

PROPOSED BYLAWS FOR THE LEGISLATIVE COUNCIL

April 20, 2017

ADMINISTRATIVE PROPOSALS

(requires majority vote of those voting)

ADM 1 – COOPERATIVE PROGRAMS – STATE LAW COMPLIANCE

(Board of Directors)

AMEND THE CONSTITUTION AND BYLAWS to read:

Amend Rules by adding the following to bylaw 1790 to read:

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yes no

1790. COOPERATIVE PROGRAMS

1790.2 The Colorado Revised Statutes (22-32-116.5) dictate the manner in which a student who is attending a school without a program may participate at another school (refer to state law for complete information).

In order to remain in compliance with state statutes, a school may NOT:

- a. Dictate to which school a student must go if his/her school does not offer a program
- b. Provide transportation to that school for the student(s)
- c. Make an informal agreement between schools in regard to which school will offer a program and which will not
- d. Provide the receiving school with any funds, equipment, facilities, etc., for the student(s) going to play at that school
- e. Provide any physical support except to provide transcripts for eligibility checks

Schools violating any portion of this by-law shall have the related sports program placed on a minimum of restriction.

Rationale The intent of CRS 22-32-116.5 is to provide opportunities for students who are at schools that cannot offer specific athletic programs. Its language is clear that where a student may play shall be the decision of the student and student's parents, not the school that is sending the student. Small school athletics face enough challenges without schools using the law to gain a competitive advantage by dictation where students play sports and providing financial and transportation support for that student. That is the responsibility of the parents.

State law requires that parents/students from schools without programs to go through the district office for placement in the appropriate school.

Pros Helps clarify the intentions of CRS 22-32-116.5 and its intent
Maintains the integrity of the state statutes and the application that must be followed.
Promote more formal cooperative programs among CHSAA schools.

Cons May create changes in the manner in which schools are currently applying this law.