



**KENTUCKY HIGH SCHOOL ATHLETIC ASSOCIATION**  
**REQUEST FOR STATUTORY WAIVER OF BYLAW 2**  
 THIS FORM IS TO BE USED FOR THE WAIVER ALLOWANCE WITHIN BYLAW 2 AND KRS 156.070 (2)(e).  
 INCOMPLETE OR ILLEGIBLE FORMS WILL BE RETURNED WITHOUT PROCESSING.

KHSAA Form DP02  
Rev. 9/16

**COMPLETE TEXT OF KRS 156.070 (2) (e)**

Any student who turns nineteen (19) years of age prior to August 1 shall not be eligible for high school athletics in Kentucky. Any student who turns nineteen (19) years of age on or after August 1 shall remain eligible for that school year only. An exception to the provisions of this paragraph shall be made, and the student shall be eligible for high school athletics in Kentucky if the student:

1. Qualified for exceptional children services and had an individual education program developed by an admissions and release committee (ARC) while the student was enrolled in the primary school program;
2. Was retained in the primary school program because of an ARC committee recommendation; and
3. Has not completed four (4) consecutive years or eight (8) consecutive semesters of eligibility following initial promotion from grade eight (8) to grade nine (9).

*Q/A - What is the "primary school program"? KRS 158.031 and 704 KAR 3:340 defines "primary school program" as "that part of the elementary school program which children are enrolled from the time they begin school until they are ready to enter the fourth grade" (PK-3).*

**GENERAL INSTRUCTIONS FOR REQUESTING STATUTORY WAIVER**

1. The completed form is to be returned to the KHSAA along with required documentation to questions 7 and 8.
2. The signatures releasing this particular student's records for review are required and certify that the student meets all three criteria defined above in requesting the waiver.
3. This form cannot be faxed nor can the relevant student records.
4. Upon receipt, the form will be reviewed by the Ruling Officer and a ruling will be issued.
5. For processing, allow a minimum of three (3) working days to ensure time for verification of the data and be mindful that in accordance with the Due Process Procedure, the Ruling Officer has thirty (30) days to rule, and additional time if investigation is necessary.
6. Only the Principal and/or Designated Representative of a member school may inquire as to the processing status of the form.
7. The waiver of Bylaw 2 does not in and of itself declare the student eligible. It is the responsibility of the member school to verify that the student is eligible according to all other bylaws.

1	Student Name			
2	School			
3	Current Grade in School			
4	Birth Date		Age (as of today)	
5	Student's Enrollment History since first promotion from grade eight (list schools attended)	Grade	School	
		9		
		10		
		11		
		12		
6	Name of Custodial Parent (NOTE: Guardianship is NOT custody).			
7	Did this student qualify for exceptional children services and have an individual education program developed by an admissions and release committee (ARC) while the student was enrolled in the primary school program (grades K-3)? <b>IF ANSWER IS YES, WRITTEN DOCUMENTATION IS REQUIRED TO ACCOMPANY THIS FORM TO VERIFY THIS PROVISION. ABSENT THE CERTIFIED SCHOOL RECORD, A STATEMENT SIGNED BY THE PRINCIPAL AND GUIDANCE COUNSELOR AS TO THE DISPOSITION OF THE REVELANT RECORDS, ATTESTED BY THE SUPERINTENDENT, SHALL ACCOMPANY THIS REQUEST.</b>	YES	NO	
8	Was this student retained while enrolled in the primary school program (grades K-3) due to the recommendation of the Admissions and Release Committee as detailed in line 7? <b>IF ANSWER IS YES, WRITTEN DOCUMENTATION IS REQUIRED TO ACCOMPANY THIS FORM TO VERIFY THE DECISION AND DIRECTIVE OF THE A.R.C. ABSENT THE CERTIFIED SCHOOL RECORD, A STATEMENT SIGNED BY THE PRINCIPAL AND GUIDANCE COUNSELOR AS TO THE DISPOSITION OF THE REVELANT RECORDS, ATTESTED BY THE SUPERINTENDENT, SHALL ACCOMPANY THIS REQUEST.</b>	YES	NO	
9	Has this student completed eight semesters (four years) of eligibility since the initial promotion from grade eight(8)?	YES	NO	
10	COMMENTS. Please record any notes concerning this request ( <i>attach additional letter if necessary or if more space is needed</i> )			

**VERIFICATION AND SIGNATURES - As undersigned, we hereby release for review by the Ruling Officer, the records of this student in consideration of this request for eligibility. As undersigned, we hereby certify to the accuracy of the information contained both on this form and in the records submitted. The signature of the Principal herein attests not only to the accuracy of the information, but the acknowledgement that if the facts are inaccurate, and a potentially declared eligible student is later found to be ineligible, such shall be considered the playing of an ineligible player and subject to the provisions of KHSAA Bylaw 22 and Bylaw 27. Disagreements as to material facts in the case or verification of evidence shall be resolved by the Commissioner's Office.**

Principal Signature \_\_\_\_\_

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

Guidance Counselor Signature \_\_\_\_\_

Date \_\_\_\_\_