

**ADOPT AMENDMENTS TO THE CHICAGO PUBLIC HIGH
SCHOOLS ATHLETIC ASSOCIATION CONSTITUTION AND BYLAWS**

The Chief Executive Officer Recommends the Following:

That the Chicago Board of Education adopt the Chicago Public High Schools Athletic Association ("CPHSAA") Constitution and Bylaws, to be effective as described below, by adding new language that sets forth a statement of purpose for the CPHSAA in the Constitution, by adding new language that establishes appropriate sanctions for coaches who fail to fulfill their responsibilities as defined and described by the Bylaws, by adding new language to the Bylaws regarding the eligibility of student-athletes, and by adding language that sets forth the procedures that must be followed for investigations, hearings, and appeals regarding the conduct of interscholastic athletics by the CPHSAA. A copy of the amended CPHSAA Constitution and Bylaws is on file in the Office of the Board. These changes shall be effective upon adoption by the Board.

Description: The amendments to the CPHSAA Constitution and Bylaws are divided into two sections: changes to the Constitution and changes to the Bylaws.

Changes to the Constitution:

Article II. Statement of Purpose.

The amendments to this Article include:

- a definition of the fundamental purpose of the CPHSAA to be promoting in student-athletes the benefits of physical fitness, teamwork and discipline that comes with participation in interscholastic athletics;
- a recognition that participation in interscholastic sports is a privilege and not a right;
- a commitment by the CPHSAA to a principal of equal access to CPHSAA programs for all Chicago's public high school students that takes into account safety considerations for student-athletes.

Changes to the Bylaws:

Article I. Specific Responsibilities of Coaches.

The amendments to this Article include:

- specific sanctions that coaches will face for failing to fulfill their responsibilities as set forth in Article I;
- prohibitions against coaches attempting to recruit student-athletes to participate at the coach's high school at any time during the school year;
- a ban from coaching for those coaches who commit serious and/or frequent violations of their responsibilities as coaches of Chicago's public school student-athletes for a period of time up to and including permanent banishment if the facts of the case warrant such action.

Article III. Records of Eligibility.

Section 3 - Scholastic Eligibility.

The amendments to this section include a definition of "passing" for purposes of eligibility to compete in interscholastic athletics that shall consider a student-athlete's grades, school attendance, attendance in class and conduct during the school day. A student-athlete who is failing one or more courses at the end of a school week during the season he or she is competing shall be ineligible for the next week of competition. A student-athlete who accumulates 2 or more

unexcused absences from class in a school week during the season he or she is competing shall be ineligible for the next week of competition. A student-athlete who is suspended from class for misconduct in a week during the season he or she is competing shall be ineligible for the next week of competition.

Section 7 - Amateur Standing.

The amendments to this section include a prohibition on Chicago Public School personnel providing, directly or indirectly, or soliciting others to provide, to any student-athlete any free summer or off-season training or instructional camps for which other participants pay a fee as an encouragement to the student-athlete to engage in athletic participation at any Chicago Public School.

Section 8 - Falsifying Statements.

The amendments to this section include a one-year prohibition from participation in all interscholastic sports for any student-athlete who knowingly and intentionally making a false statement in response to any verbal or written questions or requests for information by any authorities in the CPHSAA.

Article IV. Investigations, Hearings and Appeals.

Section 1 - Investigations.

The amendments to this section establish criteria that must be met before the Executive Director of the CPHSAA shall undertake an investigation of a matter that affects Chicago public high school interscholastic athletics. The Executive Director must receive a proper written request for an investigation or determination and the written request must reasonably warrant the Executive Director undertaking an investigation or determination of the matter set forth in the written request.

Section 2 - Investigative Hearings.

The amendments to this section include:

- procedures that must be followed whenever the Executive Director conducts a hearing regarding a matter that affects Chicago public high school interscholastic athletics;
- a requirement that the Executive Director provide written notice of a hearing to all interested parties;
- requirements that a student-athlete and his or her parents or legal guardian must be provided with written notice of a hearing if the issue under consideration could have an adverse affect on the student-athlete and that the student-athlete, his or her parents or guardians or an appropriate representative must have an opportunity to present relevant and material information during the hearing;
- requirements that hearings not be adversarial in nature and only the Executive Director or his or her designee be allowed to ask questions of the parties attending the hearing;
- a requirement that hearings be conducted solely for the purpose of gathering relevant and material information concerning the issue under consideration;
- directives that hearings must not be public and that hearings must be tape recorded with a copy of the tape made available to a student-athlete, his parents or guardians or an appropriate representative of the student-athlete if the hearings concern an issue that could have an adverse affect on the student-athlete.

Section 3 - Appeal Hearings.

The amendments to this section include:

- procedures by which parties can appeal a decision made by the Executive Director of the CPHSAA;
- schedules for requesting an appeal, the conduct of appeal hearings by the Executive Board of the CPHSAA, and the issuance of written findings by the Executive Board;
- requirements that if the issue under appeal could have an adverse affect on a student-athlete, then the student-athlete and his or her parents or guardians must receive written notice of the appeal hearing and the student-athlete, his or her parents or guardians or an appropriate representative must have an opportunity to present information that is relevant and material to the issue under appeal.

All other amendments to the CPHSAA Constitution and Bylaws are not substantive, rather they clarify language used in existing Constitution and Bylaws sections and/or reflect the current structure and organization of the Chicago Public Schools.

LSC REVIEW: No review of these amendments is required.

AFFIRMATIVE ACTION REVIEW: None.

FINANCIAL: This action is of cost to the Board.

PERSONNEL IMPLICATIONS: None.

Approved:



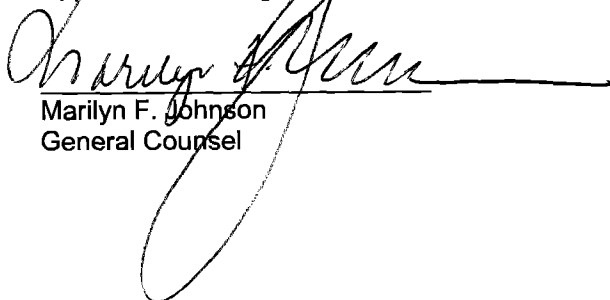
Arne Duncan
Chief Executive Officer

Approved for Consideration:



Dr. Cozette Buckney
Chief Education Officer

Approved as to Legal Form:



Marilyn F. Johnson
General Counsel