



**FLOYD COUNTY BOARD OF EDUCATION**  
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**William Newsome, Jr., Board Chair - District 3**  
**Linda C. Gearheart, Vice-Chair - District 1**  
**Dr. Chandra Varia, Member- District 2**  
**Keith Smallwood, Member - District 4**  
**Steve Slone, Member - District 5**

**Consent Agenda Item (Action Item):** Consider adjusting the 2023-24 Floyd County Athletic Policy Handbook to reflect play outside of defined attendance boundaries when no school within those boundaries offer that sport.

**Applicable State or Regulations:** Board Policy 01.11 General Powers and Duties of the Board of Education.

**Fiscal/Budgetary Impact:** No Fiscal/Budgetary Impact

**History/Background:** The current Floyd County Athletic Handbook was written to reflect KHSAA Bylaws.

**Bylaw 4 of the KHSAA Enrollment Requirements states:**

**Sec. 2 a)** A pupil enrolled in grades 7-8 in a local board of education feeder pattern of a KHSAA member school may play on the high school team (at any level).

**b)** For a school to be considered a “feeder” school (and therefore “connected”), it must be under the same board of education as the member school and enroll students exclusively below grade 9.

**c)** School districts with multiple schools may not establish “open choice” option to serve as a feeder pattern for athletics and must specify only one option for each student to be considered connected for the purpose of high school participation.

**f)** Schools and school districts may choose to define a more restrictive feeder pattern for its middle schools to high schools which if violated, constitute the student not being “connected” and therefore ineligible.

**g)** In a school district with multiple high schools, absent a specific otherwise adopted feeder pattern, the residence of the student athlete within the district student assignment plan shall determine the school at which the student may participate.

**i)** Students enrolled below grade seven (7) may not play on the high school team at any level.

**j)** A student below grade nine (9) may not participate on the varsity team in contests in the sports of football and soccer.

**Sec. 5) Penalty**

**a)** Any violation of this bylaw may have any and all penalties detailed in Bylaw 27 applied as part of the final dispensation of the matter, including a period of ineligibility.

**Bylaw 16 of KHSAA Recruitment/Undue Influence**

**SEC. 1) PROVISIONS ON RECRUITING/UNDUE INFLUENCE**

The Floyd County Board of Education does not discriminate on the basis of race, color, national origin, age, religion, marital status, sex, or disability in employment, educational programs, or activities as set forth in Title IX & VI, and in Section 504.

- a)** A pupil (domestic or foreign) at any grade level shall not be recruited to a member school of the KHSAA to participate in athletics. Recruiting is defined as an act, on behalf of, or for the benefit of, a school, including impermissible contact, which attempts to influence a student to transfer to a member school to participate in athletics, including the offer of improper benefits not available to all members of the student body.
- c)** An athletic coach or any other member of the school staff or team member (including parents and boosters) shall not influence a student even if the student, his or her parents or any intermediary from another school, makes the initial contact. In this situation, a coach or staff member (paid or unpaid) should immediately refer the person(s) to the school Principal or Designated Representative.
- d)** Influencing a student shall include the promise or instilling the expectation of an athletic advantage, playing time, employment of the student or the student's parents or relatives, housing for the student or the student's parents, scholarships or financial aid for which other members of the student body are not generally eligible, providing other improper benefits, making improper contacts or any other material or athletic reward for which other members of the student body are not generally eligible.
- e)** A school official utilizing an intermediary including a peer, another school employee, a student, a parent or a citizen, to recruit a student-athlete shall be in noncompliance.
- f)** An individual with a connection to a member school shall not give or promise a prospective or currently enrolled student-athlete compensation for the use of the name, image, or likeness of to recruit or induce the athlete to enroll at any member school.
- g)** An individual with a connection to a member school shall not give or promise compensation for the use of an athlete's name, image, or likeness;

## **SEC. 2) PENALTY**

- a)** Any representative of a member school knowingly allowing the recruitment of a student to participate in athletics or who should have known of this recruitment shall be guilty of willful neglect of duty, misconduct, or breach of contract.
- b)** This shall apply not only to coaches but also to personnel supervising coaches, including the Designated Representative, an athletic director, an assistant principal, Principal or Designated Representative, an assistant Superintendent, a Superintendent or a school board member.
- c)** This requirement shall also apply to students or their parents.
- d)** Any violation of this bylaw may have any or all penalties detailed in **Bylaw 27** applied as part of the final dispensation of the matter, including contest forfeiture.

**Bylaw 27 Imposition of Penalties**-outlines penalties of Fines, Forfeits, Warnings, Letters of Reprimand, Probation, Suspension, Reimbursements, Permanent Suspension, Redistribution, Vacate/Strike, School Exclusion, and Disassociation.

Based on KHSAA Bylaws 4 and Bylaw 16, the following was written into the Floyd County Policy as follows:

**Sports Offered:**

- Students that attend a Floyd County School where a sport recognized for competition at the Middle School Level and is not offered at their home school may:
  - Participate in that sport at a school in their attendance area
  - Attendance areas are defined and recognized by the Floyd County Transportation Department and set forth by the Floyd County Board of Education.
  - Attendance Areas are as follows:
    - BETSY LAYNE HIGH SCHOOL ATTENDANCE AREA: Students attending Betsy Layne Elementary and Stumbo Elementary may participate together.
    - FLOYD CENTRAL HIGH SCHOOL ATTENDANCE AREA: Students attending Duff-Allen Central Elementary, May Valley Elementary and South Floyd Elementary may participate together.
    - PRESTONSBURG HIGH SCHOOL ATTENDANCE AREA: Student attending Adams Middle School and Allen Elementary School may participate together.

***\*Situations that are not covered in this Athletic Handbook will be governed by the current school year's Bylaws and Rules of the Kentucky High School Athletic Association Handbook.***

***The policy listed above will stay with the addition of the following statement.***

**In the absence of an offered sport within your identified attendance boundary:**

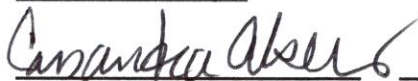
***If no school within your identified feeder pattern above offers a sport, a student may participate on a team outside of their attendance area at the elementary/middle school level ONLY.***

- ***Parents of students participating on teams outside of their identified feeder pattern must sign that they have reviewed KHSAA Bylaw 4 and 16 and understand that participation outside their identified attendance area (feeder system and connected school) may affect their students high school career up to and including ineligibility once that student enrolls in grade nine (9).***

***\*See attached Parent Acknowledgement Form***

**Recommended Action:** Approve the change requests to the 2023-24 Floyd County Athletic Handbook as identified above to be effective immediately.

**Contact Person(s):**



Principal



Director



Superintendent

**Date:** 3/8/2024





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## KHSAA Bylaws:

### BYLAW 4. ENROLLMENT REQUIREMENTS

SEC. 1) ELIGIBILITY FOR PARTICIPATION WHILE LEGALLY ENROLLED IN GRADES 9-12 a) On Friday of each grading period, a student enrolled in grades nine (9) through twelve (12) shall be legally enrolled in a member high school as a full-time student in at least four hours of instruction as provided in Kentucky Board of Education regulation 702 KAR 7:125 (of the six hours of instruction required) or the equivalent of four hours of instruction acceptable to graduation at the member school he or she desires to represent in order to be eligible for athletics. b) A student who is legally enrolled or connected with any other school than the one he or she represents shall not take part in any contest. In the case of an all-Boys' high school, girl cheerleaders from an affiliated neighboring all-girls' school may be accepted. c) A student is ineligible for the first year following enrollment at a member school if that student leaves the former school with documented obligations (including financial). The student shall remain ineligible until the conclusion of one year from the date of enrollment or documentation that the obligations have been satisfied.

### SEC. 2) ELIGIBILITY FOR PARTICIPATION WHILE LEGALLY ENROLLED BELOW GRADE 9

- a) A pupil in grades 7-8 in the local Board of Education defined feeder pattern of a KHSAA member school under the same local Board of Education as the member school may play on the high school team (at any level of play) if that participation is not in conflict with Sec. 3 below, and the time so played shall not be counted on the four (4) year (eight (8) semester) limit.
- b) For a school to be considered a "feeder" school (and therefore "connected"), it must be under the same local board of education as the member school and enroll students exclusively below grade nine.
- c) A student enrolled at a nonfeeder school shall not be considered to be enrolled at a feeder school irrespective of past enrollment patterns of that nonfeeder school.
- d) School districts with multiple schools may not establish an "open choice" option to serve as a feeder pattern for athletics and must specify only one option for each student to be considered as being connected for the purpose of high school participation.
- e) Applying for admission to a school does not waive this definition as there is a clear line between applying and being enrolled.
- f) School and school districts may choose to define a more restrictive feeder pattern for its middle schools to high schools which if violated, constitute the student not being "connected" and therefore ineligible.
- g) In a school district with multiple high schools, absent a specific otherwise adopted feeder pattern, the residence of the student athlete within the district student assignment plan shall determine the school at which the student may participate if such participation is permitted by local policy.
- h) A student is ineligible for the first year to participate for a member school if that student leaves the former school with documented obligations (including financial) and the student shall remain ineligible until the conclusion of one year from the date of enrollment or documentation that the obligations have been satisfied.
- i) Students enrolled below grade seven (7) may not play on a high school team at any level.



j) A student below grade nine (9) may not participate on the varsity team in contests in the sports of football or soccer.

k) All other participation by legally enrolled students in high school level teams practices, scrimmages or contests by students legally enrolled in grades seven (7) and eight (8) who are eligible by all other bylaw provisions is at the discretion of the school-based decision-making council or local board of education at the member school unless otherwise precluded by statute or regulation..

**SEC. 3) INELIGIBILITY FOR REPEATING STUDENTS** a) Excluding those students properly and timely designated under Chapter 108 (SB128) of the 2021 Kentucky Acts (Supplemental School Year Program (SSYP) and permitted the SSYP during the 2021-22 school year, a student having been enrolled in the seventh (7th) grade or any grade through twelfth (12th) shall not be eligible for interscholastic athletics at the high school level (freshmen, junior varsity or varsity, grades 9 through 12) for more than a total of one (1) year in each grade and applicable eligibility shall begin in the first year enrolled in that grade. b) Excluding those students properly and timely designated under Chapter 108 (SB128) of the 2021 Kentucky Acts (Supplemental School Year Program (SSYP) and permitted the SSYP during the 2021-22 school year, a student repeating a grade for any reason is ineligible to participate in interscholastic athletics at the high school level (grades 9 through 12) during the second year in that grade. The penalty for violation of this rule shall be the loss of one of the four years of eligibility after initial entry into grade nine (9). c) Those students properly and timely designated under Chapter 108 (SB128) of the 2021 Kentucky Acts (Supplemental School Year Program (SSYP) and permitted the SSYP during the 2021- 22 school year and enrolled in the seventh (7th) grade or any grade through twelfth (12th) may be eligible for interscholastic athletics at the high school level (freshmen, junior varsity or varsity, grades 9 through 12) during the 2021-22 school year while repeating the same grade enrolled during 2020-21, provided the student is eligible by all other bylaws.

**SEC. 4) DEADLINE FOR ENROLLMENT** A student shall have legally enrolled as a bona fide full-time undergraduate student no later than twenty (20) school days after the beginning of the semester to be eligible during that semester.

**SEC. 5) PENALTY**

a) Any violation of this bylaw may have any or all penalties detailed in Bylaw 27 applied as part of the final dispensation of the matter, including a period of ineligibility.

b) Appeals or other considerations under this bylaw shall be considered Hearing Officer matters under the KHSAA Due Process Procedure.

## **Bylaw 16 of KHSAA Recruitment/Undue Influence**

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**c)** An athletic coach or any other member of the school staff or team member (including parents and boosters) shall not influence a student even if the student, his or her parents or any intermediary from another school, makes the initial contact. In this situation, a coach or staff member (paid or unpaid) should immediately refer the person(s) to the school Principal or Designated Representative.

**d)** Influencing a student shall include the promise or instilling the expectation of an athletic advantage, playing time, employment of the student or the student's parents or relatives, housing for the student or the student's parents, scholarships or financial aid for which other members of the student body are not generally eligible, providing other improper benefits, making improper contacts or any other material or athletic reward for which other members of the student body are not generally eligible.

**e)** A school official utilizing an intermediary including a peer, another school employee, a student, a parent or a citizen, to recruit a student-athlete shall be in noncompliance.

**f)** An individual with a connection to a member school shall not give or promise a prospective or currently enrolled student-athlete compensation for the use of the name, image, or likeness of to recruit or induce the athlete to enroll at any member school.

**g)** An individual with a connection to a member school shall not give or promise compensation for the use of an athlete's name, image, or likeness;

### **SEC. 2) PENALTY**

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**b)** This shall apply not only to coaches but also to personnel supervising coaches, including the Designated Representative, an athletic director, an assistant principal, Principal or Designated Representative, an assistant Superintendent, a Superintendent or a school board member.

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**d)** Any violation of this bylaw may have any or all penalties detailed in **Bylaw 27** applied as part of the final dispensation of the matter, including contest forfeiture.

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**Student Name:** \_\_\_\_\_

**School Attending:** \_\_\_\_\_

**Grade:** \_\_\_\_\_ **Parent Name:** \_\_\_\_\_

**Sport participating in outside of Identified Attendance Area:** \_\_\_\_\_

**School Sport is offered:** \_\_\_\_\_

I, \_\_\_\_\_ parent of the above-named student acknowledge,  
have read and understand Bylaw 4 and that participation on a team outside of my identified attendance  
area (feeder system and connected school) may affect my students high school career up to and  
including ineligibility once my student enrolls in grade nine (9).

**DATE:** \_\_\_\_\_

\_\_\_\_\_  
Student Name Printed

\_\_\_\_\_  
Student Name Signature

\_\_\_\_\_  
Parent Name Printed

\_\_\_\_\_  
Parent Signature

\_\_\_\_\_  
Sending School Principal Signature

\_\_\_\_\_  
Sending School Athletic Director Signature

\_\_\_\_\_  
Receiving School Principal Signature

\_\_\_\_\_  
Receiving School Athletic Director Signature

**\*Please provide a copy of the form to the parent, keep one on file at the school and submit one to the district athletic director.**