



2022-23 UPDATE HEADED INTO 23-24

KAAA – April 28, 2023

Staff and Introductions

Subtitle

Legislative Challenges and Changes

Subtitle

Ongoing Review - SB83 (2022) Acts. Ch. 198

- NOT currently coupled with SB150 (bathrooms, names, etc.)
- Solely about birth gender (statutory determination, male or female)
- Female only participants in female-only sports (per statute)
- Regulatory process will simply duplicate this language
- Through regulatory process, will develop “stop-gap” alternative in case of legal action.
- Current case involving a single student in WV, 12-year old middle schooler, case still in litigation

Ongoing Review - SB83 (2022) Acts. Ch. 198

- At odds with PROPOSED federal guidance published by DOE a couple of weeks ago.
- Likely classic conflict between state law and federal guidelines
- KHSAA uniquely positioned as state designee, therefore state law is binding (ineligibility)
- Districts will be getting continued advice from counsel and likely, there will be conflicts between district policy, state law, and federal guidelines with districts prioritizing the potential loss of federal funding
- Will be impacted by 2023 Gov. race and 2024 Presidential race

Ongoing Review - HB563 (2021) Acts. Ch. 167 Amended by SB145 (2023) Acts. Ch. 93)

- Beginning with effective date (around July 1, guidance to schools following BOC 5/10 meeting)
- HB563/SB145 (out of district student), no longer impacts students who have not yet been in both grade nine AND played varsity sports for a school.
- HB563/SB145 DOES RESTRICT non-resident students who are subject to the revised KRS157.350 from playing at any level (different than Bylaw 6)

Ongoing Review - HB563 (2021) Acts. Ch. 167 Amended by SB145 (2023) Acts. Ch. 93)

- Key Differences – SB145 (new Bylaw # coming) and Bylaw 6
- If ineligible by bylaw 6 AND out of district, no play at any level.
- If resident student BUT ineligible by Bylaw 6, school determines non-varsity play
- Bylaw 6 ruling is done FIRST. The communication will change in the ruling to advise schools to check non-resident status
- Expect less “instantaneous” answers on your transfers. Must be correct vs. swift

Ongoing Review - HB331

- Requirement for purchase of AED was removed from bill in last days.
- HOWEVER, requirement is there “is funds are available”. Ask yourself (and likely your board counsel) about how discretionary this really is.
- Safety Course will have to have an amendment to its one unit on Sports First Aid and AED which will be seamlessly integrate
- Additional burdens and “should” that is now “shall” MAY change the standard of care

Ongoing Review - HB331

- EAPs must now include cardiac emergencies (boiler plate information coming to schools in next few days)
- EAPs if dusty, dust them off to ensure not only heat, but heart is covered
- EAPs must be updated for facility access, including consideration of gates into facilities for emergency vehicles
- EAPs must be rehearsed each season, and those must be simulated rehearsals, not just checklists.

Ongoing Review - HB331

- Notes for ADs
- ADs required (along with school nurse if you have one and your medical coverage) to be at the rehearsal each season
- TA: Have your sports medicine people coordinate if you have them
- ADs count this rehearsal each season as part of the required AD hours of Bylaw 25
- Checklists coming after upcoming KMA meeting, but in reality, are you checking your cooling tubs for summer, AEDs for all seasons, etc?
- Likely discounted opportunity again with CPR of Indiana

Ongoing Review - Court Cases

- Due Process Matters increasing
- Just some data –
 - Transfer paperwork processing, increased 55% YOY
 - Appeals increased 55% YOY
 - More coming in may mean slightly longer wait times
 - In reality, type of processing system isn't the issue. Getting complete data is the issue
- BOTH schools involved in a Bylaw 6 review will see ALL facts when a ruling is made, not just a ruling letter (which will be detailed)

Ongoing Review - Championships and Review - Existing

- Important Surveys out right now –
 - BK Shot Clock (Boys and Girls) (May 1)
 - WR State Format (May 1)
 - SW State Format and Schedule (May 8)
- Ongoing Board Review
- Track and Cross Country Alignment (draft distributed May 10)
- Playing Up in Class Discussion

Ongoing Review - Championships and Review - Existing

- Bylaw 14 – Ineligibles competing, conflict with individual sports
- Prime Date – Staff began discussions early fall about alternative that board will consider to expand single game prime date option
- Further Discussion of Football Classification for future with defining parameters and enrollments
- Esports (survey) – considering season issues, coaching, etc.

Ongoing Review - Championships and Review - Potential

- Triennial Survey
 - Further consideration of boys' / girls' lacrosse, boys' volleyball, team tennis.
 - Impact of those decisions on other issues locally including seeding, etc.
 - Some things not yet on table, but had interest
- Staffing likelihood of expansion, likely on events side, due to new and expanded offerings

Ongoing Review - Sports Review

- Spring – Possible facility conflicts (contingency in place)
- Fall
 - Golf Start Date option (Monday of the first Friday play week)
 - Volleyball –
 - Bracketing will be revised (approved already). Can't be good on a week night to go from Covington to Paintsville
 - Staff will attempt to have first round double headers (to be discussed in May and July meetings)
 - Golf, Soccer and Volleyball first round state matches more “feel” like state event as these evolve

AD Takeaways

- Paperwork. It matters.
- Keeping Coach Data up to date, matters
- Text notifications – response rate seems exponentially higher, more reminders to you?
- Use of directory on your phones
- Great things being done – Caldwell example
- Officials Shortage is Real!
- Bylaw Proposals – Only 1 thus far from schools, though several inquiries

TO ALL OF OUR ATHLETIC DIRECTORS!

THANK YOU FOR ALL
YOU DO