

NCS ELIGIBILITY COMMITTEE MINUTES

DATE: THURSDAY, DECEMBER 22, 2011
LOCATION: NORTH COAST SECTION ALCOSTA OFFICE – UPSTAIRS MEETING ROOM
 12925 Alcosta Blvd., Suite 8
 San Ramon, CA 94583
 925.263-2110
TIME: 9:30 AM

AGENDA TOPIC	PURPOSE	DISCUSSION LEADER	ACTION
I. ROLL CALL AND INTRODUCTIONS	I		Roll Call and Introductions were conducted.
II. MINUTES OF THE SEPTEMBER 13, 2011 MEETING <u>Attachment A</u>	R, D, A		M/S to approve the minutes of September 13, 2011. PASSED 11-0
III. PUBLIC COMMENTS Pursuant to Education Code 33353.2 (C), any person wishing to speak on any item on the agenda, or comment on the policies and practices of the North Coast Section, CIF, will be heard at this time.	I		There was no person from the public present to comment on the policies and practices of the North Coast Section, CIF or the Eligibility Committee.
IV. NEW BUSINESS			
1. CIF			
A. Revision of the 200 Series bylaws of the CIF Constitution <u>Attachment B₁ – B₈</u>	Reviewed	Gil Lemmon	The committee reviewed the proposed changes to the CIF Constitution 200 Series Bylaws. Comments were noted by Commissioner Lemmon and further explanation of the changes will be sought and presented at the next meeting. This item is not an action item at the CIF level and will be discussed at future meetings.
B. Proposal from the Sac-Joaquin Section to revise CIF Bylaws 207 and 208 <u>Attachment C</u>	Reviewed	Gil Lemmon	The committee reviewed the proposed changes to CIF 207 and 208 discussing the possible ramifications of such major changes. This item is not an action item at the CIF level and will be discussed at future meetings.
C. Review of State CIF Transfer Eligibility Data, including appeal information <u>Attachment D (will be provided at meeting if available from the State CIF)</u>	Reviewed	Gil Lemmon	Information regarding the number of transfers, tally of waiver requests by bylaw and appeal information for the entire state was shared with the committee.
2. NCS			

AGENDA TOPIC	PURPOSE	DISCUSSION LEADER	ACTION
A. Review of NCS Report of Waivers and Appeals for the 2011-12 school year to date <u>Attachment E (will be provided at the meeting so that the month of November can be included)</u>	Reviewed	Gil Lemmon	Commissioner Lemmon shared information regarding the number of eligibility cases within the section, type of waiver request and number of appeals.
B. The Committee will review several eligibility cases selected by Commissioner Lemmon.	No Action	Gil Lemmon	Due to the length of time it took on items IV.1.A and B there was not enough time to review any cases.
V. OLD BUSINESS			
A. Discussion, possible action, of NCS Bylaw 219.H – Appeal of Forfeitures	No Action	Gil Lemmon	No Action – This revision will be included on the next agenda and also reviewed by the Sports Advisory Committee so that league commissioners have input.
B. Review of Low Achieving School transfers	I	Gil Lemmon	Commissioner Lemmon clarified a question from the previous meeting.
VI. REPORTS FROM ATTENDING LEAGUES AND NCS STAFF			
1. Leagues	No Action		No reports.
2. NCS Commissioner of Athletics	No Action	Gil Lemmon	Commissioner Lemmon announced that St. Mary's College High School has been put on probation due to a violation of CIF 202.B.5
VII. OTHER TOPICS	No Action		There were no other topics.
VIII. ADJOURNMENT	Action		The meeting was adjourned.
IX. NEXT MEETING	Information		The next Eligibility Committee meeting will be Tuesday, February 21, 2012, 9:30 a.m., NCS Alcosta Office.

D = Discussion, P = Participation, A = Action, I = Information only, R = Review/prior topic, C = Consent

NORTH COAST SECTION
5 Crow Canyon Ct., Suite 209
San Ramon, CA 94583
(925) 263-2110 Fax (925) 263-2120

TO: Members of the Eligibility Committee and League Commissioners (FYI)
FROM: Gil Lemmon, Commissioner of Athletics
DATE: November 28, 2011
SUBJECT: **Eligibility Committee Meeting**
Tuesday, December 6, 2011: 9:30 am
NCS ALCOSTA Office, 12925 Alcosta Blvd., Suite 8, San Ramon, CA 94583

MINUTES

I. Roll Call/Introductions

The following committee members were present:

Bob Bailey, MCAL
Terry Eidson, EBAL
David Lonn, HDNL
Tim Rhyan, BVAL
Tom Thomsen, MVAL
Mary Ann Valles, HAAL
Josh Frechette, BCL-W
Mike Panas, NBL
Guy Zakrevsky, ACCAL
Craig Kinser, CMC
Bill Branca, DFAL (replacement for Jason Krolikowski)
Mark Ryan, BCL

The following committee members were absent:

Paul Tuohy, SCL
Jason Krolikowski, DFAL

II. Approval of Minutes of September 13, 2011 meeting

PASSED 11-0

Motion to approve the minutes of September 13, 2011.

Attachment A

III. Public Comment

There was no person from the public present to comment on the policies and practices of the North Coast Section, CIF or the Eligibility Committee.

IV. NEW BUSINESS

1. CIF

A. Revision of the 200 Series bylaws of the CIF Constitution

REVIEWED

The committee reviewed the proposed changes to the CIF Constitution 200 Series Bylaws. Comments were noted by Commissioner Lemmon and further explanation of the changes will be sought and presented at the next meeting. This item is not an action item at the CIF level and will be discussed at future meetings.

Attachment B₁ through B₈

B. Proposal from the Sac-Joaquin Section to revise CIF Bylaws 207 and 208

REVIEWED

The committee reviewed the proposed changes to CIF 207 and 208 discussing the possible ramifications of such major changes. This item is not an action item at the CIF level and will be discussed at future meetings.

Attachment C

C. **Review of State CIF Transfer Eligibility data, including appeal information**
REVIEWED

Information regarding the number of transfers, tally of waiver requests by bylaw and appeal information for the entire state was shared with the committee.

Attachment D

2. **NCS**

A. **Review of NCS Report of Waivers and Appeals for the 2011-12 School Year**

Commissioner Lemmon shared information regarding the number of eligibility cases within the section, type of waiver request and number of appeals.

Attachment E

B. **Review of Eligibility Cases**

NO ACTION

Due to the length of time it took on items IV.1.A and B there was not enough time to review any cases.

V. **OLD BUSINESS**

1. **CIF Bylaw 219 – Penalties including Forfeiture**

NO ACTION

Review of NCS Bylaw 219 – Penalties including Forfeiture

This revision will be included on the next agenda and also reviewed by the Sports Advisory Committee so that league commissioners have input.

NCS Bylaw 219.H.

H. APPEAL OF THE REQUIRED FORFEITURE OF ALL GAMES DUE TO THE PARTICIPATION OF AN INELIGIBLE STUDENT

1. A CIF school, CIF member league, CIF Section, NCS Commissioner of Athletics, affected students, and/or parents of affected students may appeal the required forfeiture of all games in which an ineligible student participated by writing a letter of appeal to the NCS Section Commissioner with copies to the principals of both schools and to the league commissioner(s). The NCS Commissioner or his/her designee will review the evidence, compare the evidence to the criterion and render a decision on the appeal.
2. Any party to the initial appeal may appeal the Section Commissioner's decision to the North Coast Section Eligibility Committee that will assign a three-person hearing panel or a single hearing officer to conduct a hearing. The three-person hearing panel or single hearing office may affirm, deny, reduce, or increase the number of games that must be forfeited as determined by the Section Commissioner.
3. The hearing shall be conducted in accordance with the procedure stated in the North Coast Section Appellate Procedures Handbook. The appellant must pay a fee of \$150 to the North Coast Section to cover the costs of conducting the hearing. The hearing panel shall make its determination by evaluating the evidence presented and applying the following criterion:
4. Criterion for waiving the penalty of forfeiture:
Clear documented evidence must be provided which proves that the participation of the ineligible player did not impact the outcome of the contest. ***The following participation documentation must apply in order for the Commissioner, his/her designee or an Appeal Panel to grant the appeal of forfeitures:***
 1. ***The participation of the ineligible student athlete did not exceed 49% of the contest quarters, periods, halves, etc. Participation is not based on total playing time. Participation is based on any participation during playing periods, quarters, etc.***
 2. ***Return of forfeitures will not be considered for sub-varsity competition.***
 3. ***Return of forfeitures will not be considered for contests forfeited in a previous year.***
5. Appeals of forfeitures due to the participation of an ineligible player may only be granted after the offending school has fulfilled the requirements of NCS Bylaw 219.

2. **Review of Low Achieving Schools Transfers**

INFORMATION

Commissioner Lemmon clarified that students transferring schools based on CIF 207.B(3) may only apply this bylaw if the former school is on the low achieving school list published by the California Department of Education and may transfer to the geographically approximate public school of higher API even if the school is listed on the Department of Education low achieving school list. Other parameters apply. At the September meeting there was a question regarding if the school enrolling school could be on the low achieving school list, which it can.

VI. REPORT FROM ATTENDING LEAGUES AND NCS STAFF

1. League Reports

No Reports

2. NCS Commissioner of Athletics Report

Commissioner Lemmon announced that St. Mary's College High School was on probation due to a violation of CIF 202.B.5. The term of the probation is the 2011-2012 school year.

VII. OTHER TOPICS

No action.

VIII. ADJOURNMENT

Action.

IX. NEXT MEETING

The next Eligibility Committee meeting will be Tuesday, February 21, 2012, 9:30 a.m., NCS Alcosta Office.

NCS ELIGIBILITY COMMITTEE MINUTES

DATE OF MINUTES: MONDAY, October 19, 2011
DATE OF MEETING: TUESDAY, SEPTEMBER 13, 2011
LOCATION: NORTH COAST SECTION ALCOSTA OFFICE
 12925 Alcosta Blvd., Suite 8
 San Ramon, CA 94583
TIME: 9:30 AM

Facilitator: Jason Krolikowski

ATTACHMENT A

AGENDA TOPIC	PURPOSE	DISCUSSION LEADER	ACTION
I. ELECTION OF CHAIR	R, D, A	Gil Lemmon	Motion and Second to nominate Jason Krolikowski, Asst. Principal at Dougherty Valley High School, as the chair of the committee. Motion supported 9-0-0
II. ROLL CALL AND INTRODUCTIONS	I	Jason Krolikowski	Attending league representatives signed in and introduced themselves.
III. MINUTES OF THE FEBRUARY 22, 2011 MEETING Attachment A	R, D, A	Jason Krolikowski	Motion by Tom Thomsen and Second by Bob Bailey to approve the minutes of February 22, 2011. Motion supported 9-0-0
IV. PUBLIC COMMENTS Pursuant to Education Code 33353.2 (C), any person wishing to speak on any item on the agenda, or comment on the policies and practices of the North Coast Section, CIF, will be heard at this time.	I	Jason Krolikowski	There was no person from the public present to comment on the policies and practices of the North Coast Section, CIF.
V. NEW BUSINESS			
1. CIF			
A. Revision of CIF 207/209	R, D, A	Gil Lemmon	Motion by Tom Thomsen and Second by Bob Bailey to approved the recommended changes to CIF 207 and 209. Motion supported 8-1-0.
B. Bylaw 207.B Proposal: 5 th and 7 th Semester Transfers Attachment B	I	Gil Lemmon	This potential first reading item for the October 31 st Federated Council agenda was reviewed. The Eligibility Committee was not supportive of the concept.
C. Review of Low Achieving Schools Transfers	I	Gil Lemmon	Commissioner Lemmon reviewed the new CIF bylaw concerning low achieving school transfers.
D. Legal Counsel Expenses Attachment C	I	Gil Lemmon	Provided as information.
E. Review of State CIF Transfer Eligibility Data, including appeal information Attachment D	I	Gil Lemmon	Provided as information.
2. NCS			

AGENDA TOPIC	PURPOSE	DISCUSSION LEADER	ACTION
A. Review of NCS Report of Waivers and Appeals for the 2010-11 school year Attachment E	I	Gil Lemmon	Provided as information
B. Eligibility Tracking Service - Presentation	I	Gil Lemmon	Commissioner Lemmon reviewed a proposed eligibility tracking service the section office is considering. The service is currently used by the Central Coast Section.
C. The Committee will review two hardship cases – one denial and one approval provided at the meeting	I	Gil Lemmon	Commissioner Lemmon provided several cases for review by the committee. No cases were discussed that committee members could be involved in future hearings.
VI. OLD BUSINESS			
A. Discussion, possible action, of NCS Bylaw 219.A.2 – Appeal of Forfeitures	I	Gil Lemmon	Commissioner Lemmon presented a possible revision to NCS Bylaw 219.A.2. Commissioner Lemmon asked that league representatives discuss at their league meetings prior to the next Eligibility Committee meeting December 6, 2011.
VII. REPORTS FROM ATTENDING LEAGUES AND NCS STAFF			
1. Leagues	I	Jason Krolikowski	No information was reported from leagues present.
2. NCS Commissioner of Athletics	I	Gil Lemmon	Due to the length of the meeting no report was given.
VIII. OTHER TOPICS	I	Jason Krolikowski	None.
IX. ADJOURNMENT	P	Jason Krolikowski	
X. LUNCH	A		

D = Discussion, P = Participation, A = Action, I = Information only, R = Review/prior topic, C = Consent

NORTH COAST SECTION
5 Crow Canyon Ct., Suite 209
San Ramon, CA 94583
(925) 263-2110 Fax (925) 263-2120

TO: Members of the Eligibility Committee and League Commissioners
FROM: Gil Lemmon, Commissioner of Athletics
DATE: October 17, 2011
SUBJECT: **Eligibility Committee Meeting**
Tuesday, September 13, 2011: 9:30 am - 12:00 pm
NCS ALCOSTA Office, 12925 Alcosta Blvd., Suite 8, San Ramon, CA 94583

AGENDA

I. ELECTION OF CHAIR

PASSED 9-0-0

Motion and second to elect Jason Krolkowski, Assistant Principal Dougherty Valley and DFAL Representative, as the Eligibility Committee Chair.

II. Roll Call/Introductions

The following committee members were present:

Bob Bailey, MCAL
Terry Eidson, EBAL
Jason Krolkowski, DFAL
David Lonn, HDNL
Tim Rhyan, BVAL
Tom Thomsen, MVAL
Paul Tuohy, SCL
Mary Ann Valles, HAAL
Josh Frechette, BAC

The following committee members were absent:

Mike Panas, NBL
Guy Zakrevsky, ACCAL
Craig Kinser, CMC (re-added to the committee so was not aware of the meeting)

Currently there is no representative from the DVAL

III. Approval of Minutes of February 22, 2011 meeting

PASSED 9-0-0

Motion by Tom Thomsen and second by Bob Bailey to approve the minutes of February 22, 2011.

IV. Public Comment

INFORMATION

No person from the public was present to speak on any item on the agenda, or comment on the policies and practices of the North Coast Section, CIF.

V. NEW BUSINESS

1. CIF

A. Revision of the CIF 207/209

PASSED 9-0-0

Motion by Tom Thomsen and second by Bob Bailey to support the potential changes to CIF 207 and 209 that grant an international student unlimited eligibility even if they participated in athletics in their home country based on enrolling in the CIF member school the first day of the 3rd consecutive semester of attendance in high school.

B. Bylaw 207.B Proposal: 5th and 7th Semester Transfers

NO ACTION

The committee reviewed a potential proposal of 5th and 7th semester transfers, a topic being discussed with Section Commissioners. The committee was not in favor of the 207 revisions. Stated concerns were distinguishing between these students and students who are mid-year transfers, students who had limited participation in the previous 12-calendar months and did not qualify for the exception, junior and seniors jumping school for athletic reasons and belief that the current rules provide the necessary exemptions.

C. Review of Low Achieving Schools Transfers

INFORMATION

Commissioner Lemmon reviewed the application of CIF Bylaw 207.B.3, transfer language that applies to low achieving school transfers. These types of transfers may start to appear at the start of the 2012-13 school year. Commissioner Lemmon asked that representatives review with their league members at a future league meeting.

Note: At the meeting there was some question regarding the requirement of the school to be on State Department of Education annual published list of low achieving schools. The transferring student's former school must be on the list. The student may transfer to any school according to the parameters of the bylaw, but the enrolling school must have an API higher than the former school, whether the school is on the State Department of Education low achieving school list or not.

D. CIF Legal Counsel Expenses

INFORMATION

Review of the CIF liability dues collected during the 2010-2011 school year and costs of CIF legal counsel for defending eligibility rules and regulations.

E. Review of State CIF Transfer Eligibility data, including appeal information

INFORMATION

The committee reviewed the 2010-2011 State CIF transfer eligibility data, including appeal data.

2. NCS

A. Review of NCS Report of Waivers and Appeals for the 2010-11 School Year

INFORMATION

Provided as information only.

B. Eligibility Tracking Service

INFORMATION

Commissioner Lemmon presented information on a potential service to help track eligibility within the section. The service, Nova Tech Services, tracks, notifies and manages student eligibility information between the section office and the member schools. There is an opportunity for a school to create multiple passwords, update information at the section office once input into the system and automatic email notification when updates in a student's application have been made, including notification of the enrolling school when information is missing on the application. The committee was open to the service but currently satisfied with the current system. NCS staff will continue to review this service, currently be used by the Central Coast Section.

C. Review of Hardship Cases

INFORMATION

Commissioner Lemmon brought in several hardship cases approved this school year. More focus was on the cases where approval was granted since Commissioner Lemmon was not sure who would be present at the meeting and didn't want a future appeal to be discussed in the presence of a CIF Appeal Panel member.

VI. OLD BUSINESS

A. CIF Bylaw 219 – Penalties including Forfeiture

INFORMATION

Commissioner reviewed potential changes to NCS Bylaw 219.A.2 – Penalties including Forfeiture. The committee discussed and Commissioner Lemmon asked that committee members take the information back to league members and discussion. This item will be included on the December 6th agenda with possible additions to the criterion.

NCS Bylaw 219.A.

2. APPEAL OF THE REQUIRED FORFEITURE OF ALL GAMES DUE TO THE PARTICIPATION OF AN INELIGIBLE STUDENT

1. A CIF school, CIF member league, CIF Section, NCS Commissioner of Athletics, affected students, and/or parents of affected students may appeal the required forfeiture of all games in which an ineligible student participated by writing a letter of appeal to the NCS Section Commissioner with copies to the principals of both schools and to the league commissioner(s). The NCS Commissioner or his/her designee will review the evidence, compare the evidence to the criterion and render a decision on the appeal.
2. Any party to the initial appeal may appeal the Section Commissioner's decision to the North Coast Section Eligibility Committee that will assign a three-person hearing panel or a single hearing officer to conduct a hearing. The three-person hearing panel or single hearing office may affirm, deny, reduce, or increase the number of games that must be forfeited as determined by the Section Commissioner.
3. The hearing shall be conducted in accordance with the procedure stated in the North Coast Section Appellate Procedures Handbook. The appellant must pay a fee of \$150 to the North Coast Section to cover the costs of conducting the hearing. The hearing panel shall make its determination by evaluating the evidence presented and applying the following criterion:
4. Criterion for waiving the penalty of forfeiture:
Clear documented evidence must be provided which proves that the participation of the ineligible player did not impact the outcome of the contest. ***The following participation documentation must apply in order for the Commissioner, his/her designee or an Appeal Panel to grant the appeal of forfeitures:***
 - a. ***The participation of the ineligible student athlete did not exceed 50% of the total playing time/games of the contest.***
5. Appeals of forfeitures due to the participation of an ineligible player may only be granted after the offending school has fulfilled the requirements of NCS Bylaw 219.

VII. REPORT FROM ATTENDING LEAGUES AND NCS STAFF

1. League Reports
2. NCS Commissioner of Athletics Report

VIII. OTHER TOPICS

IX. ADJOURNMENT

X. LUNCH

200 PHILOSOPHY & RULES REFERENCES**NO SUBSTANTIVE CHANGES:****Moved B. (1)-(16) from former location in 201****200. CIF PHILOSOPHY ON STUDENT ELIGIBILITY FOR INTERSCHOLASTIC ATHLETIC COMPETITION**

A. **PHILOSOPHY:** The CIF, as the governing body of high school athletics, affirms that athletic competition is a privilege. The privilege of participation in interscholastic athletics is available to students in public or private schools who meet the democratically established standards of qualification as set forth by the CIF Federated Council. CIF Bylaws governing student eligibility are a necessary prerequisite to participation in interscholastic athletics because they:

- (1) Keep the focus on athletic participation as a privilege not a right;
- (2) Reinforce the principle that students attend school to receive an education first; athletic participation is secondary;
- (3) Protect the opportunities to participate for students who meet the established standards;
- (4) Provide a fundamentally fair and equitable framework in which interscholastic athletic competition can take place;
- (5) Provide uniform standards for all schools to follow in maintaining athletic competition;
- (6) Serve as a deterrent to students who transfer schools for athletic reasons and to individuals who recruit student-athletes;
- (7) Serve as a deterrent to students who transfer schools to avoid disciplinary action;
- (8) Maintain an ethical relationship between high school athletic programs and others who demonstrate an interest in high school athletes;
- (9) Support the Principles of "Pursuing Victory with Honors@."

**No change
in content;
renumber
from former**

A-I

B. **RULES:** The CIF establishes the standards of eligibility to participate in interscholastic athletics to include the following:

- (1) Philosophy statement (Bylaw 200)
- (2) Accurate information requirement (Bylaw 202)
- (3) Age requirement (Bylaw 203)
- (4) Eight Consecutive Semesters requirement (Bylaw 204)
 - a. Initial scholastic eligibility (Bylaw 205.A.)
 - b. Continuing scholastic eligibility (Bylaw 205.B.)
 - c. Summer School Credits (Bylaw 205.C.)
 - d. Non-Traditional Programs (Bylaw 205.D.)
 - e. Waivers of 20 semester credits requirement (Bylaw 205.E.)
- (5) Residential Eligibility (Bylaw 206)
 - a. Initial residential eligibility (Bylaw 206.A.)
 - Continuing residential eligibility (Bylaw 206.B.)
- (6) Transfer rule (Bylaw 207)
- (7) Hardship waivers of the transfer rule (Bylaw 208)
- (8) Foreign **Exchange** student eligibility (Bylaw 209)
- (9) Discipline eligibility (Bylaw 210)
 - a. Expulsion (Bylaw 210.A.)
 - b. Suspended Expulsion (Bylaw 210.B.)
 - c. Transfer Compelled for Disciplinary Reasons (Bylaw 210.C.)
- (10) Physical Assault (Bylaw 211)
- (11) Continuation School eligibility (Bylaw 212)
- (12) Amateur status requirement (Bylaw 213)
- (13) Hardship waivers of eligibility standards other than transfer (Bylaw 214)
- (14) Post-Injunctive Remedies (Bylaw 215)
- (15) Intercollegiate Competition (Bylaw 216)
- (16) Graduates (Bylaw 217)
 - a. Mid-Year/Spring Graduation (Bylaw 217.A.)
 - b. California High School Proficiency Exam (Bylaw 217.B.)

**No change
in content
except #8;
moved from
201 A-Q**

NEW 201-Standards of Enrollment

There are no substantive changes in 201. It is virtually a new bylaw accurately and thoroughly defining, clarifying and establishing current interpretations and practice on these 5 important issues. The former content of 201 has been moved into 200.B.

201 Now becomes the bylaw that defines enrollment standards in general and in each of the five categories below:

- (1) What does it mean for a student to be enrolled full time, before they can practice or compete with a school team?
- (2) How and when do we determine that student's 8 semesters of eligibility has begun?
- (3) What enrollment standards determine when a student has "transferred" to a new school?
- (4) When is a student considered enrolled so that pre-enrollment contact does or does not have to be disclosed?
- (5) Enrollment in a multi campus reference...NO CHANGES

While this is a significant addition of new language. This language is reflective of current interpretations and past practice reflected in the minimal language we currently have addressing these issues.

There are no substantive changes in 201. It is virtually a new bylaw accurately and hopefully thoroughly defining, clarifying and establishing current interpretations and practice on these 5 important issues.

201. STANDARDS OF ELIGIBILITY

Only students, who are enrolled in public and private CIF member schools, grades 9-12 and who meet all standards of athletic eligibility established by CIF, their respective CIF/Section of membership, their respective League and District and School, in order to be considered a student in good standing and be eligible to compete for their school of enrollment.

~~Only students regularly enrolled in public and private CIF member schools, grades 9-12, shall be permitted to participate in the CIF and shall represent only that school of enrollment.~~

A. ENROLLMENT STANDARDS- See also CIF Bylaw 204, 206, 207 and 209.

(1) **Enrollment standard required for participation:** (CIF Bylaw 201 and 205)

NEW language

A (1) - (5)

but reflective of

current & long-standing

interpretation

a. Students must be enrolled full time (minimum 20 units) at the school for which they are competing. (See also CIF Bylaw 205.B.(1).a.. 217, 303, 304, 307 & 308.)

b. Students will be considered enrolled in a school for purposes of participation in interscholastic athletics (205.B) when they have:

1. been entered as a full-time student (20 units or equivalent in a non-traditional program-see also Bylaw 205.B.1.a and ii) on the attendance roll for 15 days or more in classes at that school, whether the student has physically been in attendance at those classes for all 15 days or not. OR participated in a fall sport, when the tryouts and/or practices of that team begin before classes at the school begin in the fall. Such a student will be considered to be enrolled during that practice time as long as they have registered for, and are enrolled, as a full-time student for the fall semester of that school year (20 units or equivalent in a non-traditional program-see also Bylaw 205.B.1.a and ii).

Question: *My son was not registered for any classes at any school, he was not attending school anywhere because we had just moved here. He enrolled in classes at the new school (CIF Member School A) two weeks after the first day of this school year. When does his 15 days begin?*

Answer: *Because he was not registered or currently scheduled for classes at any school he is not considered to have been on the attendance roll prior to his actual enrollment. His 15 days would begin on the day he enrolled at the new school, whether he began to attend immediately or whether he was physically in attendance at those classes for all 15 days or not. He would not be eligible to practice or compete with any of this school's teams until two weeks after the first day of this school year when he was registered and currently scheduled for classes, since he would not have been considered enrolled in this school until that time.*

Question: *My son was registered and scheduled in classes, but due to illness did not begin attending until 5 days after the school year/term began. When does his 15 days begin?*

Answer: *Because he was registered and scheduled in classes, even though he was not attending those classes, his 15 days begin the first day of that school year/term.*

c. For eligibility purposes, students cannot have dual enrollment in two different schools at the same time. During the time a student remains enrolled in their current school but has registered for classes at a new school and/or paid a non-refundable registration fee at a new school, the student will be considered to be enrolled in the former school not the new school. Only at such time as the student has withdrawn from or has completed the courses in which they were enrolled at the former school, and is no longer enrolled in any way at the former school, shall that student be considered as being "enrolled" in the new school for eligibility purposes. This applies to 8th graders matriculating the following school year to 9th grade in a CIF member school.

NOTE: This is not intended to apply to traditional summer school coursework. Summer school is defined as a course of study that begins after the end of the previous school year and ends prior to the beginning of the fall term of the following school year.

Question: *My daughter will be transferring to a new school (School B) in the fall. She has registered for classes at that new school, but still remains enrolled in, and completing her coursework at, her current school (School A). For purposes of athletic eligibility, is she enrolled in both schools at this time?*

Answer: *Students may not have dual enrollment for eligibility purposes. Students may not have residential eligibility at two different schools at the same time. She is considered enrolled at, and therefore only eligible at, her current school (School A).*

- d. Students may not participate in any athletic meeting, practice or competition at a new school in which they have registered for classes and/or paid a non-refundable registration fee until they have been officially withdrawn from their former school, or stopped attending or the regular school year for their former school has concluded. This applies to 8th graders who are matriculating the following school year to a CIF member school.

Question: *My daughter will be transferring to a new school (School B) in the fall. She has registered for classes at that new school, but still remains enrolled in and completing her coursework at her current school (School A). Can she practice with her new school team during the current school year since she is registered for classes and will be attending the new school next term/year?*

Answer: *No, for eligibility purposes, she is not considered to be enrolled at the new school (School B) since she had not withdrawn from or stopped attending school A and therefore may not participate, practice or compete in any way with their athletic program. If she does, she may be declared to be in violation of CIF Bylaws 207.C.3 & 510 pre-enrollment contact with the new school (School B) which may jeopardize her athletic eligibility.*

- e. Students may not practice with or compete for any CIF-member school in which they are not enrolled as a full-time student regardless of the sports offerings, or lack thereof, at the school in which they are enrolled.

(2) **Enrollment standard establishing a semester of attendance:**
(CIF Bylaw 204)

- a. The first time any student has been entered on the attendance roll for 15 school days in the 9th grade, and/or in any classes taken subsequent to the completion of the 8th grade, at any school whether the student has physically been in attendance at those classes for all 15 days or not, or has played in an interscholastic athletic contest, the CIF will count that as the student's first semester of high school eligibility.

Question: *Because of family circumstances, we enrolled our daughter in the 9th grade at a school after her completion of the 8th grade. She was unable to and did not begin attending until a month after school started. Because she was so far behind, we waited until the 2nd semester of that year for her to actually start attending classes. When does her 8 semesters begin?*

Answer: ***NOTE: California Education Code section 48200 et seq. provides that each person between the ages of 6 and 18 hears is subject to compulsory full-time education unless the person is statutorily exempt.** However, if during that first semester, she was not enrolled in any coursework of any kind in any school, and she was not home schooled and she was not taking any kind of courses on-line, through any Independent Study Program or in any other program of coursework, her first semester of high school eligibility would begin at the 2nd semester.*

Question: *My son was struggling in the 8th grade. After he completed the 8th grade we decided that he needed some remedial work in order to enter the 9th grade at his local high school. Following his 8th grade year of school, we enrolled him in the fall in a (a) Independent Study Program; (b) home schooling; (c) on-line course work. He only took a few credits of remedial work. The following school year we enrolled him as an "official" 9th grader. When does his 8 consecutive semesters begin?*

Answer: *As soon as a student completes 8th grade as a result of completing their 8th grade course work, or because they have graduated from 8th grade, all subsequent coursework, no matter where it is earned (a, b or c above), is considered to be high school courses. Whether the student is enrolled full-time or part time in any such coursework, their 8 consecutive semesters begin in the semester immediately subsequent to their completion of 8th grade in the spring. (typically with a spring 8th grade completion, the next fall semester—this does not include summer school)*

- b. Eight (8) consecutive semesters of eligibility including and immediately following the first semester as described in (a) above, are available to the student whether or not the student is enrolled in school, participates in or is eligible for, interscholastic participation. (CIF Bylaw 204).
- (3) **Enrollment standard establishing students as a transfer:** (CIF bylaw 207)
- a. A student shall be considered to be a transfer student when:
- the student has been on the attendance roll of their former school (School A) for 15 days or more for classes occurring at School A, whether or not they have been in attendance during those 15 days or not;
AND/OR
 - the student has played in an athletic contest for their former school;
AND/OR
 - the student has tried out for or practiced with a team prior to the beginning of the school year for 5 days or more
AND
 - that student withdraws from School A or has completed the courses in which they were enrolled in at School A, so that student is no longer enrolled in any way at School A;
AND
 - that student enrolls as a full-time student in a new school (School B).
THEN
- that student shall be determined to be enrolled in and having transferred to School B if all conditions of 201.A.(1) above are met.
- b. Students may not practice with or participate in an interscholastic athletic contest for the new school prior to establishing enrollment in the new school meeting the enrollment standards contained herein, except if they are transferring at the beginning of the school year and practice for that season of sport begins prior to the first day that classes begin for the new school. These conditions must be met even if, prior to this, such a student has registered for classes and/or paid a non-refundable registration fee to the new school. Registering for classes and paying a non-refundable registration fee or tuition does not constitute enrollment in the new school for transfer purposes.
- c. For eligibility purposes, students cannot have dual enrollment in two different school at the same time. During the time a student, who is intending to transfer schools, has registered for classes at the new school and/or paid a non-refundable registration fee at the new school, but still remains enrolled in the former school, the student will be considered to be enrolled in the former school. Only at such time as the student has withdrawn from or has completed the courses in which they were enrolled at the former school, and is no longer enrolled in any way at the former school, shall that student be considered as having “transferred” to the new school. This applies to 8th graders matriculating the following school year to 9th grade in a CIF member school.
- d. No one associated with the athletic program at the new school may perpetrate any violation of CIF 510 or have inappropriate pre-enrollment contact as outlined in CIF bylaw 207.B or 510.B. prior to their enrollment in the new school as defined herein.
- (4) **Enrollment standards for purposes of CIF Bylaw 510 (pre-enrollment contact)** (CIF Bylaw 510)
- a. General information about athletic programs, physicals, summer activity, camps etc. may be distributed to middle school students only by a CIF member school Administrator or Athletic Director

QUESTION: *What may representatives of a senior high school do as far as contact with junior high/middle school students is concerned?*

ANSWER: *Because a graduate of a junior high/middle school may enter any high school in California and may be residentially eligible in accordance with all CIF rules, contact by senior high school representatives is regulated. Individual coaches cannot visit or initiate contact with junior high/middle school students, but it would be permissible for the school administrator or athletic director (not the coach) of a senior high school to visit the junior high/middle school campus for the purpose of informing students of the total athletic program at the senior high school.*

However, it is legal on a school day for a high school coach to be part of a total open house and/or school orientation (academics, activities, but not athletics by itself) where a student is part of a general gathering of students on the high school campus and such activity has the approval of the high school and junior high/middle or elementary school principal.

- b. 8th graders who have not graduated from the 8th grade may not participate in any athletic meetings conducted by any high school coach that is not part of a school-wide high school presentation. The student may not practice or compete in any contest at any high school, even if they have registered for classes and/or paid a non-refundable registration fee, until they have graduated from the 8th grade.
 - c. Contact between coaches (and others associated with the athletic program) and students or their parents during summer activity conducted by a CIF-member school, shall not be considered pre-enrollment contact requiring disclosure, if the student has, previous to that summer, registered for classes at the CIF member school and, in the case of a private school, also paid a non-refundable registration fee and has officially withdrawn from the previous school as long as the contact does not occur prior to the conclusion of the student's former school's year end. Such contact is not required to be disclosed. All other contact not covered in this circumstance between coaches (and others associated with the athletic program) and students or their parents must be disclosed as required in CIF Bylaw 206, 207 and 510.
- (5) **Enrollment in Multi-Campus Schools:** Enrollment of students in a school with an existing multi-campus agreement may be residentially eligible only as provided in Bylaws 303, 304 and 306. (See Related Bylaws: 305 – Home Study/Home Schooling; 306 – Independent Study Programs/Schools.)

ARTICLE 20-ELIGIBILITY REQUIREMENTS

No Changes

202 ACCURATE INFORMATION

203 AGE REQUIREMENT

202, 203

ARTICLE 20
ELIGIBILITY REQUIREMENTS**204 8 semester**

NO SUBSTANTIVE CHANGES—ONLY LANGUAGE CHANGED TO MIRROR THAT IN 201 AND EXPANDED TO CLARIFY CURRENT INTERPRETATIONS AND APPLICATION OF THE CURRENT BYLAWS.

- **Expanded clarifying language added in B. and in C. (2) & iv.**

204. EIGHT CONSECUTIVE SEMESTERS REQUIREMENT- (See also 201.A.2)**A. Definition of a Semester of Attendance**

**Repeat of exact
language in
201.A.(2)**

The first time any student has been entered on the attendance roll for 15 school days in the 9th grade, and/or in any classes taken subsequent to the completion of the 8th grade, at any school whether the student has physically been in attendance at those classes for all 15 days or not, or has played in an interscholastic athletic contest, the CIF will count that as the student's first semester of high school eligibility.

~~Once a student has been entered on the attendance roll for 15 school days in the 9th grade at any school, or a student has played in an interscholastic athletic contest (scrimmage or game), the CIF will count that as a student's first semester of high school eligibility.~~

- (1) ~~Enrollment and/or attendance for 15 school days or more shall count as one of the eight semesters.~~
- (2) ~~Participation in one or more interscholastic athletic contests shall count as one of the eight semesters.~~

B. Eight Consecutive Semester Rule

**NEW EXPANDED,
CLARIFYING
LANGUAGE**

A student who first enters the 9th grade of any school following the student's completion of the 8th grade in any school may be eligible for athletic competition during a maximum period of time that is not to exceed eight consecutive semesters following the initial enrollment in the 9th grade of any school **and/or in any classes taken subsequent to the completion of the 8th grade, whether or not the student is enrolled in school, whether or not the student is academically or otherwise eligible and whether or not the student avails themselves of the opportunity to participate in interscholastic sports during this time. The CIF allows only 8 consecutive semesters of eligibility available to the student.** and Eligibility is only available ~~must be used~~ during the student's first eight consecutive semesters of enrollment in high school (grades 9-12) at that school or any other school.

C. Section Waivers:

- (1) **Waiving Semester Limitation:** Each Section may, at its discretion, establish rules and procedures for waiving the limitation on 8 semesters of eligibility, providing:
- The student is required by the student's school principal to return to grade eight from grade nine and the student did not take part in an interscholastic contest while in the 9th grade, for the first time; OR
 - The student, because of mid-year completion of an 8th grade or a mid-year completion of the 9th grade in a junior high school, is required by the student's school principal to repeat a semester of work in order to conform to a school program having annual terms, AND
 - The student has not taken part in an interscholastic athletic contest while enrolled for the first time in the semester which the student's school principal required the student to repeat.

(2) Waivers of the Charge of a Semester of Attendance

- a. Other than paragraph (1) and (2) above, relief under this rule may only be granted when the conditions set forth in Bylaw 204.C. below are found to be present. Any other or past rationales or basis for relief under this bylaw are ~~disapproved~~ **invalidated.** (Approved May 2001 Federated Council)
- b. Each Section may waive the charge of one or more of the eight consecutive semesters of eligibility for athletic competition due to a hardship condition that causes the student's absence from school or to extend the student's attendance in school beyond eight consecutive semesters, PROVIDED:
 - (i) That a hardship condition exists that, in the judgment of the Section, warrants a waiver. "Hardship" is defined in CIF Bylaw 214; **AND**
 - (ii) The hardship caused the student to remain out of school for more than half of any semester during his/her high school career; **OR**
 - (iii) The hardship is the direct and sole cause of the student extending his/her attendance beyond eight consecutive semesters even though the student was in attendance for those eight consecutive semesters. Further, the student's extension of his/her attendance beyond eight semesters has no athletic motivation. **AND**
 - (iv) That the student was eligible under all rules in the semester immediately prior to either his/her absence or the onset of the hardship condition that is the direct and sole cause for extending his/her attendance beyond eight semesters; **AND**
 - (v) Such a waiver would not grant more than four years' participation in any sport; (See CIF bylaw 513 and 514); **AND**
 - (vi) Hardship applications may not be submitted prior to the conclusion of the student's 7th semester in high school.**
- (3) All other eligibility requirements apply.
- (4) **APPEALS:** A decision to deny such a waiver by the Section Commissioner may be appealed only to the Section and in accordance with the provisions set forth in Bylaw 1101.

NOTE: Failure to satisfy the California High School Exit Exam (CAHSEE), California course requirements (e.g. Algebra I), and/or end of course requirements shall not be considered a hardship.

ARTICLE 20
ELIGIBILITY REQUIREMENTS

205 SCHOLASTIC ELIGIBILITY

NO SUBSTANTIVE CHANGES:
EXPANDED LANGUAGE CLARIFYING CURRENT INTERPRETATIONS AND APPLICATION OF RULES

205. SCHOLASTIC ELIGIBILITY

A. Initial Scholastic Eligibility

NO CHANGE

B. Continuing Scholastic Eligibility

(1) Minimum Requirements

NO CHANGE

(2) Probationary Period

NO CHANGE

(3) Grading Period

The grading period is that time when all students in a school are graded. If two grades are given at the end of a grading period, scholastic eligibility shall be established according to the grade issued for credit.

(a) Schools/Districts or Leagues or Sections must establish a date of eligibility determination following the most recent grading period in compliance with their respective CIF/Section Policy. This is the date on which all students become eligible and ineligible based on their officially posted grades in the most recent grading period.

(b) Grades cannot be changed following the grading period for purposes of addressing any deficiency in an individual student's scholastic eligibility.

(c) Only grades changed prior to the established eligibility date and changed in accordance with all CA State Education Code requirements and approved by the principal may be used for purposes of determining scholastic eligibility.

(d) **Incomplete Grades**

A grade(s) of "Incomplete" shall not be considered a passing grade under this bylaw unless, by operation of a school grading policy, "Incomplete" grade shall become a passing letter or (numeric) grade without further achievement or accomplishment by a student, at a certain time. When an "Incomplete" grade is issued which does not automatically become a passing grade, as indicated immediately above, such "Incomplete" grade shall not satisfy the requirement of this bylaw until academic deficiency which gave rise to such "Incomplete" grade shall have been satisfied and a passing grade has been substituted for the "Incomplete" grade. Upon such substitution, the substituted grade shall be considered in determining scholastic eligibility as established by evaluation of previous grading period grades and the substituted grade. A scholastically ineligible student may become immediately scholastically eligible upon such evaluation.

NEW LANGUAGE
clarifying the
requirement of an
Eligibility date &
changing grades

- (e) **Physical Education Credits**
Credits earned in physical education may count toward the 20 semester credits of work requirement.
- (f) **Summer School Credits**
Summer school credits shall be counted toward making up scholastic deficiencies incurred in the grading period (semester) immediately preceding. Summer school courses failed shall not impair an athlete's scholastic eligibility achieved in the semester immediately preceding. A course taken by contract or independent study during the summer must meet the following four criteria:
- (1) The course(s) must be approved by the local board of trustees as a valid part of the district's school program;
 - (2) The student receives a passing grade in the courses taken;
 - (3) The personnel providing the instruction and course supervision are approved by the board of trustees;
 - (4) The school credit is recorded on student's transcript.
- (g) **Scholastic Eligibility for Students in Non-Traditional Programs**
In schools operating on other than the traditional program (i.e., for schools such as those with a modular or flexible scheduling, special programs for the physically-disabled, or continuous progress programs) the principal shall certify **on the established eligibility date** as to the scholastic eligibility of each student based upon satisfactory progress in accordance with the standards defined above. Students may apply college course units to satisfy the 20 semester credits of work requirement and the grade point average requirement. Students who are eligible for differential standards of proficiency pursuant to Section 51412 of the Education Code are covered by that Section.

NOTE: For crediting purposes the grading period closes with the last day of school in the given grading period. In determining eligibility, one grading period does not end until the next one begins.

E C. Waiver of the Requirement of Passing 20 Semester Credits of Work

NO CHANGE

ARTICLE 20
ELIGIBILITY REQUIREMENTS

206 VALID CHANGE OF RESIDENCE

SUBSTANTIVE CHANGES INDICATED BELOW
(See also attached Proposals 206-1 & 206-2 & 206-3)

- 206** As written herein **ONLY DEALS WITH** Initial Residential Eligibility and Valid Change of Residence—anything that requires a 207/510 application that was in this bylaw has been moved to 207. (i.e. married, boarding schools, military, foster, return to previous school, court order)
- Rearrange the order of items in 206 C. Valid Change of Residence
 - Add some language for clarification and to refer to changes made in 201.A. (Standards of Enrollment)

206. RESIDENTIAL ELIGIBILITY

A. Initial Residential Eligibility

A student has residential eligibility upon initial enrollment in: **(See also CIF Bylaw 201.A for definition of enrollment)**

- (1) The 9th grade of any CIF high school, a CIF junior high school, or a junior high school under provisions of Bylaw 303; OR
- (2) The 10th grade of any CIF high school from 9th grade of a junior high school in California.

B. Continuing Residential Eligibility –(See also CIF Bylaw 201.A)

A student retains residential eligibility as long as he/she is continuously enrolled in the CIF-member high school in which the student initially enrolled;

C. Sections may require paperwork for the following provisions:

VALID CHANGE OF RESIDENCE:

A student may be determined to be residentially eligible, when a student, whose parent(s)/guardian(s)/caregiver, with whom the student was living when the student established residential eligibility at the prior school **(School A) completes a valid change of residence as described herein when the following conditions are met:**

- (1) **A valid change of residence must be made FROM a residence located in the public high school attendance area, (School A's attendance area) even if the student is not currently attending nor ever has attended, the school in which attendance area they reside, TO another public high schools' attendance area. (School B's attendance area).**
- (2) **School A may be a CIF-member school or a Non-CIF-member school or may be a school located outside of the United States.**

(3) CIF DEFINITION OF A VALID CHANGE OF RESIDENCE

A valid residence is defined as the location where the student's parent(s)/guardian(s)/caregiver (with whom eligibility has been established) live with that student and thereby have the use and enjoyment of that location as a residence. **A valid change of residence for eligibility purposes requires the former residence to have been vacated by the entire family for use as its residence. For athletic eligibility purposes a student (with the student's parent(s)/guardian(s)/caregiver with whom residential eligibility has been established) may only have one primary valid residence at one time.**

(4) DETERMINATION OF WHAT CONSTITUTES A VALID CHANGE OF RESIDENCE

Determination of what constitutes a valid change of residence depends upon the facts in each case. **In determining that a valid change of residence occurred, the following facts must exist:**

- a. The original residence must be abandoned as a residence by the immediate family. **The new school is responsible for validating this fact;** AND
- b. The student's entire immediate family must make the change **of primary residence** and take with them the household goods and furniture appropriate to the circumstances. For eligibility purposes, a family unit may not maintain ~~two or more residences;~~ **more than one primary residence** AND:
- c. The change of **primary** residence must be genuine, without fraud or deceit, and with permanent intent; AND

NOTE: A student whose family makes a valid **change of residence** ~~move~~ into a new school's **attendance** area (See "iv" below) ~~is~~ immediately **may be** residentially eligible for varsity **competition upon receipt and recording of a CIF 206 Form by the CIF/Section of the student's new school.** A subsequent move into a different school boundary by the family (or other family members) during the next 12 calendar months will result in the student being declared ineligible until cleared for competition by the Section Commissioner.

- d. A request for transfer eligibility based on a valid change of residence by the student's entire immediately family must be supported by documentation. Documentation may be cumulative and no single document or any combination of documents listed below will be considered as definitive that a valid change of residence occurred. The documents must support a finding by the Section that a valid change of residence by the student's entire immediate family occurred prior to participation at the new school; that the previous residence was vacated as required above in paragraphs a. b and c. and that the family no longer has the use and enjoyment of that former residence. The Section Commissioner and school may request additional documents they deem necessary to establish that a valid change of residence occurred as defined above. Evidence may include:
 - Property tax receipts;
 - Bank account statements;
 - Credit card statements

Other documentation that a Section and/or school/district may require that establishes **that the new address** is a person's primary residence ~~is living at the new address.~~ The Section Commissioner and/or school

has the discretion to request additional documents that he/she deems necessary to confirm change in residency. Examples may include:

- Real estate documents indicating and verifying a change of residence (sale and purchase, for instance);
- Court documents indicating a change of residence;
- Declaration of residency executed by the student's parent(s)/guardian(s)/ caregiver;
- Operative telephone and utility service at the student's new residence and terminated at the former residence;
- Utility service receipts;
- Proof of paying for utilities at the new residence including phone, gas, electricity, water, cable television, and garbage collection;
- Proof of submitting a change of address to the U.S. Postal Service to receive mail at the new residence;
- Proof of transfer of the parent(s)/guardian(s)/caregiver and age-appropriate student's motor vehicle registration;
- Proof of changed address on the parent(s)/guardian(s)/caregiver and age-appropriate student driver's license;
- Voter registration listing the new address;
- Proof of entering a long-term lease; **(minimum of 12 calendar months)**
- Rent payment receipts;
- Declaration of residency executed by the student's parent(s)/guardian(s)/ caregiver;

The Section Commissioner and/or school has the discretion to request additional documents that he/she deems necessary to confirm residency.

Moved from
206.B. (10)

(5) CHANGE IN SCHOOL ENROLLMENT MADE IN ANTICIPATION OF A VALID CHANGE OF RESIDENCE ~~Anticipated Residence Change~~

If a student transfers to a high school in advance of the anticipated change of residence by the student's parent(s)/guardian(s)/caregiver with whom the student was living when the student established residential eligibility, student shall become eligible when the parent(s)/guardian(s)/caregiver actually complete a valid change of residence to that school's attendance area.

(6) CHOICE OF SCHOOLS AFTER A VALID CHANGE OF RESIDENCE:

(6) a. Just language

A student choosing a school after making a valid change of residence in accordance with CIF's definition of valid change of residence ~~Such a student has a choice~~ for residential eligibility among as follows:

- a. **Remaining at the same School:** Continued attendance at the previous school (**School A**) maintains **residential** eligibility at **School A** ~~that same school~~ **as long as the student has remained enrolled in the same school under a district/school approved enrollment process (i.e., inter or intra or senior privilege etc. district/school program)** OR

**expansion
clarification
of current
practice &
interpretation**

- b. **Changing Schools:** A student must make a valid change of residence out of the public school (School A) attendance area in which their former family residence was located and into another public school's attendance area (School B) (this is true even if the student was not attending public school A but was enrolled in a private school or a charter school). Changing schools following such a valid change of residence will result in full residential eligibility if the following conditions are met:

(i) **SEE PROPOSALS 206-1, 206-2 & 206-3**

Whatever passes would insert here

- (ii) The student changes schools immediately following the family valid change of residence or no later than the beginning of the next school year following that family move; AND
- (iii) The new school verifies the family valid change of residence of the family; AND
- (iv) A CIF form 206 documenting the new school's verification of a the family's valid change of residence is completed by the new school and family and received by the CIF Section within 30 days of the valid change of residence and recorded by the respective CIF Section.
- (5) **VALID CHANGE OF RESIDENCE AFTER A DISCIPLINE SITUATION.**
Such a student will not be granted residential eligibility except as outlined in CIF 210 if the student is changing residence and schools, voluntarily or if compelled by the former school or district, as a result of a disciplinary situation at the previous school. **(See also Bylaw 210)**
- (6) **PRE-ENROLLMENT CONTACT:**
Such a student will not be granted residential eligibility until the Pre-Enrollment Contact Affidavit with the 206 form is completed by the family and school, received, and recorded by the CIF Section, verifying there is no evidence of the use of undue influence (recruiting) by anyone associated with either school in order to procure the student's enrollment in the new school. **(See also # 8 below and CIF Bylaw 510)**
- (3) **c. School Choice Following a Valid Change of Residence**
A student, whose parent(s)/guardian(s)/caregiver with whom the student was living when the student established residential eligibility at the prior school move from a residence in public high school attendance area "A" to a residence in public high school attendance area "B," has a choice among continued attendance at the previous school, attendance at School "B," attendance at a charter school within the boundaries of School "B" or attendance at a private school. The student is eligible if the student remains in School "A," or if the student enrolls and attends class immediately or no later than the beginning of the next school year in

**Moved to
206.C.3
Valid Change
of Residence**

School "B", a charter school within the boundaries of School "B" or a private school.

(7) SAME SPORT AT TWO DIFFERENT SCHOOLS

No student shall be eligible to participate in the same sport at two different schools in the same school year unless the student changed schools as a result of a valid change of residence by the student and his parent(s)/guardian(s)/caregiver. In the event of a change of schools due to a valid change of residence, a student will be allowed to participate in the same sport at two different schools not to exceed, in total, the maximum number of contests in that sport as established by the ~~Section~~ **CIF and/or** the CIF/Section. (Revised May 2010 Federated Council)

**Moved from
206.2.C.**

(8) ATHLETICALLY-MOTIVATED VALID CHANGE OF RESIDENCE

If a student completes a valid change of residence as provided in Paragraphs 206.1 & 2, a student may not be eligible to participate at the varsity level if there is evidence the move was athletically motivated or the student enrolled in that school in whole or in part for athletic reasons (See Bylaw 200; ~~207(e)~~ **510.B-G**)

Q: What is meant by an athletically motivated move or transfer?

A: Based on the CIF philosophy that the "student attend school to receive an education first; athletic participation is secondary" (Bylaw 200 B), individual Section Offices may limit eligibility for a student when there is evidence the transfer, or move is made to acquire athletic participation at "School B." Such evidence of an athletically motivated move may be, but is not limited to: Evidence of parental or student dissatisfaction with a coach or a coaching decision at the former school.

- Evidence the student's move would result in the assurance the student would gain varsity participation at the new school or result in more playing time.
- A move to a school by the student that is believed (objectively or subjectively) to be more competitive or athletically "visible".
- A demonstrated move or transfer that is prompted by association with club programs or outside agencies that use the facilities of the new school.
- A demonstrated move or transfer to a school with which the student has had an athletic association.
- A move or transfer to a school by a student who is associated with outside agencies that use the facilities or personnel at the new school of attendance.
- The preponderance of credible evidence the move was not made in good faith to secure greater educational advantage for the student.

The standard applied to the evidence of "athletic motivation" is that which is associated with a student move or transfer proffered to a hearing officer or Section Commissioner is that which a responsible person acting in a thoughtful manner would judge be with "athletic motivation"

206-1 PROPOSAL

This proposed language change gives the student more options of school choice after a valid change of residence. This language attempts to treat all schools the same and is less restrictive than the current language.

RATIONALE: If a student can choose to go to any private school after a valid change of residence, why do we limit which public schools they can attend? If a public school district allows a student to enroll in a school other than the school into whose attendance area the family moved, why does the CIF try to restrict this?

- (i) **student enrolls, attends, and/or is carried on the attendance roll at the new public school (School B) into whose attendance area the family moved, or another public school in accordance with the district(s) policies or a private school or a charter school; AND**

206-2 PROPOSAL

This proposed language change is more restrictive and 206-1 AND more restrictive than the current language. This language attempts to treat all school the same, but is more restrictive in limiting the choice of private schools as it does for public and charter schools.

RATIONALE: Student should only be eligible in the public school into whose attendance area they move. This restricts which private school(s) in which they can enroll; also restricts which charter schools in which they can enroll and gain athletic eligibility after a valid change of residence.

- (i) **student enrolls, attends, and/or is carried on the attendance roll at the new public school (School B) into whose attendance area the family moved or a private school closer geographically to the new family residence than any other private school or a charter school within the boundaries of School B's attendance area; AND**

206-3 PROPOSAL

CURRENT BYLAW with expanded language

This proposal reflects the current bylaws but adds and changes some words to fit in with the "rewrite" and "reorganization: of Article 20.

- (i) Student enrolls, attends, and/or is carried on the attendance roll at the new public school (School B) into whose attendance area the family moved or a private school or a charter school within the boundaries of School B's attendance area;, AND

ARTICLE 20
ELIGIBILITY REQUIREMENTS

207 & 208 Transfers & Hardships

NO SUBSTANTIVE CHANGES TO 207 OR 208

ATTACHED PROPOSAL FOR SUBSTANTIVE CHANGE TO LIMITED AND HARDSHIP TRANSFERS.

- **Moved 209.B here**
- **Copied Standards of enrollment for transfer students same as written in 201**
- **Moved some transfer categories formerly in 206 which required 207/510 transfer applications from 206 to 207 (i.e. married, foster, military etc.)**
- **Using consistent language (for example: limited, unlimited, determined to be, residential etc.)**
- **Struck through "immediate" language since these transfer require 207/510 clearance by the CIF Section.**

207 TRANSFER ELIGIBILITY

A. DETERMINATION OF TRANSFER STUDENT STATUS-STANDARDS OF ENROLLMENT (SEE ALSO 201.A.3.)

1. A student shall be considered to be a transfer student when:

- the student has been on the attendance roll of their former school (School A) for 15 days or more for classes occurring at School A, whether or not they have been in attendance during those 15 days or not;
AND/OR
- the student has played in an athletic contest for their former school; **AND/OR**
- the student has tried out for or practiced with a team prior to the beginning of the school year for 5 days or more
AND
- that student withdraws from School A or has completed the courses in which they were enrolled in at School A, so that student is no longer enrolled in any way at School A; **AND**
- that student enrolls as a full-time student in a new school (School B).
THEN

that student shall be determined to be enrolled in and having transferred to School B if all conditions of 201.A.(1) above are met.

**#1 is
same
language
repeated
from
201.A(3)**

2. Students may not practice with or participate in an interscholastic athletic contest for the new school prior to establishing enrollment in the new school meeting these enrollment standards except if they are transferring at the beginning of the school year and practice for that season of sport begins prior to the first day that school and classes begin. These conditions must be met even if prior to this such a student has registered for classes and/or paid a non-refundable registration fee to the new school. Registering for classes and paying a non-refundable registration fee or tuition does not constitute enrollment in the new school.
 - a. For eligibility purposes, students cannot have dual enrollment in two different schools at the same time. During the time a student, who is intending to transfer schools, has registered for classes at the new school and/or paid a non-refundable registration fee at the new school, but still remains enrolled in the former school, the student will be considered to be enrolled in the former school. Only at such time as the student has withdrawn from or has completed the courses in which they were enrolled at the former school, and is no longer enrolled in any way at the former school, shall that student be considered as having "transferred" to the new school. This applies to 8th graders matriculating the following school year to 9th grade in a CIF member school.
3. No one associated with the athletic program at the new school may perpetrate any violation of CIF 510 or have inappropriate pre-enrollment contact as outlined in CIF bylaw 207.B or 510.B. prior to their enrollment in the new school as defined above. (See also CIF Bylaw 201.A (4))

B. CIF TRANSFER RULE

All students transferring at any time during their enrollment in high school, to a CIF member school after their initial enrollment in the 9th grade in any school (referred to as Former School or School A) shall have their eligibility determination made in compliance with the following 207 B. bylaws **except**:

- those making a valid change of residence (CIF Bylaw 206); OR
- those transferring to or from a CIF member school under the auspices of a CIF-approved foreign exchange program (CIF Bylaw 209); OR
- those transferring as a result of discipline (CIF Bylaw 210).

Notes:

Emancipated Minors: This bylaw also applies to students 18 years of age or older and emancipated minors. AND

No Child Left Behind Act: Students transferring to another school under any provision of the federal legislation "No Child Left Behind Act" are not residentially eligible at their new school. However, a student may become eligible under the provisions of the appropriate Section and State CIF Constitution and Bylaws.

Boarding School: A high school student who transfers to or from the status of a full time resident at a 24-hour boarding school shall be subject to all provisions of Bylaw 207.

1. MANDATORY APPLICATIONS FOR ELIGIBILITY DETERMINATION

All such transfer students addressed in 207 must complete the respective CIF/Section-required 207/510 Application form. This form must be submitted to the CIF/Section for an eligibility determination. No transfer student is eligible to compete for their new school of enrollment until a determination has been made by their respective CIF/Section. (See also CIF Bylaw 501, 510 and 700.)

2. **PRE-ENROLLMENT DISCLOSURE REQUIREMENTS**

(Please see also 201.A.1 & 4 and 510.)

Any and all pre-enrollment contact of any kind whatsoever with a student must be disclosed by the student, parent(s)/ guardian(s)/caregiver, and the schools **involved to their respective CIF/Section office** on a completed CIF Pre-Enrollment Contact Affidavit (CIF Form 510). Pre-enrollment contact may include, but is not limited to: any communication of any kind, directly or indirectly, with the student, parent(s)/guardian(s)/caregiver, relatives, or friends of the student about the athletic programs at a school; orientation/ information programs, shadowing programs; attendance at outside athletic or similar events by anyone associated with the school to observe the student; participation by the student in programs supervised by the school or its associates before enrollment in the school per CIF Bylaw 201.A. 1 & 4.

3. **TRANSFERS TO A CIF-MEMBER SCHOOL (described as New School or School B) FROM SCHOOLS (described as Former School or School A) LOCATED IN THE UNITED STATES, A U.S. TERRITORY, CANADA OR A U.S. MILITARY BASE (Referred herein as Domestic Transfers)**

Such transfer students who meet all other requirements for eligibility outlined in CIF Bylaws, will be granted unlimited residential eligibility in all sports at all levels at the new school EXCEPT

- a. in any sport(s) in which the transfer student has competed at any level at the former school(s), in the twelve calendar months immediately preceding their transfer to the new school. The student will be limited to sub-varsity (limited) eligibility in those sports; AND
- b. no student shall be eligible to participate in the same sport at two different schools in the same school year.
- c. if the transfer is **determined to be** athletically motivated. Athletically motivated transfers may be considered prima facie evidence that the student enrolled in that school in whole or in part for athletic reasons and cause the student to be ineligible for participation in those sports in which the student participated at the former school. (See also CIF 510.)

The student shall have **unlimited residentially eligibility for all sports at all levels** ~~become varsity eligible under Bylaw 207~~ the rule after **having been enrolled for 12** calendar months from the date of transfer to the new school. ~~one calendar year from the date of first attendance at the new school~~

4. **FOREIGN TRANSFERS NOT IN A CIF-APPROVED FOREIGN EXCHANGE PROGRAM (referred herein as Foreign Transfers)**

Students who transfer to a CIF Member school (described as New School or School B) from:

- **any** schools (described as Former School or School A) **which is** located outside of the United States , a U.S. Territory, U. S. Military Base or Canada; **AND**
- who are not enrolled **in the CIF member school** under the auspices of a CIF-approved foreign exchange program; **AND**
- who meet all other requirements for eligibility in CIF Bylaws,

~~will~~ may be granted unlimited residential eligibility in all sports at all levels at the new school EXCEPT:

- a. in any sport(s) in which the transfer student has competed at any level for a club or school team, in the twelve calendar months immediately preceding their transfer to the new school. The student will be limited to sub-varsity (limited) eligibility in those sports. For the purpose of this bylaw, any and all organized sports programs (e.g. youth teams, community teams, club teams, national teams at any level or individualized instruction for competition in development schools or programs) in which the international student competed on, or participated within the last 12 months, will be considered by the CIF in determining whether the student participated in the equivalent of interscholastic competition; AND
- b. ~~no student shall be eligible to participate in the same sport at two different schools in the same school year.~~ no student who has participated with a club or school team as

**b added here
from old
206.B. 11**

**b added here
from old
206.B. 11**

described in a., shall be eligible to participate in the same sport at the CIF member school within the same 12 month period; AND

- c. if the transfer is **determined to be** athletically motivated. Athletically motivated transfers may be considered prima facie evidence that the student enrolled in that school in whole or in part for athletic reasons and cause the student to be ineligible for participation in those sports in which the student participated at the former school. (See also CIF 510.)

The student **may be granted** shall have **unlimited residentially eligibility for all sports at all levels** ~~become varsity eligible under Bylaw 207~~ the rule after **having been enrolled for** 12 calendar months from the date of transfer to the new school. ~~one calendar year from the date of first attendance at the new school~~

IN ADDITION, SUCH FOREIGN TRANSFERS MUST

- d. possess a valid visa, allowing them to attend school, issued by the U.S. Immigration and Naturalization Service or be a U.S. citizen who has been attending the equivalent of a United States high school secondary educational program outside of the United States; AND
- e. provide to the principal of the school he/she attends an official un-translated transcript and a transcript that is translated into English, by an agency acceptable to the Section from the National Association of Credential Evaluation Service (NACES) membership, which indicates work taken in all grades in which the student was enrolled; the grade level equivalent in the United States as if the international student had completed all courses attempted satisfactorily; and the California grade-point average equivalent; AND
- f. if required, the foreign transfer student must pay tuition to the school/school district he/she attends as prescribed in Education Code Section 48052 et seq.; AND
- g. be subject to the maximum of eight consecutive semesters bylaw **(204)**; AND
- h. be subject to the age requirement bylaw **(203)** AND
- i. not have graduated from high school. If they should have graduated, or have completed the equivalent coursework for graduation from high school/secondary school, the student is ineligible to participate in CIF competition; AND
- j. not have the school's coaching staff, paid or voluntary, serve as the resident family for the foreign transfer student.

~~Boarding School: Foreign transfer students who transfer to or from the status of a full-time resident at a 24-hour boarding school shall be subject to all provisions of Bylaw 209.B.(1)~~

~~All foreign transfer students shall submit the appropriate waiver application(s) for approval as required by their respective Section under Bylaw 209.~~

~~Hardship Waiver: A hardship waiver of 209.B. (1) may be granted to a foreign transfer student pursuant to the conditions of Bylaw 208.~~

NOTE: CIF Sections may require individual students to have their school records/transcripts from the school from which they are transferring evaluated by an outside agency at the students or school expense.

**moved to
notes under
207.B.**

**SUBSTANTIVE CHANGES THAT ARE ATTACHED
START AT THIS POINT AND, IF APPROVED,
WOULD REPLACE
207.5, 207.E AND 208-as written herein
SEE ATTACHED
207/208/510 b LIMITED AND UNLIMITED
PROPOSAL FOR CHANGE**

5. **APPLICATIONS FOR AN EXCEPTION TO WAIVER OF TRANSFER ELIGIBILITY LIMITATIONS**

Waivers of Exceptions to the determination of limited eligibility under 207. B (application for unlimited residential eligibility in all sports) may be applied for by the new school (CIF Form 207/510) on behalf of the student and consideration for unlimited residential eligibility will be given by the respective CIF/Section upon review of the application under the following conditions:

- a. **Foster Children (Domestic Transfers Only)**
A student under the court ordered supervision of the California Foster Care System who has changed residences pursuant to a court order and as a result, has transferred schools, **shall be determined to be immediately residentially eligible for unlimited participation** in interscholastic athletics provided all other CIF rules and regulations are met. A change of residence ordered by a social worker of the California Foster Care System shall be acceptable, provided all other CIF rules and regulations are met. (Approved May 2009 Federated Council.)
- b. **Military Service (Domestic Transfers Only)**
A student **shall be determined to be immediately residentially eligible for unlimited participation** interscholastic athletics when returning from military service provided:
 - a. The student was eligible when the student entered into the Armed Forces; AND
 - b. The student enrolls in the same school which the student attended before leaving for the service, or enrolls in the school in the district in which the student's parent(s)/guardian(s)/ caregiver reside; AND
 - c. The student enrolls in the school no later than the succeeding semester after being discharged; AND
 - d. Provided student did not receive a dishonorable discharge; AND
 - e. The student is fully eligible under all other rules of the CIF.
- c. **Married Status**
A student who marries and lives with the student's spouse **shall be determined to be immediately residentially eligible for unlimited participation** in interscholastic athletics in the school in the attendance area in which the student **and their spouse** resides.
- d. **Return to Previous School**
When a student eligible in School A transfers to School B and is residentially not eligible, the student may return to School A and **shall be determined to be immediately residentially eligible for unlimited participation in interscholastic sports** provided the student did not participate in an interscholastic athletic contest while at School "B" and provided the student's parent(s)/guardian(s)/ caregiver still reside in School "A's" attendance area.

NOTE: The Section may require some paperwork.

E. ~~Intra-district and Inter-district Transfers/Open Enrollment~~

~~Each Section shall adopt rules and procedures that address eligibility~~

**a. - e. moved
from 206
Commissioners
agreed we
all require
a 207/510
form on such
transfers.
Therefore,
they should
be listed in
207 not 206**

**Immediate
language is
stricken
these students
would need to file
207 forms like
other transfers
so no immediate
eligibility-
eligibility
after approval.**

~~pursuant to the provisions of the State Education Code sections 35160.5(b)(1) et seq. and 48300 et seq. ("open enrollment" and school choice legislation). However, the Section Commissioner shall make all final determinations of transfer eligibility. (See Bylaw 207.B.)~~

~~e. **Court Order**~~

~~If court action requires a student to transfer from one school to another when there has been no corresponding **valid** change of residence on the part of the student's parent(s)/guardian(s)/caregiver with whom the student was living when the student established residential eligibility, the student will be ineligible at the new school unless approved by action of the Section **under the provisions of CIF Bylaw 207.**~~

e. Commissioners agreed to remove this-we would grant these under hardship 208 so this language is not necessary

e. Low Achieving Schools (Domestic Transfers Only)

A student at any grade level may transfer from a low achieving school, as defined by the State Department of Education and on the annual published list, without limitation upon receipt of a valid 207 Form. Any student transferring under the provisions of this bylaw must meet all other applicable eligibility guidelines [see Bylaws 203, 204, 205, 207.B (1), 210]. Students may not receive unlimited eligibility if there is evidence that the transfer is athletically motivated or there is undue influence or pre-enrollment contact. (See Bylaw 207.C.) All requests for athletic transfer eligibility (Bylaw 207) must be accompanied by a copy of their district-approved transfer documentation/form under the applicable district guidelines. Students transferring under the provisions of Bylaw 207.B (3) may transfer to a public school, including a charter school (that is or is not on the list of low achieving schools) as long as the school to which a student transfers has a higher API than the student's current school. The school to which the student transfers must be to either the geographically closest public school or the geographically closest charter school to the residence of the student and to the parent(s)/guardians(s)/caregiver(s) with whom the student was living when the student established residential eligibility at the low achieving school. To obtain athletic eligibility at a school other than the closest public or charter school, a student must apply for, and be granted, a hardship waiver pursuant to other CIF eligibility rules.

Q: Why are charter schools included?

A: Charter schools are considered public schools and are included on the list of Low Performing Schools and are subject to this bylaw.

Q: Does this bylaw apply to private schools?

A: No. Private schools do not have an API score and therefore there is no score to measure where they stand.

Q: My school is on the low achieving school list. I want to go to a school that is not the geographically closest higher performing school. Am I eligible?

A: No. This bylaw indicates you are eligible at the next geographically closest higher performing school.

Q: What if the next geographically closest school is impacted and closed to new students?

A: You would be eligible at the next geographically closest school as long as that school is a higher performing school.

- f. Board of Education Ruling: (Domestic Transfers Only)** A student, or group of students, who transfer as a direct result of a ruling by the Board of Education of a school district that has two or more high schools and which mandates a change

of school attendance boundaries **shall be determined to be immediately residentially eligible for unlimited participation** in interscholastic athletics in the school in the attendance area in which the student(s) are required to attend, provided the Board of Education Ruling is not a result of a disciplinary situation.

g. Substantive change if applied to foreign transfers currently they are not allowed to use this eligibility option Please discuss what your section thinks about this change

Students transferring for the first time before their third semester in high school: (DOMESTIC STUDENTS ONLY?-OR FOREIGN & DOMESTIC?)

A student may **be granted unlimited residential** ~~have transfer~~ eligibility provided the student moves from any school (foreign or domestic) to a CIF school due to a family decision to transfer the student prior to the first day of the student's third consecutive semester (typically the first semester of the sophomore year) of attendance since the initial enrollment when the following conditions are met:

1. This is the first transfer of this student since his/her initial enrollment in the 9th grade; AND
2. The student is not transferring as a result of a disciplinary situation (See also Bylaw 210); AND
3. The student was scholastically and otherwise eligible at the former school immediately prior to the transfer. **A student who was scholastically ineligible at their previous school will not be eligible to compete at the new school until the requirements in Bylaw 205 are met and the new school has completed a grading period to verify that the student has met the CIF and school district scholastic eligibility requirements. A student cannot be placed on probation at the new school to fulfill this requirement.**; AND
4. There is no evidence that the transfer, in whole or part, athletically motivated (See also Bylaw 510.b); AND
5. The CIF Form 510 Pre-Enrollment Contact Affidavit is completed verifying that there is no evidence of the use of undue influence (recruiting) by anyone associated with either school; AND
6. The CIF Form 207 Athletic Transfer Eligibility Application and CIF Form 510 Pre-Enrollment Contact Affidavit have been approved by the Section.
7. ~~No student shall be eligible to participate in the same sport at two different schools in the same school year unless the student changed schools as a result of a valid change of residence by the student and his/her parent(s)/guardian(s)/caregiver. In the event of a change of schools due to a valid change of residence, a student will be allowed to participate in the same sport at two different schools not to exceed, in total, the maximum number of contests in that sport as established by the Section.~~

repeated from h.1.

**#7, covered in 207.B.3 & 4.
Valid change in 206**

- h. All 9th grade students who are transferring for a second time, or any 10th, 11th or 12th grade students at any time may **be granted unlimited residential** ~~have transfer~~ eligibility provided the student moves from any school (foreign or domestic) to a CIF school due to a family decision to transfer the student based on hardship circumstances pursuant to CIF in Bylaw 208 AND when the following conditions are also met:
 1. A student who was scholastically ineligible at their previous school will not be eligible to compete at the new school until the requirements in Bylaw 205 are met and the new school has completed a grading period to verify that the student has met the CIF and school district scholastic eligibility requirements. **A student cannot be placed on probation at the new school to fulfill this requirement.**
 2. A student will be declared ineligible for one calendar year from the date of transfer if he/she is transferring for disciplinary reasons as defined in Bylaw 210.
 3. There is evidence of a violation of Bylaw 510.

~~b. The student shall become varsity eligible under the rule after one calendar year from the date of first attendance at the new school.~~

~~(2) Boarding School~~

~~A high school student who transfers to or from the status of a full-time resident at a 24-hour boarding school shall be subject to all provisions of Bylaw 207.~~

~~(3) Hardship Waivers~~

~~Sections may waive the limited eligibility of a student pursuant to Bylaw 208 Transfer Hardship. (Revised May 2010 Federated Council)~~

**No changes
to C.**

C. PRE-ENROLLMENT COMMUNICATION OR CONTACT

A student who transfers from School "A" to School "B," as described in Bylaws 207.A. and 207.B. above, shall not be eligible for interscholastic athletics at School "B" until application, under the appropriate CIF/Section procedures, is completed, including the following:

(1) Mandatory Former School Attestations (Certification?)

The principal and athletic director of School "A" shall attest that to the best of their knowledge they have no credible evidence* of any person: who is connected with the athletic department of School "B;" who is part of the booster club of School "B;" or who is acting on their behalf, having communication, directly or indirectly, through intermediaries or otherwise, with the transfer student, student's parent(s)/guardian(s)/caregiver, or anyone acting on behalf of the student, prior to the completion of the enrollment process.

Definition of Credible Evidence

**Credible evidence is considered as evidence which proceeds from a trustworthy source; evidence which is so natural, reasonable and probable as to make it easy to believe; information which is obtained from authentic sources or from the statements of persons who are not only trustworthy, but also informed as to the particular matter; that which is not mere speculation, or rumor.*

(2) Mandatory New School Certification

The principal, athletic director and head coach of School "B" shall certify that to the best of their knowledge, no person: who is connected with the athletic department of School "B;" who is part of the booster club of School "B;" or who is acting on their behalf, has had communication, directly or indirectly, through intermediaries or otherwise, with the transfer student, student's parent(s)/guardian(s)/caregiver, or anyone acting on behalf of the student, prior to the completion of the enrollment process.

(3) Club Coach Association with new School

The transfer of a student from his or her current school of attendance with or without a valid change of residence (CIF Bylaw 206) ~~corresponding change of residence to~~ **any CIF member** high school where the student participated or participated, during the previous 24 months, on a non-school athletic team, (i.e. AAU, American Legion, club team, etc.) that is associated with the new school in the sports previously participated in shall be considered prima facie evidence ("sufficient evidence") of undue influence/recruiting by the school to which the student transfers. Such transfer may be considered prima facie evidence ("sufficient evidence") that the student enrolled in that school in whole or part for athletic reasons. A team associated with the school is one that is organized by and/or coached by any member of the coaching staff at, or any other person associated** with, that school and/or on which the majority of the members of the team (Participants in practice and/or competition) are students who attend that school. When a prima facie case ("sufficient evidence") of undue influencing/recruiting exists, the student shall be ineligible to represent the new school in interscholastic athletic competition for a period of one calendar year from the date of the student's enrollment in the new school in all sports in which the student participated at the former school unless sufficient proof is presented to the satisfaction of the Section Commissioner that rebuts or disproves the evidence of undue influence/recruiting for athletic reasons.

DEFINITION OF PERSONS ASSOCIATED WITH SCHOOL

****Defined as:** Persons "associated" with a school include, but are not limited to; current or former coaches, current or former athletes, parent(s)/guardian(s)/caregiver of current or former student/athletes, booster club members, alumni, spouses or relatives of

coaches, teachers and other employees, coaches who become employed, active applicants for coaching positions, and persons who are employed by companies or organizations that have donated athletic supplies, equipment or apparel to that school.

(4) **Relocation of former high school coach:**

A student at any grade level who transfers to a new school within one calendar year of the relocation of his/her **former** high school coach to that school with or without a corresponding **valid** change in residence shall be considered prima facie evidence ("sufficient evidence") of undue influence/recruiting by the school to which the student transfers or may be considered prima facie evidence ("sufficient evidence") that the student enrolled in that school in whole or in part for athletic reasons. When a prima facie case ("sufficient evidence") of undue influence/recruiting exists, the student shall be ineligible to represent the new school in interscholastic athletic competition for a period of one calendar year from the date of the student's enrollment in the new school in all sports in which the student participated at the former school unless sufficient proof is presented to the satisfaction of the Section Commissioner that rebuts or disproves the evidence of undue influence/recruiting for athletic reasons.

(5) **Disclosure:**

Any pre-enrollment communication as described above must be disclosed in full, and in writing, to the appropriate Section. The Section Commissioner shall determine if the pre-enrollment communication is a violation of Bylaw 510.

(6) **Clearance of Pre-Enrollment Contact**

A student with whom contact or communication has occurred, as described in paragraph "a." above, and who meets all other CIF/Section transfer waiver requirements, may become eligible upon determination that:

- the communication was completely unrelated to any aspect of School B; AND
- was of a type that, from the objective point of view of a reasonable person disinterested in the win/loss record of School B, does not have an effect upon the integrity of interscholastic athletics at School A or School B.

(7) **Penalties**

Failure to disclose pre-enrollment communication with School B persons, identified in C.(2) above, to disclose any pre-enrollment contact, or communicate in writing to the appropriate Section as described in C.(3) above may result in:

- a. A forfeiture of all games in which the student participated; AND/OR
- b. Disqualification from playoff and championship competition for all seasons in which
- c. the student is a member of the school's team. (A student shall be considered a member of the school's team if he or she participated in any aspect of an interscholastic contest, no matter how brief such participation may have been); AND/OR
- d. Divestment from the school of all trophies, banners and other indicia of athletic success obtained while the student was a member of the school's team.

D. Moved to 207.B. in a Note ~~D. **EMANCIPATED MINORS:** This bylaw also applies to students 18 years of age or older and emancipated minors.~~

NCLB NOTE moved to 207.B. ~~**NOTE:** Students transferring to another school under any provision of the federal legislation "No Child Left Behind Act" are not residentially eligible at their new school. However, a student may become eligible under the provisions of the appropriate Section and State CIF Constitution and Bylaws. (Revised May 2010 Federated Council)~~

APPEALS

Appeals **of residential eligibility determinations made by a CIF/Section** involving transfer students must be in accordance with all relevant provisions of the CIF appeal process as set forth in Bylaw 1100.
(Revised May 2010 Federated Council)

208. HARDSHIP WAIVERS DEFINITION

The following definition of hardship in conjunction with the other required aspects of 207 will be used in the consideration of a hardship exception for transfer students.

The CIF recognizes that, in certain circumstances, students may transfer from one school to another due to a compelling need or situation beyond a student's control. In such cases the Section may waive the transfer limitation imposed on a student when the case meets the definition of a hardship. (See "A." below.) Consideration of any hardship request under this bylaw requires documented proof of the hardship circumstance, and all facts to be considered must be submitted at the time of application. Consideration will be given to those situations in which there is no evidence of athletic motivation, undue influence, pending disciplinary action or falsification of information (See also Bylaw 202).

- A. A hardship is defined as an unforeseeable, unavoidable and uncorrectable act, condition or event that causes the imposition of a severe and non-athletic burden upon the student or his/her family. Sections may only waive the transfer limitation if the conditions of hardship are met, and there is sufficient documentation to support the hardship claim. Sections may not waive the applicable rule if the conditions of hardship are not met.
- B. Consideration of any hardship request to a Section requires documentation. Such documents may include, but not be limited to copies of current transcripts, financial documents, medical statements and/or supportive statements from the previous school attended.

No other changes proposed to current 207 or 208

209 NOW ADDRESSES FOREIGN EXCHANGE STUDENTS ONLY

Moved 209.B. to 207

209. FOREIGN EXCHANGE STUDENTS

A foreign exchange student is a transfer student from one school to another without a valid change of residence (See CIF bylaw 206.C) under the auspices of a foreign exchange program.

A. STUDENTS TRANSFERRING TO A CIF MEMBER SCHOOL UNDER THE AUSPICES OF A CIF-APPROVED FOREIGN EXCHANGE PROGRAM.

Foreign Exchange students transferring under the auspices of a CIF-approved foreign exchange program from a school located outside the United States, a U.S. Military Base, a U.S. Territory or Canada to a CIF member school may be granted unlimited residential eligibility for all CIF athletic competition if all of the following conditions apply:

- (1) Such student must be under the auspices of, and be placed with a host family in the United States by, a foreign exchange program that meets all the requirements listed below: The program has been accepted for listing by the Council on Standards for International Educational Travel (CSIET); AND

The program has submitted a signed CIF Foreign Exchange Program Approval Request form:

- a. Stating that their placement procedures for foreign exchange students are purely random with respect to athletic participation and school placement; AND
- b. Stating that there shall be no school, coach, community, relative or friend contact related to athletics regarding the enrollment of any student in a particular school; AND
- c. Has been approved by the CIF; AND
- d. The program has been recognized by the U.S. State Department and the California Attorneys' General Office, and the Council on Standards for International Educational Travel (CSIET); AND
- e. Any CIF-approved foreign exchange program that fails to fulfill the State CIF conditions for exempt status shall be subject to immediate suspension of its exempt status and subject to permanent loss of its exempt status after due process has been fulfilled. *All approved programs will be posted on the State CIF web site (www.cifstate.org)*

CSIET added here as
reflected in NOTE below

NOTE: Only foreign exchange programs registered with the California Attorneys General office and the U.S. State Department may place foreign exchange students in a California School (Government Code Section 12620 et seq.). The CIF-approved list of programs posted on the CIF Web Site, ~~list above~~ reflects the programs approved by CIF that are also registered with the California Attorneys General office, the U.S. State Department. General and the Council on Standards for International Educational Travel (CSIET). No other exchange programs will be recognized by the CIF as approved exchange programs for 2010-11.

- (2) A foreign exchange student shall have been placed with a host family in compliance with this bylaw and Bylaw 510 (undue influence). Such student will have the choice of attending:
- a. The public school in the host family's public school

**Split former b.
into b. & c**



- attendance area; OR
- b. A private school located in the host family's public school attendance area; OR
- c. To gain residential eligibility at any other school, the student must receive written approval from both the principal of the public school located in the host family's attendance area and the principal of the other school; OR
- d. In the event of a change of placement by the CIF-approved foreign exchange program, a different public school or private school with written approval from the principal of the new school.

NOTE: A foreign exchange student is considered to be placed with a host family when written notice of placement is provided by the exchange organization to the student and his/her parent(s)/guardian(s)/caregiver, and to the host family;

- (3) Neither the school the foreign exchange student attends, nor any person associated with the school, shall have input into the selection of the foreign exchange student; AND
- (4) No member of the school's coaching staff, paid or voluntary, may serve as the host family for the foreign exchange student; AND
- (5) A foreign exchange student involved in an approved foreign exchange program where placement is not in accordance with State CIF conditions for exempt status is subject to loss of his/her residential eligibility (waiver of the transfer rule); AND
- (6) A foreign exchange student must possess a current J-1 visa, issued by the U.S. State Department; AND
- (7) A foreign exchange student must comply with all eligibility requirements set forth by the CIF and the Section having jurisdiction; AND
- (8) A foreign exchange student who graduated from high school is ineligible to participate in CIF competition, unless the educational program in the student's country completes high school (graduation) after the student's 10th or 11th year of regular schooling (not including pre-school or kindergarten classes), in which case the student may have CIF athletic eligibility through the 12th consecutive year of regular school attendance after initially enrolling in the first grade (not pre-school or kindergarten classes); AND
- (9) A foreign exchange student participating in a CIF-approved foreign exchange program must comply with the maximum of eight consecutive semesters bylaw. A foreign exchange student who is not in compliance with the eight consecutive semesters bylaw may apply for a waiver under the bylaws established by the State CIF and the respective Section of the student's current CIF school; AND
- (10) A foreign exchange student must be eligible under all other State and Section bylaws; AND
- (11) All foreign exchange students in CIF-approved foreign exchange programs shall submit the appropriate waiver application(s) as required by their respective Section under Bylaw 209 with a CIF Pre-Enrollment Contact Affidavit (CIF Form 510) signed by the student and a host parent (part 1), and the enrolling school official(s) (part 3). Foreign students in CIF-approved foreign exchange programs need not obtain signatures of officials from their former school; AND
- (12) A foreign exchange student who participates in an interscholastic athletic contest or is enrolled in and/or attends a school for 15 school days or more shall be considered to have been "enrolled" in that school and shall be classified as a transfer student if the student subsequently enrolls at another school.
- (13) ~~Hardship Waiver: A hardship waiver of 209.A. (1) may be granted to a foreign exchange student pursuant to the conditions of Bylaw 208.~~

**NO
CHANGES
to 3-12**

**Don't need this-
covered in 207.B**

B. CIF STUDENTS TRANSFERRING BACK TO A CIF MEMBER SCHOOL FROM ENROLLMENT IN A FOREIGN EXCHANGE PROGRAM.

A Foreign Exchange Student who, after being enrolled in a CIF member school (referred to as school A), transfers under the auspices of a foreign exchange program to a school located outside the United States, a U.S. Territory, a U.S. Military Base or Canada (to be referred to as School B) and who, following completion of their foreign exchange program, transfers back to school A, may be granted unlimited residential eligibility ~~residentially eligible for all sports at all levels at School A~~ for all CIF athletic competition when the following conditions are met:



Reflects the need for approval and leaves open language when there may be other problems with the application

- (1) The student is returning to the same CIF-member school in which they were enrolled immediately prior to their enrollment in the foreign school; AND
- (2) There is no evidence that the transfer to or from the foreign country was athletically motivated (see also Bylaw 510); AND
- (3) There is no evidence of the use of undue influence (recruiting) by anyone associated with either school or the foreign exchange program; AND
- (4) The CIF student is in compliance with all eligibility requirements set forth by the CIF and the Section having jurisdiction; AND
- (5) The CIF student who has participated in the foreign exchange program must comply with the maximum of eight consecutive semester bylaw. If a student has exceeded eight consecutive semesters of attendance upon return from the foreign exchange program, they may apply for a waiver under the bylaws established by the State CIF and the respective Section of the student's CIF-member school. All CIF students returning from enrollment in a foreign exchange program shall submit the appropriate waiver application(s) for approval as required by their respective Section.

C. Appeals

Appeals of eligibility involving foreign transfer students from a foreign country, must be in accordance with all relevant provisions of the CIF appeal process as set forth in Bylaw 1100.

(Revised May 2010 Federated Council)

Moved all of 209.B- to 207.B

ARTICLE 20-- ELIGIBILITY REQUIREMENTS

ATTACHMENT C

**NEW 207, 208,
510.b.**

**OVERVIEW OF PROPOSAL FOR
SUBSTANTIVE CHANGE TO
TRANSFER STUDENT ELIGIBILITY DETERMINATIONS**

Overview of Sit Out Period (SOP) for Transfer Students

- A transfer student is one who changes schools, but the family does not make a valid change of address (no change)
- All transfer students must complete CIF Forms 207/510 (no change).
- Student must be academically eligible at the time of transfer. If not, student cannot be deemed eligible until the first full grading period at the new school. (no change)
- Transfer students will be deemed ineligible if they are transferring due to a discipline issue at their prior school (Bylaw 210). (No change)
- The principal and athletic director of both schools must attest in writing that the move was not in violation of Undue Influence (CIF Bylaw 510). This will be as it is now done on Form 510. (no change)
- Student cannot transfer to a school where their former coach has relocated or where a club coach with whom they have been associated, is coaching. This is Bylaw 207. C (3) and (4). (no change)
- A student could be made eligible by a section commissioner quickly and easily in any sport that they did not compete in the prior 12 months.
- Upon transfer to new school and written approval, a student may be determined to be eligible by a section commissioner quickly and easily at the sub-varsity level, in a sport that they have played in the previous 12 months. A student who is granted eligibility under this provision at the lower level in such a sport cannot compete at the varsity level in that sport for the duration of that sport season, including section and state playoffs.
- Student may be deemed eligible for unlimited varsity eligibility in all sports by a section commissioner ONLY if the student meets one of the following hardship criteria:
 1. Court Ordered Transfers
 2. Children of Divorced Parents (eligible in the attendance area of the parent's domicile where they are residing).
 3. Individual Student Safety Incidents (must be documented with the school and/or police).
 4. Return to Previous School (no change).
 5. Foster Children (no change).
 6. Military Service (no change).
 7. Married Status (no change).
 8. Board of Education Ruling (no change)

- All other transfer students who don't qualify for an exception under the hardship criteria above, but want to play varsity) will have a Sit Out Period (SOP) for any sport that they have played in the previous 12 months. They will become eligible for competition on the following days for the next two years:

Fall: Monday of NFHS Week 14

2012-October 1, 2012

2013-October 6, 2013

Winter: Monday of NFJS Week 27

2012-December 31, 2013

2013-January 6, 2014

Spring: Monday of NFHS Week 40

2012-April 1, 2013

2013-April 7, 2014

- Students who transfer into a school after the first game will have their SOP period determined by the Section Commissioner so that it is equivalent to the SOP of other students who transferred before the first game.
- The Section Commissioner/staff will meet with school officials if their school has three or more transfers for a given sport in the same school year to discuss and the review their transfer guidelines.
- Appeals: The only appeal will be in regard to a finding by the Section Commissioner that the student was in violation of CIF Bylaw 207 C (following a coach) or 510 (undue influence). There are no appeals in regard to the Sit Out Period (SOP)
- Hardships are not appealable other than in these two categories because all the hardship conditions are factual documentable circumstances. Either the student and their family are able to document the hardship to meet on of these three criteria or they do not.

207/208/510 b LIMITED AND UNLIMITED PROPOSAL FOR CHANGE

OUTLINE: 207

A. DETERMINATION OF TRANSFER STUDENT STATUS-STANDARDS OF ENROLLMENT (SEE ALSO 201.A.3.)

B. CIF TRANSFER RULE

1. Mandatory Applications for Eligibility Determination
2. Pre-enrollment Disclosure requirements
3. Transfers to a CIF member school from within the U.S.-Domestic Transfers
4. Transfers to a CIF member school from outside the US not in approved program –Foreign Transfers

5 APPLICATIONS FOR TRANSFER ELIGIBILITY DETERMINATIONS AND EXCEPTIONS

(a) LIMITED ELIGIBILITY APPLICATIONS

- (1) academically eligible
- (2) not athletically motivated –new 510(b) language
- (3) not disciplinary
- (4) not following coach
- (5) can't play same sport at two schools
- (6) complete form
- (7) can't play JV and later play varsity

(b) VARSITY ELIGIBILITY APPLICATIONS-(Non-Hardship)-SIT OUT PERIOD

- (1) Academically eligible
- (2) not athletically motivated–new 510(b) language
- (3) not disciplinary
- (4) not following coach
- (5) can't play same sport at two schools
- (6) has not played jv
- (7) Sit Out Periods established

(c) UNLIMITED HARDSHIP ELIGIBILITY APPLCIATIONS-NO SIT OUT--HARDSHIP

- (1) academically eligible
- (2) not athletically motivated |
- (3) not disciplinary
- (4) not following coach
- (5) can't play same sport at two school
- (6) has not played jv
- (7) documentation provided
- (8) received and approved

REMOVE CURRENT e.

KEEP CURRENT POLICIES AS FOLLOWS:

- (d) **RETURN TO PREVIOUS SCHOOL**
- (e) **FOSTER CHILDREN**
- (f) **MILITARY SERVICE**
- (g) **MARRIED STATUS**
- (h) **BOARD OF EDUCATION RULING**

C. PRE-ENROLLMENT COMMUNICATION OR CONTACT—**KEEP-NO CHANGES**

D. APPEALS—CHANGE—**LIMITED APPEALS**

207 TRANSFER ELIGIBILITY**A. DETERMINATION OF TRANSFER STUDENT STATUS-STANDARDS OF ENROLLMENT (SEE ALSO 201.A.3.)****B. CIF TRANSFER RULE**

All students transferring at any time during their enrollment in high school, to a CIF member school

1. **MANDATORY APPLICATIONS FOR ELIGIBILITY DETERMINATION**
2. **PRE-ENROLLMENT DISCLOSURE REQUIREMENTS (Please see also 201.A.1 & 4 and 510)**
3. **TRANSFERS TO A CIF-MEMBER SCHOOL (described as New School or School B) FROM SCHOOLS (described as Former School or School A) LOCATED IN THE UNITED STATES, A U.S. TERRITORY, CANADA OR A U.S. MILITARY BASE**
4. **FOREIGN TRANSFERS NOT IN A CIF-APPROVED FOREIGN EXCHANGE PROGRAM**

NEW

Limited and

Hardship Rules

follow

5. APPLICATIONS FOR AN EXCEPTION TO WAIVER OF TRANSFER ELIGIBILITY LIMITATIONS DETERMINATIONS AND EXCEPTIONS

The CIF recognizes that, in certain circumstances, students may transfer from one school to another due to a compelling hardship need or situation that is beyond a student’s or their family’s control. In response to such cases, the CIF allows for the CIF/Section to make an exception to the limited eligibility status of a student when the case meets one of the three hardship circumstances outlined in CIF Bylaw 208.

Note-Foreign Transfers: Foreign Transfers as described in 207.A.4 above are subject to all provisions of 207.A.5 that follows except that whenever there is a reference to “sports in which the student has participated at their previous school” foreign students shall read “sports in which the student has participated at their previous school OR ON ANY CLUB TEAM.”

**Students May
play sub-varsity
upon submission
& approval of a
simple form**

a. **LIMITED ELIGIBILITY APPLICATIONS**

Any student who submits a limited eligibility application to their respective CIF/Section may be made eligible to play at the sub-varsity level in any sports in which they have participated at any previous school in the twelve months prior to this transfer under the following conditions:

- (1) The student was academically eligible at the time of transfer from the former school. Students who are academically ineligible at their previous school will not be eligible to compete at their new school until the requirements in Bylaw 205 are met and the new school has completed a grading period to verify that the student has met the CIF and school district academic eligibility requirements. A student cannot be placed on probation at the new school to fulfill this requirement; AND
- (2) The principal of the former school attests in writing that the move was not made in violation of CIF Bylaw 510 (b); AND
- (3) The student is not transferring either voluntarily or because their former school has determined they must withdraw, because of a disciplinary infraction at the former school as defined in CIF Bylaw 210.C(1); AND
- (4) The student is not found by the CIF/Section to have transferred to a school where their former high school coach has relocated or where a club coach, with whom they have been associated, is coaching per CIF Bylaw 207.C. (3) or (4); AND
- (5) No student shall be eligible to participate in the same sport at two different schools in the same school year; AND

**academically
eligible**

**no athletic
reasons**

**not
disciplinary**

**not following
coach**

**no same sport
in 2 schools**

**completed
application
received
& approved
when
eligible**

- (6) A completed 207/510 Limited Transfer Application is received by the respective CIF/Section office and has been processed and approved; AND
- (7) The student who is approved by their respective CIF/Section office and competes in a contest at the sub-varsity level following such approval and before the Sit Out Period (SOP) dates described in b.(6) i, ii and iii below, is ineligible for and may not compete at the varsity level in that sport for the remainder of that school year. This applies through the end of any Section, Regional or State championship finals in that sport.

**Sit Out
Period
Provision**

b.

VARSITY ELIGIBILITY APPLICATIONS-(Non-Hardship-Sit Out Period)

Any student who transfers and whose circumstances causing the transfer do not meet any of the Hardship Exceptions outlined in c.5. below, may become eligible for varsity competition for the sport(s) in which they competed in the last twelve months at the former school or any other school, upon submission, review and approval by their respective CIF/Section under the following provisions

(1)-(5)

**Same as
above**

**student
can't play
JV before**

**sit out
dates**

- (1) The student was academically eligible at the time of transfer from the former school; AND
- (2) The principal of the former school attests in writing that the move was not made in violation of CIF Bylaw 510 (b); AND
- (3) The student is not transferring either voluntarily or because their former school has determined they must withdraw, because of a disciplinary infraction at the former school as defined in CIF Bylaw 210.C(1); AND
- (4) The student is not found by the CIF/Section to have transferred to a school where their former high school coach has relocated or where a club coach, with whom they have been associated, is coaching per CIF Bylaw 207.C. (3) or (4); AND
- (5) No student shall be eligible to participate in the same sport at two different schools in the same school year; AND
- (6) The student has not competed at the new school at the sub-varsity level in that sport following the transfer during the current school year; AND
- (7) The student shall remain out of any competition at any level in each sport in which they competed in the last twelve months at the former school or any other school in accordance with the following Sit Out Periods (SOP):
 - i Fall Sports: The Monday of the NFHS week 14
2012: October 1
2013: October 6
 - ii Winter Sports: The Monday of the NFHS week 27
2012: December 31
2013: January 6
 - iii Spring Sports: The Monday of the NFHS week 40
2013: April 1
2014: April 7
 - iv The student who transfers to a school after school B's first game will have a SOP equivalent to the SOP of all other students who transferred before the season started. The respective CIF/Section Office will provide the actual date once the proper forms are received, reviewed and approved.

c. **UNLIMITED ELIGIBILITY APPLICATIONS**

Waivers of **Exceptions to** the determination of limited eligibility under 207. B (application for unlimited residential eligibility in all sports) may be applied for by the new school (CIF Form 207/510) on behalf of the student. Consideration for unlimited residential eligibility will be given by the respective CIF/Section upon review of the application ONLY under the following provisions.

- (1) The student was scholastically eligible at the time of transfer from the former school. Students who are scholastically ineligible at their previous school will not be eligible to compete at their new school until the requirements in Bylaw 205 are met and the new school has completed a grading period to verify that the student has met the CIF and school district scholastic eligibility requirements. A student cannot be placed on probation at the new school to fulfill this requirement; AND
- (2) The student is NOT transferring, either voluntarily or because their former school has determined they must withdraw, because of a disciplinary infraction at the former school as defined in CIF Bylaw 210.C(1); AND
- (3) The student is not found by the CIF/Section to have transferred to a school where their former high school coach has relocated or where a club coach, with whom they have been associated, is coaching per CIF Bylaw 207.C. (3) or (4); AND
- (4) The student has not competed at the new school at the sub-varsity level in that sport at any time following the transfer to the new school; (students who chose to play at the sub-varsity level under the provisions outlined in 5.a **LIMITED ELIGIBILITY APPLICATIONS.** above may not subsequently be granted unlimited eligibility for that same sport during the same season at the new school); AND
- (5) No student shall be eligible to participate in the same sport at two different schools in the same school year; AND
- (6) A completed 207 Unlimited Transfer Application and documentation required by the CIF/Section is received by the respective CIF/Section office and has been processed, reviewed and approved; AND
- (7) One of the following three hardship circumstances are documented to the satisfaction of the respective CIF/Section

(1)-(5)**Same as
above****NEW (a) - (c)****ONLY 3 specific****hardship****circumstances****(replace 208)**(a) **Court Ordered Transfers:**

Unlimited eligibility may be granted by the CIF/Section in which the student's new school is located in cases where a student is residentially placed from one school attendance area to the attendance area of the new school by a court order or a child protection order and all provisions listed above in c. 1-6 are met. The student may be determined to have unlimited residential eligibility upon receipt of the 207/510 application and sufficient documentation (including but not limited to a copy of the court order) to satisfy that CIF/Section Commissioner that the circumstances meet this criteria. The student will become eligible for varsity competition upon notification to the new school of the approval of such an application by the CIF/Section.

(b) **Children of Divorced Parents:**

Unlimited eligibility may be granted by the CIF/Section in which the student's new school is located when a student changes residence from one parent's domicile to the other parent's domicile as a result of a court-ordered custody change, or joint custody agreements and all provisions listed above in c. 1-6 are met. The student may be determined to have unlimited residential eligibility upon receipt of the 207/510 application and sufficient documentation (including but not limited to a copy of the divorce papers and custody agreements) to satisfy that CIF/Section Commissioner that the circumstances meet this criteria. The student will become eligible for varsity competition upon notification to the new school of the approval of such an application by the CIF/Section.

- (c) **Individual Student Safety Incidents**
 Unlimited eligibility may be granted by the CIF Section in which the student's new school is located when a student is transferring as a result of a specific safety incident in which the student was involved and all provisions listed above in c. 1-6 are met. The student may be determined to have unlimited residential eligibility upon receipt of the 207/510 application and sufficient documentation is submitted to satisfy that CIF/Section Commissioner that the circumstances meet this criteria. Documentation may include, but is not limited to documentation from the former school about the specific safety incident that occurred at the former school and/or police records (if any). The student will become eligible for varsity competition upon notification to the new school of the approval of such an application by the CIF/Section.
- (d) **Return to Previous School**
 When a student eligible in School "A" transfers to School "B" and is residentially not eligible, the student may return to School "A" and **shall be determined to be immediately residentially eligible for unlimited participation in interscholastic sports** provided the student did not participate in an interscholastic athletic contest while at School "B" and provided the student's parent(s)/guardian(s)/ caregiver still reside in School "A's" attendance area.
- (e) **Foster Children**
 A student under the court ordered supervision of the California Foster Care System who has changed residences pursuant to a court order and as a result, has transferred schools, **shall be determined to be immediately residentially eligible for unlimited participation** in interscholastic athletics provided all other CIF rules and regulations are met. A change of residence ordered by a social worker of the California Foster Care System shall be acceptable, provided all other CIF rules and regulations are met (Approved May 2009 Federated Council).
- (f) **Military Service**
 A student **shall be determined to be immediately residentially eligible for unlimited participation** interscholastic athletics when returning from military service provided:
- i. The student was eligible when the student entered into the Armed Forces; AND
 - ii. The student enrolls in the same school which the student attended before leaving for the service, or enrolls in the school in the district in which the student's parent(s)/guardian(s)/ caregiver reside; AND
 - iii. The student enrolls in the school no later than the succeeding semester after being discharged; AND
 - iv. Provided student did not receive a dishonorable discharge; AND
 - v. The student is fully eligible under all other rules of the CIF.
- (g) **Married Status**
 A student who marries and lives with the student's spouse **shall be determined to be immediately residentially eligible for unlimited participation** in interscholastic athletics in the school in the attendance area in which the student **and their spouse** resides.
- (h) **Board of Education Ruling:**
A student, or group of students, who transfer as a direct result of a ruling by the Board of Education of a school district that has two or more high schools and which mandates a change of school attendance boundaries shall be determined to be immediately residentially eligible for unlimited participation in interscholastic athletics in the school in the attendance area in which the student(s) are required to attend, provided the Board of Education Ruling is not a result of a disciplinary situation.

**(d) - (h)
 is same as
 current
 language**

**NEW
limited
appeals!**

d. **APPEALS.**
All eligibility determinations made by the respective CIF/Section office under the provisions of 207.5.c are final as all three of these hardship circumstances are factual in nature and can be documented. Students whose eligibility determinations are made because they do not meet one of the criteria outlined below may appeal that portion of their eligibility determination in accordance with CIF bylaws, Article 1100. Students may appeal a determination by their respective CIF/Section if they have been found to not meet the following criteria:

- 1. 207.B.5.(a)(2) or (b)(2) or (c)(2)-Conflict with Coach at former school
- 2. 207.B.5.(a)(4) or (b)(4) or (c)(4)-Following Coach

C. **PRE-ENROLLMENT COMMUNICATION OR CONTACT**

Keep C. No changes

E. ~~APPEALS~~

~~Appeals of residential eligibility determinations made by a CIF/Section involving transfer students must be in accordance with all relevant provisions of the CIF appeal process as set forth in Bylaw 1100.
(Revised May 2010 Federated Council~~

**APPEALS
MOVED TO
207.5.d
above**

208. **HARDSHIP WAIVERS**

The following definition of hardship may be used in conjunction with the other required aspects of 207 in the consideration of a hardship waiver for transfer students. The CIF

recognizes that, in certain circumstances, students may transfer from one school to another due to a compelling need or situation beyond a student's control. In such cases the Section may waive the transfer limitation imposed on a student when the student meets the definition of a hardship. (See "A." below.) Consideration of any hardship request under this bylaw requires documented proof of the hardship circumstance, and all facts to be considered must be submitted at the time of application. Consideration will be given to the circumstances in which there is no evidence of athletic motivation, and the student has an "athletic injury" as stated in Bylaw 202).

A. A hardship is defined as an unforeseeable, unavoidable and non-care act, condition or event that causes the imposition of a severe and non-athletic burden upon the student or his/her family. Sections may only waive the transfer limitation if the conditions of hardship are met, and there is sufficient documentation to support the hardship claim. Sections may not waive the transfer limitation if the conditions of hardship are not met.

B. Consideration of any hardship request to a Section requires documentation. Such documents may include, but not be limited to copies of current transcripts, financial documents, medical statements and/or supportive statements from the previous school attended.

**REMOVE 208
HARDSHIP DEFINITION for transfers
no longer applies.**

COVERED UNDER 214 for 8 sem, 20 units, age.

CHANGES PROPOSED TO 510.(b) As Referenced Above

510. UNDUE INFLUENCE, PRE-ENROLLMENT CONTACT, FAILURE TO DISCLOSE PRE- ENROLLMENT CONTACT AND ATHLETICALLY MOTIVATED TRANSFERS

- a. The use of undue influence by any person or persons to secure or retain a student or to secure or retain one or both parent(s)/guardian(s)/caregiver of a student as residents may cause the student to be ineligible for high school athletics for a period of one year and shall jeopardize the standing of the high school in the CIF.
- b. ~~Transferring and enrolling in a school, in whole or in part, for athletic reasons may jeopardize a student's eligibility.~~

Transferring and enrolling in a school after a student and/or their parents/caregivers/guardians have had a verbal, written or physical altercation with the coach or anyone else associated with the athletic department of the student's former school and/or team(s) may jeopardize a student's eligibility and be considered transferring with athletic motivation.

NOTE: Undue influence is any act, gesture or communication (including accepting material or financial inducement to attend a CIF-member school for the purpose of engaging in CIF competition regardless of the source) which is performed personally, or through another, which may be objectively seen as an inducement, or part of a process of inducing a student, or his or her parent(s)/guardian(s)/caregiver, by or on behalf of, a member school, to enroll in, transfer to, or remain in, a particular school for athletic purposes.

VI.B.3.a.

APPEALS HELD	#	OUTCOME Sustained / Overturned	Reason for Appeal
Central	5	3/2	1-Financial; 1-Transp.; 1-Medical; 2-Family
Central Coast	2	1/1	2-Family
North Coast	6	5/1	3-Family; 2-Academic; 1-Emotional
Northern	5	5/0	4-Academic; 1-Bullying
Oakland			
Los Angeles			
Sac Joaquin	2	2/0	2-Academic
San Diego	2	2/0	1-Academic; 1-Financial
San Francisco	1	1/0	1-Academic
Southern	30	21/9	8-Family; 5-Academic; 2-Safety; 13-Financial; 2-Medical
Total	53	40/13	
APPEALS PENDING			
Central			
Central Coast	2		1-Safety; 1-Academic
North Coast	8		1-Academic; 4-Family; 1-Travel; 2-Social
Northern			
Oakland			
Los Angeles			
Sac Joaquin			
San Diego			
San Francisco			
Southern	7		1-Bullying; 4-Academic; 1-Social; 1-Safety
Total	17		
TOTALS			
Appeals withdrawn or reversed with new information			
CS	2	1/1	2-Academic
SJS	2	0/2	1-Medical; 1-Harassment
NCS	2	0/2	1-Safety; 1-Family
SDS			
SS	1	0/1	1-Family
NS			
Total	7	1/6	
Total Appeal Requests	77		

ATTACHMENT E

SUMMARY REPORT OF REQUESTS FOR WAIVER OF CIF RULES 2011-12 North Coast Section

SECTION	203-205.E		206			207.A (3)			207.B (1)			208			209.A/B			210		Other		
	A	D	A	D	510	A	D	510	Unlim	Den/Lim	Den	510	A	D	510	A	D					
	0	0	0	0	0	1	0	0	0	0	0	0	1	1	0	0	0	0	0	0	0	
JULY	0	0	0	0	0	1	0	0	0	0	0	0	1	1	0	0	0	0	0	0	0	3
AUGUST	0	0	91	0	0	55	0	1	12	26	0	0	15	8	0	0	0	37	0	0	0	245
SEPTEMBER	0	0	81	1	0	40	0	5	19	43	1	0	30	11	2	0	0	30	4	0	4	277
OCTOBER	0	0	36	0	0	27	0	2	15	12	0	1	13	12	2	0	0	10	0	0	0	135
NOVEMBER	0	0	50	0	0	0	14	2	12	27	0	0	8	7	1	0	0	14	0	0	1	137
DECEMBER																						
JANUARY																						
FEBRUARY																						
MARCH																						
APRIL																						
MAY																						
JUNE																						
TOTAL	0	0	258	1	0	123	14	10	58	108	1	1	67	39	5	0	91	4	0	5	12	797