of approved student exchange programs. Member student exchange programs (agencies) of the Council on Standards for International Education Travel (CSIET) who are members in good standing with CSIET shall be considered approved agencies. ~~Other entities may be approved by the Board of Control, but such approval must be granted prior to the placement of any student in a KHSAA member school.~~ To be otherwise considered for approval by the Board of Control, a foreign exchange program (agency) shall assign students to schools by a method that ensures that no student, school or interested party may influence the assignment for athletic or other purposes and shall formally request approval of the Board of Control through the Commissioner's office.

b) Waiver of Period of Ineligibility

In order to be considered for a waiver, the following conditions shall exist:

- (1) The student shall be in compliance with all U.S. Immigration and Naturalization Service regulations and placed through an approved program as in Sec. 2(a) above;
- (2) The student shall be in the first ~~and only~~ year as an exchange student in the United States;
- (3) The student shall not be a graduate of a the 12th or terminating grade or its' equivalent in either the U.S. or his or her home country;
- (4) The student shall be in possession of a complete transcript of records that has been translated into English prior to the request for eligibility;
- (5) The student shall be in possession of a J-1 student education visa issued by the U.S. Immigration and Naturalization Service;
- (6) Placement in the KHSAA member school is random, and the student has not been a "direct placement" into a KHSAA member school;
- (7) The student's host family shall not pay any tuition or fee normal to the attendance at the KHSAA member school, all fees shall be paid by the student's family;
- (8) All travel fees shall be paid by the student's family;
- (9) The student's host family from the initial date of entry into the United States through the end of the time period as an exchange student shall not include members of the coaching or athletic staff at the KHSAA member school at which participation is desired and shall not include exchange agency representatives; and
- (10) The student, the principal or designated representative of the member school, and a representative of the placement agency shall sign and attest to certification that the athlete complies with the eligibility rules of the KHSAA and shall not be eligible under any circumstances for more than one year of athletic participation if the first year period of ineligibility is waived.

Sec. 3) EXCEPTION FOR PLACEMENT THROUGH APPROVED EXCHANGE PROGRAMS UTILIZING AN F-1 EDUCATION VISA

a) Approved Programs

Foreign Exchange Students in possession of a F-1 education Visa attending KHSAA member schools may have the period of ineligibility waived in the event that the student is placed in a KHSAA member school under the auspices of approved student exchange programs or a valid F-1 exchange agreement under the auspices of the Department of Homeland Security. Member student exchange programs (agencies) and schools of the Council on Standards for International Education Travel (CSIET) who are members in good standing with CSIET shall be considered approved agencies/schools. Other entities may be approved by the Board of Control, but such approval must be granted prior to the placement of any student in a KHSAA member school. To be otherwise considered for approval by the Board of Control, a foreign exchange program (agency) shall assign students to schools by a method that ensures that no student, school or interested party may influence the assignment for athletic or other purposes and shall formally request approval of the Board of Control through the Commissioner's office.

b) Waiver of Period of Ineligibility

In order to be considered for a waiver, the following conditions shall exist:

- (1) The student shall be in compliance with all U.S. Immigration and Naturalization Service regulations and placed through an approved program or school as in Sec. 3(a) above;
- (2) The student shall be in the first ~~and only~~ year as an exchange student in the United States;
- (3) The student shall not be a graduate of a the 12th or terminating grade or its' equivalent in either the U.S. or his or her home country;
- (4) The student shall be in possession of a complete transcript of records that has been translated into English prior to the request for eligibility;
- (5) The student shall be in possession of an F-1 student education visa issued by the U.S. Immigration and Naturalization Service and a properly completed I-20;
- (6) When enrolled in a public (A1, D1, F1) school, the student shall be required to pay the public school district the full unsubsidized, per capita cost of providing the education, as reported to the Kentucky Department of Education. The full, unsubsidized per capita cost of education (for each student) is the district cost of providing education to each student in the school district where the public school is located. When enrolled in a nonpublic (J1, M1, R1) school, the student shall be required to pay the nonpublic school the full amount of the highest listed tuition for attendance at that member school, and shall not be eligible for any merit or need based aid as defined in Bylaw 13 or any otherwise permitted tuition reduction within the guidelines of the member school.
- (7) The full, unsubsidized, per capita cost of education shall be listed under "tuition" on the student's Form I-20. If the Form I-20 does not include the cost of tuition, the student must have a notarized statement, signed by the designated school official (DSO) who signed the Form I-20, stating the full cost of tuition (unsubsidized per capita cost of education) and that the student paid the tuition (unsubsidized per capita cost of education) in full. The unsubsidized cost payment is mandatory and school systems cannot waive the requirement. Federal law does not allow a student in F-1 status to attend public secondary school without paying this cost, which must be paid in all cases;
- (8) Placement in the KHSAA member school is random, and the student has not been a "direct placement" into a KHSAA member school;
- (9) The student's host family shall not pay any tuition or fee normal to the attendance at the KHSAA member school, all fees shall be paid by the student's family;
- (10) All travel fees shall be paid by the student's family;
- (11) The student's host family from the initial date of entry into the United States through the end of the time period as an exchange student shall not include members of the coaching or athletic staff at the KHSAA member school at which participation is desired and shall not include exchange agency representatives; and
- (12) The student, the principal or designated representative of the member school, and a representative of the placement agency shall sign and attest to certification that the athlete complies with the eligibility rules of the KHSAA and shall not be eligible under any circumstances for more than one year of athletic participation if the first year period of ineligibility is waived.

Sec. 4) EXTENSION OF ELIGIBILITY BEYOND ONE YEAR IF WAIVER GRANTED

Any student having made election to apply for the waiver of the first year of ineligibility and having been granted a waiver of the normal period of ineligibility under Section 1 above shall not be eligible, under any circumstances, for more than one (1) school year while enrolled in grades 9-12 in Kentucky.

Sec. 5) SPECIFIC RESTRICTIONS RESULTING IN DENIAL OF WAIVER

Satisfying of one of the exceptions in this Bylaw shall not be considered valid and a waiver of the period of ineligibility shall not be granted if:

- a) The change in schools is to nullify or circumvent implementation of Board of Education, School Based Decision Making or school imposed policy which would have resulted in the student's ineligibility at the sending school;
- b) The satisfying of one of the exceptions occurs after the enrollment at the new school;
- c) The change in schools is motivated in whole or part by a desire to participate in athletics at the new school;
- d) The satisfying of one of the exceptions is used or manipulated for the purpose of gaining athletic eligibility; or
- e) The satisfying of one of the exceptions by the student and the parent(s) does not reasonably precipitate a transfer to the new school.

Sec. 6) ELIGIBILITY OF OTHER FOREIGN STUDENTS

This Bylaw covers only foreign exchange students entering the United States with a J-1 or F-1 Visa. Regulations relating to all other foreign students are contained in Bylaw 8.

PROPOSAL 2014-2

(FINAL VOTE: 186 YES, 11 NO, 2 ABSTAIN, 16 PRESENT)

Proposed by Andy Sirginnis, Paul Laurence Dunbar High School, on behalf of the Kentucky Association of Basketball Coaches

Amend Bylaw 9 to allow for attendance at specific events by student-athletes held on collegiate campuses

Rationale: The current wording of Bylaw 9 ensures that the high school program maintains the highest priority for basketball participants of both genders. However, an unintended consequence of Bylaw 9 is that it has not been modernized to reflect changes in NCAA recruiting rules for male student-athletes. Early fall exposure events held on collegiate campuses are now the only times that Division I men's coaches can observe and evaluate prospective student-athletes off campus, other than the observation of practice and competition on a high school campus. This return of recruiting to the high school campus is welcome, but the Bylaw must be modernize to allow for attendance.

As it stands now, Kentucky students may attend these one-day showcases/seminars, but technically have to stop participation prior to any scrimmaging or competitive play. This places the Kentucky students in a distinct disadvantage when being measured against their counterparts from other states.

This modernization would also memorialize the exception contained in Board of Control policy that allows for females to attend and be evaluated at certified events on a specific weekend in the fall. The remainder of the fall would remain restricted for outside competition.

Impact: Regulatory

BYLAW 9. BASKETBALL/FOOTBALL CONTESTANT ON OTHER TEAMS, POSTSEASON AND ALL-STAR GAMES

Sec. 1) Basketball

- a) Restrictions from First Day of School through Day Prior to the First Day of Practice

- (1) From the first day of school through the day prior to the first legal day of practice, no student who after enrolling in grade nine (9) has been a contestant in basketball at any level (grades 9-12) and has eligibility remaining in basketball may participate in:
 - a. any manner on any nonschool sponsored team in basketball;
 - b. any all-star game in basketball; or
 - c. any type of organized competition in basketball or variation of basketball with the exception of competition that meets the camp restrictions as detailed below in subsection (2);

(2) Permissible competition by males during this period shall include only those camps that are:

- a. held during July and August, or any calendar week (Sunday through Saturday) that includes days of those months (e.g., August 28-September 3, 2016); and
- b. held on the campus of an NCAA or NAIA member institution or conducted by a single NCAA or NAIA member institution within a 100-mile radius of the institution's campus, when the only available coaches in attendance for the purpose of evaluation are the employed coaches of that institution.

(3) Permissible competition by females during this period shall include only permitted evaluations held at NCAA Division I certified nonscholastic women's basketball events.

b) Restrictions from First Day of Practice through last legal date Day Prior to the First Day of Practice

(1) From the first day of school through the last scheduled contest played in basketball (including KHSAA sanctioned postseason) by the school, no student who after enrolling in grade nine (9) has been a contestant in basketball at any level (grades 9-12) and has eligibility remaining in basketball may participate in any manner on any nonschool sponsored team in basketball; in any all-star game in basketball; or any type of organized competition in basketball or variation of basketball.

c) Restrictions following the End of Season

(1) Following the team's last scheduled game (including postseason), there are no restrictions on play in basketball for the student-athletes.

Sec. 2) Football

a) Restrictions from First Day of Practice through last legal date Day Prior to the First Day of Practice

(1) From the first day of school through the last scheduled contest played in football (including KHSAA sanctioned postseason) by the school, no student who after enrolling in grade nine (9) has been a contestant in football at any level (grades 9-12) and has eligibility remaining in football may participate in:

- a. any manner on any nonschool sponsored team in football;
- b. any all-star game in football; or
- c. any type of organized competition in football or variation of football.

b) Restrictions following the End of Season

(1) Following the team's last scheduled game (including postseason), there are no restrictions on play in football for the student-athletes with the exception of the published restrictions on the issuance of equipment detailed in Bylaw 23.

Sec. 1) Restrictions from First Day of School through End of Season

~~Any student who after enrolling in grade nine (9) has been a contestant in football or basketball at any level (grades 9-12) and has eligibility remaining in that sport may not participate on any nonschool sponsored team or in any all-star game in that sport or any variation of that sport from the first day of school through the last scheduled contest played in that sport (including KHSAA sanctioned postseason) by that school unless it has been sanctioned by the Board of Control.~~

Sec. 2) Restrictions following the End of Season

~~Following the team's last scheduled game (including postseason), there are no restrictions on play in that specific sport for the student-athletes.~~

PROPOSAL 2014-3

(FINAL VOTE: 161 YES, 37 NO, 0 ABSTAIN, 17 PRESENT)

Proposed by the KHSAA Board of Control as part of the required annual review of all KHSAA Bylaws (702 KAR 7:065)

Amend Bylaw 14 to place the decision of practice by ineligible students, with the exception of those awaiting a ruling from the KHSAA, in the hands of the local school.

Rationale: The decisions regarding practice by ineligible students (failure to meet grade requirements, etc.) should be in the hands of the local school district. This change would return the rule to its former state, and stipulate that KHSAA regulations would address only transferring students who are awaiting an eligibility ruling and leave all other practice by ineligibles to the discretion of the member school.

Impact: Regulatory

BYLAW 14. OTHER ELIGIBILITY REQUIREMENTS AND REGULATIONS

Sec. 1) GRADUATES AND COLLEGE STUDENTS

Any student who has graduated from a secondary school, or who has ever played on a college team, is thereafter ineligible to play on a high school team.

Sec. 2) PRACTICE OF INELIGIBLE STUDENTS

~~Unless ineligible due to the provisions of Bylaw 15 (Sportsmanship, having been ejected from a contest), any~~ Any student who is not eligible for competition during a team's next contest/meet/match/game per Bylaw 6, 7 or 8 shall not practice with the team prior to becoming eligible. All other practice by ineligible student-athletes shall be determined by the member school.

Sec. 3) ASSUMED NAME

If a player enters a contest under an assumed name or when not properly certified, he or she shall be permanently ineligible, and his or her school shall be penalized in accordance with the provisions of Bylaw 27.

PROPOSAL 2014-4

(FINAL VOTE: 153 YES, 46 NO, 0 ABSTAIN, 16 PRESENT)

Proposed by Hugh McReynolds, Logan County High School, on behalf of the Kentucky High School Athletic Directors Association

Create a new bylaw to address requirements for Athletic Directors, renumber remaining bylaws.

Rationale: This proposal addressed the need for required on-going continuing education and/or certification for Athletic Directors in the Commonwealth. This proposal has been drafted with the assistance of the Executive Committee of the Kentucky High School Athletic Directors Association. The athletic administrator is, an educational-leader who oversees one of the most visible and scrutinized aspects of the school community. Athletic administrators must understand that athletics are an extension of a dynamic educational program. As a result, the need exists to develop an on-going program (continuing education) that serves as a guide to support the day-to-day decision making of an athletic administrator. Such a program would assist in clarifying the mission, values and principals of educational-athletics and how they translate into everyday decisions and actions.

The overall responsibilities of the athletic administrator are wide-ranging; however, there is little or no formal education required of the position thus preparation for the job is minimal. With societal changes, increased mandates and wide ranging requirements in regards to participation, health and safety, event management and security, Title IX, etc. the need exists for on-going continuing education for the Athletic Administrator in Kentucky.

The role of the Athletic Administrator is ever changing and the demands on his/her time are ever increasing. Turnover in athletic administrators is at alarming rate, due in large part to the vast majority of new athletic administrators being ill-prepared to handle the demands of the job. With increasing demands on building principals in regards to time needed to address educational initiatives' and evaluations, ever more pressure will be put on the athletic administrator to have an increased role in the administration of a high school athletic program.

For those Athletic Administrators deemed as administrators by their district, the requirements for annual informational updates are viewed as fairly minimal as existing requirements for twenty-one hours of updates and development exceed any requirement currently contemplated by this regulation.

Impact: Regulatory

**BYLAW 26. REQUIREMENT FOR ATHLETIC DIRECTORS AND ATHLETIC ADMINISTRATORS
(RENUMBER EXISTING BYLAW 26 AND 27)**

Sec. 1) HIRING AND EMPLOYMENT REQUIREMENTS FOR ATHLETIC DIRECTORS AT THE HIGH SCHOOL LEVEL

a) All persons designated as high school Athletic Directors shall comply with any adopted regulations as governed by the local Board of Education.

b) Compensation for Athletic Directors at the High School Level

Any person assigned to duties as an Athletic Director at the high school level (grades 9-12) shall be duly employed through the respective board of education and the entire salary shall be paid through that board in accordance with local Board of Education policy.

Sec. 2) POST HIRE REQUIREMENTS AND REQUIREMENTS FOR CONTINUING COACHING DUTIES

a) Continual Education and Improvement for Athletic Directors hired for the first time prior to August 1, 2016:

1) Each Athletic Director shall be required to demonstrate attendance and participation in continual improvement activities involving 12 hours of educational programs annually produced by:

a. The Kentucky High School Athletic Association (validated by EILA credit or qualifying by state regulations as professional development);

b. the Kentucky High School Athletic Directors Association (validated by EILA credit or qualifying by state regulations as professional development);

c. The National Interscholastic Athletic Administrators Association; (validated by certification from the organization); or

d. The Kentucky Department of Education (validated by EILA credit or qualifying by state regulations as professional development).

b) Continual Education and Improvement for Athletic Directors hired for the first time after August 1, 2016:

1) Each Athletic Director shall be required to demonstrate attendance and participation in continual improvement activities involving 18 hours of educational programs annually produced by:

a. The Kentucky High School Athletic Association (validated by EILA credit or qualifying by state regulations as professional development);

b. the Kentucky High School Athletic Directors Association (validated by EILA credit or qualifying by state regulations as professional development);

c. The National Interscholastic Athletic Administrators Association; (validated by certification from the organization); or

d. The Kentucky Department of Education (validated by EILA credit or qualifying by state regulations as professional development).