



2019-2020 KHSAA Annual Meeting Proposals

##	DOC	CHANGE	RATIONALE
01	<p>Bylaw 6 – Transfer Rule – Citizens Of The Us Or Us Territories, Sec. 3 (Strike Existing, Replace As Follows);</p> <p>Bylaw 7 – Transfer Rule – Foreign Exchange Students, Sec. 5 (Strike Existing, Replace As Follows);</p> <p>Bylaw 8 – Transfer Rule – Non-Exchange Foreign Students, Sec. 3 (Strike Existing, Replace As Follows)</p>	<p>Amend Bylaws 6, 7 and 8 to create a more objective standard for the evaluation of evidence and information and the application of the provisions related to the grant of eligibility in the event of a transferring student when evidence shows that the transfer was for athletic advantage.</p>	<p>Currently, through the Due Process Procedure, the staff at the Association may determine as to whether or not a transfer is for athletic advantage or was for athletic reasons even when the objective criteria contained in Sec. 2 of the rule had been met. Currently, this evaluative standard is subjective and based on interpretation of the information presented with the submission of the request for eligibility with Bylaws 6, 7, and 8. Recent legal proceedings have challenged the subjective nature of these decisions and been highly suggestive that, if the Association membership desired the ability to nullify transfer eligibility for athletic advantage, more objective criteria should be developed. This proposal utilizes the prior provisions of Sec. 3 as well as data gathered from other states that have addressed the issue to attempt to create a more finite list while continuing to allow a minimum amount of subjective evaluation of the circumstances. If the membership is not inclined to approve this change, for whatever reason, the membership will likely be asked in the future to remove Sec. 3 due to the potential challenges of applying this subjective standard.</p>