

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)*

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:
- The public school in the host family's public school attendance area; OR
 - A private school located in the host family's public school attendance area; OR
 - 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
 - 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;
- 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
 - No member of the school's coaching staff, paid or voluntary, may serve as the host family for the foreign exchange student; AND
 - 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
 - A foreign exchange student must possess a current J-1 visa, issued by the U.S. State Department; AND
 - A foreign exchange student must comply with all eligibility requirements set forth by the CIF and the Section having jurisdiction; AND
 - 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

Foreign Exchange Students who change from a J-1 visa to any other type of visa that requires them to change schools, are subject to CIF Bylaw 207 & 208; AND

- 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
- A foreign exchange student must be eligible under all other State

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

**Change to #9 which is NEW
This clarifies residential
eligibility rules that apply
when a FE student
transfers schools**

and Section bylaws; AND

- (12) 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
- (13) 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.

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

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

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



MARIE M. ISHIDA, EXECUTIVE DIRECTOR

CALIFORNIA INTERSCHOLASTIC FEDERATION

CIF STATE OFFICE • 4658 DUCKHORN DRIVE • SACRAMENTO, CA 95834 • (916) 239-4477 • FAX (916) 239-4478 • CIFSTATE.ORG

AGENDA ITEM:

V.A.8

TO: FEDERATED COUNCIL

FROM: Commissioner's Committee

THROUGH: CIF Executive Committee

DATE: October 31, 2011

RE: Revision of Bylaw 303.D – Multi School Team: Small Learning Communities, Small Schools, Alternative Schools, and Charter Schools Housed on a Member School's Campus

At present, Bylaw 303(D) requires students who attend a multi-school that is housed on a member school's campus to play sports for the member school on whose campus they are housed. The current Bylaw 303(D) has enabled a number of large urban schools that were broken into small schools sharing a campus to keep playing in their historical format. However, it unintentionally prevented non-urban schools from requiring multi-school students who were housed on their campus to participate for their attendance area school. The proposed amendment to Bylaw 303(D) allows schools to choose between having all the multi-school students play for the school on whose campus they're housed or having multi-school students participate for their attendance area school. This selection honors the intent of the multi-school bylaws while accommodating the interests both of large urban schools sharing a campus and schools who share a campus but desire to operate in a traditional manner.

Discussion: October 31, 2011

First Reading: February 3, 2012

Vote: May 4, 2012

STATE433

303 D AMENDMENTS

303. MULTI-SCHOOL TEAM

D. Small Learning Communities, Small Schools, Alternative Schools, and Charter Schools Housed on a Member School's Campus

- (1) Small learning communities, small schools, alternative schools and charter schools housed on an existing member school's campus are subject to Bylaws 303(B) and (C). However, a small learning community, small school, alternative school or charter school housed on an existing member school's campus may apply for an exclusive multi-school relationship with the member school on whose campus they are housed. Where a small learning community, small school, alternative school or charter school housed on an existing member school's campus and the member school on whose campus they are housed apply for an exclusive multi-school relationship, the students at the small learning community, small school, alternative school or charter school will not be eligible to participate for any CIF-member school other than the member school on whose campus the small learning community, small school, alternative school or charter school is housed. If a small learning community, small school, alternative school or charter school and the member school on whose campus they are housed are applying for an exclusive multi-school relationship, they shall notify the CIF State Office when they submit their multi-school application.

- ~~(1) Students in small learning communities, small schools, alternative schools or charter schools housed on an existing school's campus are eligible at the member school upon their initial enrollment in the 9th grade. Small learning communities, small schools, alternative schools and charter schools housed on an existing member school's campus are not required to apply for multi-school status through the member school.~~
- (2) Students transferring into small learning communities, small schools, alternative schools or charter schools housed on an existing member school's campus after their initial enrollment in the 9th grade are subject to Bylaw 207.
- (3) Sections are empowered to waive the transfer rule upon request by a school district establishing a new magnet program, small learning community, small school, alternative school or charter school housed on a member school's campus for the first year only; thereafter, all transfer rules apply.
- ~~(4) If a small learning community, small school, alternative school or charter school is housed on an existing member school's campus, its students are not eligible to participate for any CIF member school other than the member school on whose campus the small learning community, small school, alternative school or charter school is housed.~~



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AGENDA ITEM:

V.A.7

TO: FEDERATED COUNCIL

FROM: Commissioner's Committee

THROUGH: CIF Executive Committee

DATE: October 31, 2011

RE: Revision of CIF Bylaw 207: Transfer Eligibility, Bylaw 208: Hardship and Bylaw 510: Undue Influence

Attached is a proposal for a substantive change in the current CIF Transfer Rules. It affects foreign transfers not in a Foreign Exchange Program and domestic transfers. In brief it does the following:

- 1) Retains limited (sub-varsity) eligibility for students under the same conditions as our previous rule.
- 2) Unlimited eligibility may be granted under two provisions
 - a. Sit out Period, which allows a student to play varsity sports after a sit out period (cannot play JV during the sit out period) that allows varsity participation in approximately the last 6 weeks of competition at the new school. (3 sport athletes sit out each season) OR
 - b. Nine very specific and documentable "hardship" circumstances.
- 3) No appeals of a Commissioner's denial of unlimited eligibility under the very specific documentable "hardship" circumstances is allowed
- 4) Appeals are allowed if the Commissioner denies unlimited eligibility under any provision of athletic motivation, following a club or high school coach or any other provision of 510.

Implementation: Fall 2012

First Reading: October 31, 2011

Discussion: February 3, 2012

Vote: May 4, 2012

STATE436

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 - b. Nine very specific and documentable "hardship" circumstances.
- 3) No appeals of a Commissioner's denial of unlimited eligibility under the very specific documentable "hardship" circumstances is allowed
- 4) Appeals are allowed if the Commissioner denies unlimited eligibility under any provision of athletic motivation, following a club or high school coach or any other provision of 510.

Implementation Fall 2012

ARTICLE 20-- ELIGIBILITY REQUIREMENTS**OVERVIEW OF PROPOSAL FOR NEW 207, 208,
SUBSTANTIVE CHANGE TO 510.b.
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 NFHS 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 APPLICATIONS-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
- (i) DISCONTINUED PROGRAMS

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

D. APPEALS—CHANGE—LIMITED APPEALS

207 Transfer Eligibility

207 TRANSFER ELIGIBILITY

- A. DETERMINATION OF TRANSFER STUDENT STATUS-STANDARDS OF ENROLLMENT (SEE ALSO 201.A.3.) As outlined in Reorganization Proposal
- B. CIF TRANSFER RULE—As outlined in Reorganization Proposal
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."

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:

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

- (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

(1) academically eligible

- (2) The principal of the former school attests in writing that the move was not made in violation of CIF Bylaw 510 (b); AND

(2) no athletic reasons for transferring

- (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

(3) not a disciplinary transfer

- (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

(4) not following club or HS coach

- (5) No student shall be eligible to participate in the same sport at two different schools in the same school year; AND

(5) no same sport in 2 schools

- (6) A completed 207/510 Limited Transfer Application is received by the respective CIF/Section office and has been processed and approved; AND

(6) completed application received & approved

- (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.

(7) SOP when they become eligible

**Sit Out
Period
Provision**

- b. **VARSITY ELIGIBILITY APPLICATIONS-(Non-Hardship-Sit Out Period)**
Any student who transfers for the first time since their initial enrollment in the 9th grade in any school, 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) This is the student's first transfer since their first enrolled anywhere in the 9th grade; AND

(1) NEW-can only have SOP eligibility on 1st transfer

- (2) The student was academically eligible at the time of transfer from the former school; AND
- (3) The principal of the former school attests in writing that the move was not the move was not made in violation of CIF Bylaw 510 (b); AND
- (4) 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
- (5) 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
- (6) No student shall be eligible to participate in the same sport at two different schools in the same school year; AND
- (7) 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) student can't play JV before SOP

- (8) 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.

**(2)-(6)
Same as
above**

**sit out
(SOP)
dates**

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 hardship circumstances are documented to the satisfaction of the respective CIF/Section

(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 court ordered or approved 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

**(1)-(5)
Same as
a. (1)-(5)
above**

**NEW (a) - (I)
ONLY these
specific
hardship
circumstances
which are all
documentable
are allowed
(replaces 208)**

result of a specific, documented 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. Required documentation may include, but is not limited to, administrative records and 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) **Discontinued Program**

When the former school, in which a student has been enrolled,, discontinues a particular program in which the student had previously been enrolled or participated, and that student transfers to another school because of these circumstances, the student shall be determined to be residentially eligible for unlimited participation in the new school provided that new school offers a continuation of that same program and the student can show documentation that they were enrolled in or participated in that program at the former school and are currently enrolled or participating in that same program at the new school.

(e) **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.

(f) **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).

(g) **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.

(h) **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.

(i) **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

(d) - (i)
is same as
current 206,
208 & Q & A
language

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.

**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 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 their 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 a hardship waiver under this bylaw requires documented proof of the hardship. In all cases, the hardship must be substantiated by evidence 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.~~

~~Copies and originals of hardship waivers for Sections are required to be submitted to the CIF Federated Council. 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.~~

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

209 FOREIGN EXCHANGE STUDENTS

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) – (8) No change

(9) Foreign Exchange Students who change from a J-1 visa to any other type of visa that requires them to change schools, are subject to CIF Bylaw 207.B.5.a & c. and are cannot be made eligible for 207.B.5.b. (Sit Out Period) since this would constitute their second transfer AND

NEW #9 FE students who stay more than 1 year & change schools cannot gain eligibility under the SOP rule.

(10) – (13) No change

207.B.5.a (Limited Eligibility Applications or c (Unlimited Eligibility Applications) in determining their residential eligibility status at the new school. Since this change of schools constitutes their second transfer, such students will not have access to eligibility under 207.B.5.b. (Sit Out Period)

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 or written disagreement or physical altercation with the coach or anyone else associated with the athletic department, or a school administrator regarding an athletic issue, at 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.