

**FALL 2023 KENTUCKY HIGH SCHOOL ATHLETIC ASSOCIATION ANNUAL MEETING
PROPOSALS SUBMITTED TO THE DELEGATES BY THE BOARD OF CONTROL FOR CONSIDERATION AS REQUIRED BY 702 KAR
7:065 AND THE ANNUAL REVIEW OF ASSOCIATION RULES. ALL PROPOSALS TO BE CONSIDERED SEPTEMBER 14, 2023 FOR
ADOPTION EFFECTIVE WITH THE 2023-2024 SCHOOL YEAR (UNLESS OTHERWISE NOTED)
(194 DELEGATES PRESENT, 130 REQUIRED FOR PASSAGE)**

Items which are underlined represent additions to current bylaw provisions, items struck through represent deletions

**PROPOSAL 2023-01 – AMEND BYLAW 6 TO APPLY THE PROVISIONS OF BYLAW 6, SECTION 3 TO ACTIVITIES THAT OCCUR IN
GRADE 7 OR LATER**

(FAILED, FINAL VOTE: 70 YES, 122 NO, 2 ABSTAIN, 0 PRESENT)

Proposed by Brian Miller, Designated Representative of Pulaski County High School.

Amend Bylaw 6 to change the effective date of the application of athletic advantage provisions of Section 3 from grade nine to grade seven. This change would mean that if any of these factors were documented in grade seven or later, the ruling officer/hearing officer/Commissioner shall have the discretion to apply Section 3 to the ruling on a transfer. This provision currently only exists if such occurs after grade nine.

Rationale: Many groups (i.e. Kentucky Middle School Football Association) are holding events, " (i.e. Team Kentucky, Battle of the Regions, 7 on 7 tournaments, and combine style workouts) that have morphed into recruiting events, with high school coaches involved in the administration of these events (similar to AAU basketball, which was part of the rationale for this rule in the first place). To preserve the high school integrity level, this rule should cover these events and ensure they aren't recruiting "try-out" activities.

Note: The provisions of Section 3 apply if and only if, the student is subject to the restrictions of Bylaw 6 (having been in grade nine and subsequently played varsity athletics and the student would otherwise qualify for a waiver of the period of ineligibility as enumerated in Section 2.

Impact: Regulatory

BYLAW 6. TRANSFER RULE

Sec. 3) Specific Restrictions for Denial of Waiver for Those Satisfying Discretionary Waiver Provisions in Sec. 2

A waiver of the period of ineligibility is not required for a student satisfying one of the exceptions in Sec. 2 if documentation exists in the record that the transfer is motivated in whole or part by a desire to participate in athletics at the new school. This documentation of actions occurring any time after enrollment in grade seven (7) ~~nine (9)~~ includes but is not limited to:

- a) A coach employed at the receiving school, paid or volunteer at any level, or another employed individual, paid or volunteer at any level, who is acting in a coaching role including instruction or training of any type and who, before the transfer of the student:
 - (1) Coached the student at a former school;
 - (2) Provided sport-specific instruction (paid or unpaid) without the expressed consent of the prior enrolled school;
 - (3) Coached the student on a non-school (i.e., AAU, American Legion, club settings, summer program, etc.) team;
 - (4) Provided general athletic or activities instruction, including weight training and supervised conditioning without expressed permission from the prior enrolled school; or
 - (5) Provided housing or assistance with housing.
- b) The student in question or family, before transferring to the new school:
 - (1) Received impermissible contacts or improper benefits as defined in Bylaw 16;
 - (2) Sought to be coached by the coach(es) at the new school;
 - (3) Expresses dissatisfaction with the philosophy, policies, methods, or actions of a coach or administrator about interscholastic athletics;
 - (4) Sought additional playing time or opportunities or having shown dissatisfaction with the amount of participation or role of participation at former school;
 - (5) Resided with any athletic coach or any other non-relative who is a member of the school athletic or administrative staff or team member (including parents and boosters); or
 - (6) Has had all or part of the housing or residence logistics influenced, coordinated or manipulated by a member of the school athletic or administrative staff or team member (including parents and boosters);
- c) The change in schools is to nullify or circumvent:
 - (1) Documented obligations (including financial obligations) to the sending school;
 - (2) Implementation of Board of Education, School-Based Decision Making or school-imposed policy which would have resulted in the student's ineligibility at the sending school by KHSAA Bylaws or Competition Rules; or
 - (3) A conflict with the philosophy or action of an administrator, teacher, or coach relating to sports.