

DISCUSSION ITEMS FOR POSSIBLE PROPOSALS TO BE SUBMITTED TO THE MEMBERSHIP TO AMEND BYLAW 6, TRANSFER RULE

AMENDMENT ONE

Rule intro revised to reflect:

- The language should clarify that for any waiver provision, the facts that resulted in the waiver must not change, or the student is immediately ineligible and a new ruling is to be requested.

This is currently stated in a roundabout way in the rule, but can be clarified.

Revise the Bonafide Change Exception to re-state

- The burden is on the sending school to object to the facts presented by the receiving school
- Timeline: 7 business days for sending school
- Consider alignment with requirements for public school enrollment (i.e., DPP guidance)
- Consider the applicability and comparison with other states around the current requirements regarding the former residence
- If the status of former residence is an issue, then the burden must be on the sending school to “contest” through written evidence the submission of the receiving school.

Amend Section 3 to permit Section 3 to be applied in a case involving Due Process Waiver, and to hard-code code restriction that giving lessons or training is, in fact acting as a coach for the purpose of Section 3

AMENDMENT TWO

- Add waiver request from schools where other exceptions are acknowledged that they do not exist, but requesting a due process waiver and providing detailed reason

AMENDMENT THREE

- DOCUMENTED MENTAL HEALTH IMPACT- The period of ineligibility may be waived in the event that it has been documented by the attending mental health professional, Principal, and Superintendent in the sending school that mental health issues have negatively impacted the student from receiving basic education services and the right to an education and that these professionals agree the transfer in schools is in the best interest of the student.

AMENDMENT FOUR

- A waiver may be granted to allow a student whose residence has not changed but has been attending an out-of-district school to return to the specific “resides” school (or schools in metropolitan areas that have defined them).
 - a. The student must have previously been enrolled for at least one academic semester in a school within their home public school district.
 - b. The "home district" is defined as the public school district in which the student's parent(s) or legal guardian(s) currently reside and hold legal domicile.
 - c. The student is returning voluntarily, without recruitment or undue influence by coaches or school officials and may not have been under disciplinary suspension for athletic-related violations or ineligible at the sending school at the sending school.
 - d. The student must be in good academic standing and meet all scholastic eligibility requirements of the KHSAA and the receiving school.
 - e. The return must occur prior to the start of the season for which athletic participation is sought.
 - f. This waiver may only be used once during the student's high school career.

AMENDMENT FIVE

- **DOCUMENTED FINANCIAL IMPACT ON EDUCATION SERVICES** - The period of ineligibility may be waived in the event that there has been a significant change in financial circumstances if all of the following conditions are met:
 1. The student's family has experienced a substantial, involuntary financial hardship occurring within the past 12 months, such as:
 2. Loss of primary income source due to job loss, disability, or death
 3. Bankruptcy, foreclosure, or eviction
 4. Substantial medical bills not covered by insurance
 5. Divorce or legal separation resulting in a demonstrable loss of household income

The transfer must be a direct result of the financial hardship, such as:

1. Relocation to more affordable housing
2. Enrollment in a more financially accessible school (public vs. private, etc.)

NOTE: The student's parent(s)/guardian(s) must submit a complete waiver application that includes: A signed affidavit describing the financial hardship and its impact, Supporting documentation (e.g., termination notices, medical bills, divorce decree, proof of eviction/foreclosure, bank statements, etc.), A statement from the receiving school confirming the date of enrollment and that no undue athletic influence occurred

AMENDMENT SIX

A waiver may be granted in the case where the student has otherwise established varsity eligibility by participating in not more than twenty (20) percent of the contests permitted in that sport.

	MAX	20%	ROUND DN	ROUND UP
BA	36	7.2	7	8
BK	30	6	6	7
FB	10	2	2	3
FH	24	4.8	5	5
FP	36	7.2	7	8
GF	20	4	4	5
LXB	18	3.6	4	4
LXG	21	4.2	4	5
SO	21	4.2	4	5
SW	15	3	3	4
TN	22	4.4	4	5
TR	19	3.8	4	4
VBB	25	5	5	6
VBG	35	7	7	8
WR	17	3.4	3	4
XC	13	2.6	3	3

AMENDMENT SEVEN

The applicability of transfer restrictions would not apply until a student has participated at the varsity level in the 10th grade.