



OFFICIAL NOTICE

*Proposals to Amend
FHSAA Bylaws
for consideration by the
FHSAA Representative Assembly
January 10-11, 2011*





FLORIDA HIGH SCHOOL ATHLETIC ASSOCIATION

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Distributed to official FHSAA representatives at all member schools, district superintendent delegates to Representative Assembly and district school board delegates to Representative Assembly.

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Official Notice

This Official Notice contains all proposals to amend FHSAA Bylaws for consideration by the FHSAA Representative Assembly at its January 10-11, 2011 meeting. This publication contains all proposals properly sponsored by member school representatives, advisory committees, the FHSAA Board of Directors and the Executive Director.

A total of 12 proposals have been submitted for consideration by the Representative Assembly. Ten proposals are sponsored by the Executive Director and endorsed the Board of Directors and two are sponsored by member schools. The proposals appear in order of citation. Each proposal is accompanied by the topical area of the proposal, intent of the proposal, the individual or group sponsoring the proposal, the text of the proposal, the effective date of the proposal if adopted, and the rationale for the proposal as stated by its sponsor.

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PROPOSAL NO. 2011-01

Topic: Ties in Elections

Intent: Provide for ties that could occur on the initial as well as run-off elections

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 4.7.1.1.4 to read:

4.7.1.1.4 Tie in Run-Off Elections. The Board of Directors, by majority vote during its final regularly scheduled meeting of the school year, will determine a winner in any run-off election that ends in a tie. Each candidate shall have the opportunity to submit a resume to the Board of Directors for their consideration.

Effective Date: Upon adoption

Rationale: This will cover ties that could occur on initial ballots in governance elections

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-02

Topic: Contracts

Intent: Clarify the requirement and process for contracts for interscholastic contests

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaws 8.4.1 and 8.4.1.1 to read:

8.4.1 General Principles. ~~Written or electronically generated~~ Contracts are required for all interscholastic athletic contests between member schools, excluding state series. ~~Only The principal or and the designated FHSAA Representative or Athletic Director may must~~ execute such contracts.

8.4.1.1 Forms Process. In order to be valid, the contracts shall be executed ~~upon the official Association form or process approved by the Executive Director if generated electronically~~

~~utilizing the official Association process, as approved by the Executive Director.~~

Effective Date: July 1, 2011

Rationale: Contracts are required for all interscholastic contests and this will clarify that process

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-03

Topic: Home Education Students

Intent: Match the language currently found in state statute

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 9.2.2.1.1 to read:

9.2.2.1.1 Home Education Student Requirements. To participate in interscholastic athletics, a home education student must: (s.1006.15(3)(c)1-7, Florida Statutes)

- (a) register as a home education student with the district school superintendent of the county in which he/she resides; and
- (b) ~~notify~~ register with the school ~~of~~ his/her intent to participate before the beginning date of the season for the sport in which he/she wants to participate; and
- (c) meet the same standards of acceptance, behavior and performance as the school requires of other participating students; and
- (d) certify to the school at the end of each semester that he/she has the minimum cumulative grade point average required for participation; and
- (e) meet all other FHSAA eligibility requirements; and
- (f) must be approved by the FHSAA Office each year using a form provided by the Association.

Effective Date: Upon adoption

Rationale: The language needs to match that found in the state statute form home education students

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-04

Topic: Dual Enrollment and Early Admission Programs

Intent: Places the stipulation that a student must not have met graduation requirements we engaging in dual enrollment or early admission

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 9.2.2.3 to read:

9.2.2.3 Students in Dual Enrollment and Early Admission Programs. A student who attends a dual enrollment or early admission program operated by a community college or university may participate at the school the student would normally attend if:

- (a) The school awards credit toward graduation for the work the student completes at the community college or university; and
- (b) The community college or university officially issues grades on the same schedule as the school's semester; and
- (c) ~~The student takes and completes the minimum number of credits required for graduation~~ The student has not met the graduation requirements as specified by the school's or school district's student progression plan for high school graduation; and
- (d) The student does not participate in the intercollegiate athletic programs of the community college or university; and
- (e) The student meets all other FHSAA eligibility requirements (no form or letter is required).

Effective Date: July 1, 2011

Rationale: To prevent students from continuing to participate after meeting graduation requirements

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-05

Topic: Participation in Non-School Athletic Activities Affiliated with a school

Intent: Students who have been continuous members of non-school activity affiliated with a school for over one year should be eligible should the decide to establish residence at the affiliated school

Sponsor: Matthew Morris, Athletic Director, The Bolles School

Proposal: Delete existing Bylaw 9.2.4 with a new Bylaw 9.2.4 to read:

9.2.4 Participation in Non-School Athletic Activities Affiliated with a School. The FHSAA supports and endorses Florida's philosophy of school of choice for academic purposes for a school, public or private, in which the student participated in any non-school athletic activities affiliated with a school that the student does not attend or did not attend in the previous school year (in the case of home education students, does not participate for or did not participate for) and then establishes his/her residence (in the case of home education students, he/she participates) at the affiliated school the student's eligibility may be affected.

If the student's initial participation in a non-school activity affiliated with a school that the student does not attend or did not attend in the previous school year occurs within 365 days of his/her actual attendance at the affiliated school, he/she will not be eligible at the affiliated school until the student has been in attendance at the new school for one calendar year. However, if a student has been a regular and/or continuous member or participant in a non-school athletic activity affiliated with a school that the student did not attend the previous school year for over one calendar year and subsequently enrolls in and attends the affiliated school, the student will be eligible to participate at the new school without being required to wait one calendar year as otherwise provided in their section.

Effective Date: July 1, 2011

Rationale: Students who have been participating in non-school athletic activities affiliate with schools for over one year should be allowed to establish residence and be eligible at the affiliated school

The Board of Directors does not endorse this proposal

PROPOSAL NO. 2011-06

Topic: Participation in Non-School Athletic Activities Affiliated with a school

Intent: When a student finishes his/her previous school and is now forced by graduation to change schools should not be penalized

Sponsor: David Ahern, Athletic Director, Saint Andrew's School

Proposal: Amend current Bylaw 9.2.4 adding a new subsection as an exception to read:

9.2.4.2 Exception. A student that finishes his/her terminal grade in the school he/she is currently attending shall be eligible. Terminal is defined as the last grade offered at the current school. This rule will not pertain to a student athlete that is in the 8th grade or below and has participated on a varsity sport for their current school.

Effective Date: July 1, 2011

Rationale: A student should not be penalized as being ineligible at several schools due to finishing his/her terminal grade at his/her previous school

The Board of Directors does not endorse this proposal

PROPOSAL NO. 2011-07

Topic: Ineligible students changing schools

Intent: Match the same language from transfer bylaw concerning ineligible students who change schools between school years to re-gain eligibility

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 9.2 adding a new section to read:

9.2.6 Ineligible Student Cannot Change Schools to Become Eligible. A student who is ineligible for any reason will not be eligible in a new school until the student has been in attendance for one full semester. Attending a new school at the beginning of the school year does not decrease or eliminate the period of ineligibility.

Effective Date: July 1, 2011

Rationale: Matches the same language found in Bylaw 9.3.4 for transfer students

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-08

Topic: Transfer Exceptions

Intent: Clarify current language in reference to guardianship

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 9.3.2.2 to read:

9.3.2.2 Exception – Necessary Relocation to Residence of Another Individual. A student who transfers because he/she has to move into the residence of another person who lives at a residence that makes it necessary for the student to attend a different school and meets all other eligibility requirements as provided in Article 9 will be eligible at the new school subject to Bylaw 9.3.3. This exception applies only to the following specific situations:

- (a) One of the persons with whom the student has been living dies;
- (b) One of the persons with whom the student has been living is imprisoned or committed by court order to a mental facility; or
- (c) The student is made a ward of the court or state and is placed in a foster home by a court of legal jurisdiction. In this case, a

certified copy of the court order, a copy of the petition upon which the order was based, and other evidence the court had to consider in issuing the order must be provided to the FHSAA Office. ~~Temporary guardianship that is granted without the approval of a court of legal jurisdiction does not meet this requirement.~~

- (d) Guardianship must be granted by a court of legal jurisdiction.

Effective Date: Upon adoption

Rationale: Clarifies language concerning guardianship

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-09

Topic: Transfer Exceptions

Intent: Create a transfer exception when a student transfers within the first 10 days of a semester

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 9.3.2 by adding a new subsection and re-numbering the subsequent subsection to read:

9.3.2.5 Exception – Transfer of Schools in the First Ten Days. A student who transfers schools in the first ten (10) days of a semester and meets all other eligibility requirements as provided in Article 9 will be eligible at the new school subject to Bylaw 9.3.3 provided:

- (a) The student has not engaged in any athletic activities affiliated with either school prior to the transfer, and
- (b) The student has not been recruited, and
- (c) The student is not transferring in whole or in part for athletic reasons, and
- (d) The student is not transferring because of disciplinary reason and/or misconduct, and
- (e) The losing school principal communicates and verifies with the new school principal that 9.3.2.5 (a)-(d) have been met by the student.

9.3.2.56 Need to Attend a Different School Defined. When determining whether a change in residence makes it necessary for a student to attend a different school as required in Bylaws 9.3.2.1, 9.3.2.2 and 9.3.2.3, the FHSAA Office will consider the following criteria:

- (a) Is the student not permitted to attend his/her old school by the district school board because the new residence is outside the school's attendance zone?
- (b) Is public transportation from the student's new residence to the old school not provided?

Effective Date: July 1, 2011

Rationale: Provide for an exception when a student transfers schools within the first ten days of a semester

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-10

Topic: Limit of Eligibility

Intent: Clarify the language concerning the limit of eligibility of 6th, 7th and 8th grade students

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 9.5.2 to read and delete Bylaw 9.5.3:

9.5.2 Middle School 6th, 7th or 8th Grade Student Has 1-Year Limit of Eligibility in Each Grade. ~~A middle/junior high school 6th, 7th or 8th grade student may participate only one year in each middle/junior high school grade level of middle school or junior high. A middle school or junior high 6th, 7th or 8th grade student who repeats a grade will not be eligible during the grade being repeated.~~

~~**9.5.3 Middle School Student Attending a Combination School.** A middle school student attending a combination high school with grades 6,~~

~~7 and/or 8 may participate on the high school level, only one year as a sixth grader, only one year as a seventh grader and only one year as an eighth grader.~~

Effective Date: July 1, 2011

Rationale: Clarifies the one year limit of eligibility for 6th, 7th and 8th grade students

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-11

Topic: Due Process

Intent: Clarifies language for appeals for rules violations

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 10.4.2 to read:

10.4.2 Rules Violations Appeals. Any ~~individual~~ student athlete, coach or member school who is found to be in violation of the rules of this Association may appeal the finding of the Executive Director if he/she takes issue with it, or may appeal the penalty imposed if he/she believes it to be too severe, and must do so at the student's request.

Effective Date: Upon adoption

Rationale: Clarifies that student athletes and coaches may appeal rules violations

The Board of Directors endorses this proposal

PROPOSAL NO. 2011-12

Topic: Empowerment of Executive Director

Intent: Clarifies that the Executive Director will notify schools when he/she refers decisions made by Sectional Appeals Committee to the Board of Directors

Sponsor: Executive Director Roger Dearing

Proposal: Amend current Bylaw 10.7.4.1 to read:

10.7.4.1 Executive Director Initiated Reviews.

The Executive Director may refer to the Board of Directors for review a decision of a Sectional Appeals Committee that directly conflicts with decisions of other Sectional Appeals Committees or of the Board of Directors on the same question or rule; or that, in the opinion of the Executive Director, is rendered in conflict with the rules of the Association or will have a great effect on the proper administration of the interscholastic athletic programs throughout the Association. The Executive Director will notify a member school in writing when a decision ~~granting eligibility to one of its students~~ rendered by a Sectional Appeals Committee will be referred to the Board of Directors for review

Effective Date: Upon adoption

Rationale: Clarifies the language concerning referring decisions made by Sectional Appeals Committees

The Board of Directors endorses this proposal