

File: JBA-R

Fairness and Safety in Interscholastic Athletics

These procedures implement Board Policy JBA and provide direction to school administrators regarding student participation in athletics.

All matters under this regulation shall be handled respectfully, privately, and with the involvement of the student's parent or guardian.

For purposes of this regulation, references to a student's parent or guardian shall include an eligible student when rights applicable to the matter have transferred to the student under federal law. Under FERPA, these rights generally transfer from the parent or guardian to the student when the student turns 18 years of age or attends a postsecondary institution at any age. For a student under 18 who attends both a District school and a postsecondary institution, the parent or guardian retains FERPA rights with respect to the student's District education records.

1. Athletics and Activities

Athletic teams designated for boys or girls shall be administered in accordance with Board Policy JBA.

If the principal or athletic director receives credible information that raises a legitimate question regarding a student's eligibility for a sex designated athletic team, and the information is based on more than rumor, speculation, or a negative characterization of the student, the principal or athletic director shall:

1. Meet privately with the student and the student's parent or guardian to discuss the concern and understand the circumstances;
2. Explain the applicable requirements of Board Policy JBA and discuss available options with the student and parent or guardian;
3. Refer any disputed question regarding biological sex, eligibility, or documentation to the Superintendent or designee;

4. Work with the student, parent or guardian, and Superintendent or designee to determine the appropriate next steps; and
5. Maintain the confidentiality and privacy of the student and family throughout the process.

Coaches and other staff members shall not independently investigate a student's biological sex or request birth certificates, medical records, or other verification documents. Concerns shall be referred to the principal or athletic director.

When the Superintendent or designee determines, based upon specific and articulable information, that verification is reasonably necessary, the Superintendent or designee shall determine what documentation, if any, may be requested. Any request shall be narrowly tailored to the information reasonably necessary to determine eligibility and shall be made privately to the student's parent or guardian, consistent with Board Policy JBA and applicable federal law.

2. Confidentiality and Staff Responsibilities

Questions regarding a student's biological sex, athletic eligibility or accommodation shall be handled confidentially.

Staff members shall refer concerns to the building administrator and shall not publicly question, privately confront, or investigate a student. The building administrator shall communicate these concerns to the Superintendent or designee.

Information shall be shared only with employees who have a legitimate educational or administrative need to know.

The District shall not disclose confidential information about another student when responding to concerns raised by a parent, student, employee, or community member.

3. District Designation of Athletics and Activities

For purposes of Board Policy JBA and this regulation, Delta County School District 50J designates its interscholastic athletics and activities as follows:

Male Designated Athletics

- Boys Cross Country
- Boys Golf
- Boys Soccer
- Boys Football
- Boys Baseball

- Boys Basketball
- Boys Wrestling
- Boys Track & Field

Female Designated Athletics

- Girls Cross Country
- Girls Golf
- Girls Soccer
- Girls Volleyball
- Girls Softball
- Girls Basketball
- Girls Wrestling
- Girls Track & Field
- Girls Swimming & Diving
- Girls Tennis

Coeducational

- Esports
- Spirit (Cheer)
- Student Leadership
- Music (Instrumental)
- Vocal (Choir)

4. District Review

The Superintendent or designee shall review disputed eligibility decisions and determine whether documentation is reasonably necessary.

A parent or guardian who disagrees with a building level decision may request review by the Superintendent or designee.

The Superintendent or designee may consult District legal counsel and modify the implementation of these procedures when necessary to comply with applicable law.

Approved: _____

Delta County School District 50J