

KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

Topic: Kentucky High School Athletic Association (KHSAA) Report on Title IX Deficiencies for Schools Audited During the 2023-24 School Year

Date: February 2025

Action Requested: ☒ Review ☐ Action/Consent ☐ Action/Discussion

Held In: ☒ Full Board ☐ State Schools ☐ United We Learn

SUMMARY OF ISSUE BEFORE THE BOARD:

To review the report on Title IX deficiencies as provided by 702 KAR 7:065 which requires the KHSAA to review all member schools for Title IX compliance, in terms of facilities and policies.

COMMISSIONER'S RECOMMENDATION:

The Commissioner has reviewed the information provided by KHSAA.

APPLICABLE STATUTE OR REGULATION:

702 KAR 7:065, Designation of Agent to Manage High School Interscholastic Athletics

BACKGROUND:

Existing Policy:

The KHSAA is required to visit each member school per 702 KAR 7:065 and uses retired educators to assist with this requirement. The work is coordinated by Assistant Commissioner Darren Bilberry.

Summary of Issue:

The KHSAA is in the twenty first year of Title IX Field Audits. At the beginning of the 2018-2019 school year, the KHSAA began its fourth revisit cycle for all member schools, which were suspended during 2020-21 and 2021-22. This fourth cycle has been extended due to two years of lack of visits due to the pandemic suspension on schools consistently allowing outside individuals into their buildings.

Following are the KHSAA Title IX compliance education activities scheduled during the 2023-2024 school year, following a two-year suspension of the audits due to the COVID-19 pandemic and on campus school restrictions:

- Conducted 43 on-site audit revisits with a post-visit report prepared and distributed. Deficiencies are noted in Attachment "A."

- Continued the process of the submission of KHSAA Annual Report Forms to the Association each year. This process has been automated for the membership, and all member schools are in compliance with the reporting requirements or in the process of completing any missing information. Each of these reports is published on the association website.
- Conducted regional workshops to educate a constantly changing group of member school administrators on data collection and monitoring Title IX compliance, as well as incorporating key elements of Title IX compliance in the 8 regional meetings held each year.
- KHSAA Audit Staff continues to provide outreach assistance for local school district groups, such as Local Gender Equity Review Committees, Athletic Booster Clubs, local School Boards and Professional Educator's Associations.
- Title IX compliance continues to be a regular agenda item at KHSAA sponsored education seminars, such as the Administrator's Workshops, held throughout the state and offered online this year.
- KHSAA staff continue to be a Title IX information resource, answering questions and clarifying issues via telephone, email and field visits.
- Assistant Commissioner Darren Bilberry continues to serve as the Association's designated Title IX coordinator and the remainder of the staff labors with diligence to remain current on ever-changing policy and policy interpretations to assist the membership.

Budget Impact:

There is no fiscal impact to the Kentucky Board of Education or local school districts. Expenditures incurred for this program are the responsibility of the KHSAA, without a general fund or other appropriation.

GROUPS CONSULTED AND BRIEF SUMMARY OF RESPONSES:


N/A

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Commissioner of Education

Category: ☐ Educator Workforce Diversity ☐ Portrait of a Graduate Partnerships ☐ Racial Equity
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