

KENTUCKY DEPARTMENT OF EDUCATION
STAFF NOTE

Review Item:

702 KAR 7:065, Designation of Agent to Manage Middle and High School Interscholastic Athletics and Revisions in Kentucky High School Athletic Association Bylaws (KHSAA) (Second Reading)

Rationale:

To bring forward 702 KAR 7:065 for final approval of the proposed changes that are recommended by KHSAA’s membership and Board of Control.

Applicable Statute or Regulation:

KRS 156.070
702 KAR 7:065
KHSAA Bylaws

History/Background:

Existing Policy. 702 KAR 7:065 (included as attachment “A”) designates the KHSAA as the entity to manage middle and high school interscholastic athletics.

This regulation also requires that the Association conduct a biennial review of its Constitution and Bylaws at both the high school and middle school level. This requirement was fulfilled during the 2016-2017 school year by the KHSAA Board of Control for the high school rules, and by the required two meetings of the KHSAA Middle School Advisory Committee for the rules at that level.

Summary: The proposed change to the high school regulations that received the requisite 2/3 vote (included as attachment “B”) reflect items that were presented to the membership of the Association at its September 20, 2017, Annual Meeting of high schools. Items considered at this Annual Meeting are submitted both by the Board of Control as part of its annual Constitution and Bylaws review, and by the member high schools, and are reviewed by the Board of Control before the development of the final agenda. At the 2017 annual meeting of the member high schools, 221 high schools were present; therefore, all proposals required 148 affirmative votes for passage. In accordance with the KHSAA Constitution and Policies and Procedures as well as the requirements of 702 KAR 7:065, any amendment receiving the requisite vote of the membership is to be considered by the Board of Control and a recommendation made to the Kentucky Board of Education for further action.

During that annual meeting, significant discussion was held by the membership as to the future of interscholastic athletics. National trends were reviewed, and the school representatives participated in spirited discussions about the balance between adapting to the students of today and meeting their needs and preserving the sound traditions of competition. This meeting will likely continue to shape the future of this 100-year old organization.

In accordance with these procedures, the amendments to the KHSAA Bylaws for its high school members that were listed below were approved by the listed votes. These amendments will be considered by the Local Superintendents Advisory Council at its upcoming meetings, and have been considered by the Board of Control (BOC) of the KHSAA for implementation during the 2018-19 school year unless otherwise noted, and received the requisite vote of the Board of Control.

| Proposal | Author | Purpose | Vote | BOC |
|-----------------|-----------------------------|--|----------------------|---------------------------------|
| 2017-1 | Proposed by the KHSAA Board | Remove the second scrimmage restriction from teams that have their first regular | 167 Yes, 22 No, 0 | Adopted by the Board of Control |

| Proposal | Author | Purpose | Vote | BOC |
|----------|--|---|------------------------|-----|
| | of Control as part of the required annual review of all KHSAA Bylaws (702 KAR 7:065) | season game during week 0 (NFHS Week 7) <i>Rationale: To allow those teams that play during Week 0 to play a second scrimmage, such scrimmage to be limited to allowable contact per the acclimation and acclimatization requirements.</i> <i>Impact: Technical</i> | Abstain, 32 Present | |

After the Annual Meeting of the membership, The Kentucky General Assembly enacted HB290. This bill amended KRS 156.070 to require the state board or the agency designated by the state board to manage interscholastic athletics to allow a member school's team to play against students or a team from a non-member, at-home private schools and establish the conditions under which this may occur. The provisions of this bill will be included in revisions to KHSAA Bylaw 22 – Contests, Sanctions, Rules, Forfeitures, Faculty To Accompany to fully implement these provisions. The KHSAA has also revised its necessary bylaws and policies required due to the passage of HB520 during the 2017 legislative session of the Kentucky General Assembly.

The KHSAA is also designated to manage interscholastic athletics at the middle school level. The Middle School Advisory Committee held two meetings as required by regulation, on September 14, 2017, and January 18, 2018. The focus of those meetings was health and safety for middle school athletes, and further items and requests for amendments will be brought forward to the Kentucky Board of Education at a future date.

The staff of the KHSAA certifies that the Board of Control has taken action on the recommended items as documented by the minutes of Board of Control meetings.

Budget Impact: There is no fiscal impact to the Kentucky Department of Education’s budget.

Groups Consulted and Brief Summary of Responses:

KHSAA Board of Control
KHSAA Annual Meeting Delegate Assembly
Local Superintendents Advisory Council

All affected groups have concurred and approved the revisions.

Contact Person:

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Recommending Contact Person



Interim Commissioner of Education

Date:

August 2018