

STUDENTS

Residential and Transfer Eligibility

Residential and Transfer Eligibility for interscholastic athletic, intermediate (grades 7-8) and high school (grades 9-12) students:

The following regulations govern Central Unified School District students' residential, intradistrict and interdistrict transfer eligibility for participation in District interscholastic athletics.

1. "Residential eligibility" governs and determines at which District area school a student has obtained eligibility to participate in interscholastic athletics.
2. "Interdistrict transfer eligibility" governs whether a student whose residence is located outside the Central Unified School District is eligible to participate in interscholastic athletics following a transfer into a Central Unified District school (BP/AR 5117).
3. "Intradistrict transfer eligibility" governs and determines whether a student is eligible to participate in interscholastic athletics following a transfer from one Central Unified District school to another Central Unified District school, whether through the District's Open Enrollment process or an alternative method of intradistrict transfer (BP/AR 5116.1, AR 5118).
4. Authorization or approval by the District of a student's interdistrict transfer, intradistrict transfer, or open enrollment transfer does not immediately result in the student obtaining interdistrict or intradistrict transfer eligibility for District interscholastic athletics. Following a student's interdistrict or intradistrict transfer into a District school, the determination of the student's eligibility for interscholastic athletics will be based upon the requirements, standards and guidelines set forth herein.

Residential Eligibility

1. "Residential eligibility" determines which school within the Central Unified School District the student is eligible to attend based on the attendance area in which the student resides. Consequently, "residential eligibility" determines, in the first instance, the District school at which a student is generally eligible to participate in interscholastic athletics during the seventh through twelfth grade years.
2. A student's area of attendance is established by the District elementary school they are attending during the second semester of their sixth grade year. Upon entering the seventh grade of the aligned intermediate school, the student has established initial enrollment.
3. A student who has a valid full family move into an attendance area of the District in the seventh grade would also establish initial enrollment.
4. When a student transfers into the District from a school not located within the Central Unified School District, he or she will be considered an interdistrict transfer (i.e., transfers

into a Central Unified District school from a home school, private school or other out of district public school). A student on an interdistrict transfer who lives outside the District's boundaries will be granted residential eligibility based on their school of enrollment. If the student subsequently wants to attend a school other than their school of initial enrollment upon transferring into the District, the student must comply with the intradistrict transfer policy and related interscholastic eligibility limits.

5. When a student transfers within the Central Unified District to another District school through either open enrollment or other intradistrict transfer, they will be considered a transfer student and will be subject to the intradistrict transfer policy related interscholastic eligibility limits.
6. Example of Regulation's Application: If a student transfers/enrolls into the Central Unified School District from a private school, and is enrolled or lives in District School A's attendance boundary area, the student may be granted eligibility for participation in School A's interscholastic sports. If the same student desires to attend District school B, outside his attendance area, then the student must follow the District's intradistrict policy and will generally be ineligible for participation in School B's interscholastic sports for 365 days.

Interdistrict Transfer Eligibility

For purposes of determining interdistrict transfer eligibility for District interscholastic sports, the Central Unified School District adopts and follows the standards in California Interscholastic Federation (CIF) and CIF Central Section Bylaw 207.

Interdistrict Transfer Eligibility (Grades 7 and 8)

The following provisions apply to any student who transfers from a school not associated with the District into the Central Unified School District during the student's seventh or eighth grade years (Refer to CIF Central Section Bylaw 207).

1. A student may have interdistrict transfer eligibility provided the student moves from any non-District school to a District school due to:
 - a. A valid change of residence (Full Family Move) (Refer to CIF Central Section Bylaw 206); or
 - b. A ruling by the Governing Board of a school district that has two or more high schools mandating a change of school attendance boundaries affecting an individual student or group of students provided the change of schools is not the result of a disciplinary action; or
 - c. Family decision to transfer the student during their seventh or eighth grade year and the following conditions are met:

- i. This is the first transfer of this student since their initial enrollment in the seventh or eighth grade; and
 - ii. The student is not transferring as a result of a disciplinary situation (see also CIF Bylaw 209); and
 - iii. The student was scholastically and otherwise eligible at the former school immediately prior to the transfer; and
 - iv. There is no evidence that the transfer, in whole or part, is athletically motivated (See also CIF Bylaw 510.B); and
 - v. 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
 - vi. The CIF Form 207 Athletic Transfer Eligibility Application and CIF Form 510 Pre-Enrollment Contact Affidavit have been approved by the District; However,
 - vii. 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 their parents/guardians/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 District.
- d. Example of Regulation's Application: Student A transfers into the District by way of an interdistrict transfer in the seventh grade. Students may have unrestricted eligibility if they have met all the criteria in (3) (a)-(g) above. If the student desires to transfer to another District school at any time after their initial enrollment, then they must follow the intradistrict policy and related interscholastic eligibility limits.

If a Student Does Not Qualify

If a student does not qualify for interdistrict transfer eligibility under the above standards, the student may seek a hardship waiver of their ineligibility.

All intermediate school students (grades 7-8) transferring on an interdistrict transfer into the District who intend to apply for athletic eligibility must fill out District forms 207, 510 and a Waiver to Practice. These forms are accessible at the new school's athletic office. Any students, seventh through eighth grade, and/or the student's parent/guardian should submit the completed forms to the athletic director at the student's new school.

After reviewing the completed forms 207 and 510, the Superintendent's designee will determine whether or not an intermediate school student has athletic eligibility upon the student's interdistrict transfer into the District. The Superintendent's designee will use the transfer guidelines under AR/BP 5117 as a criteria for and guidance for determining eligibility.

Interdistrict Transfer Eligibility (grades 9-12)

The following provisions apply to any student who transfers from a school located outside the Central Unified School District into a school located within the District during the student's ninth through twelfth grades. All criteria are established by CIF Bylaw 207 and all decisions regarding interdistrict transfers will be decided by CIF after review by the Superintendent's designee (Refer to CIF Bylaw 207).

Foreign Exchange Students:

The 365-day ineligibility includes foreign exchange students, foreign students, and any student who has transferred from a school not associated with the District and from another district without the student's parents/guardians/caregiver with whom the student lived with when he/she established residential eligibility, even though a new legal guardian or caregiver is appointed who themselves have been a resident of the District attendance area for more than 365 days. If a foreign exchange student can prove they have never previously participated in a specific or related sport or competitive extracurricular activity, said student may apply for a waiver of restricted eligibility in sports that they have not participated in prior to coming to the United States. In sports in which they have participated, they become ineligible for one (1) calendar year.

All high school students (grades 9 through 12) transferring into the District on an interdistrict transfer who intend to apply for athletic eligibility must fill out at Athletic Transfer Eligibility Application, CIF Form 207 and Pre-enrollment Contact Affidavit, CIF 510 and Waiver to Practice form. These forms are accessible at the new school's athletic office. Any student (grades 9 through 12) and/or the student's parent/guardian should the completed forms to the athletic director at the student's new school.

All forms will be sent to CIF, and CIF will determine the eligibility of the student transferring. Any appeals will be directly referred to CIF

1. A student may have restricted athletic eligibility, regardless of the above limitations, provided that the student can demonstrate a hardship as defined by CIF Bylaw 207 or AR/BP 5116.1, 5117, AR 5118. All students in grades 9-12 would still need approval from CIF prior to granting any eligibility.
2. All intermediate school students (grades 7-8) transferring to a school outside their attendance area on an intradistrict transfer or an open enrollment transfer who intend to apply for athletic eligibility fill out District Forms 207, 510 and Waiver to Practice. These forms are accessible at the new school's athletic office. Any student in grades 7-8 and/or the student's parent/guardian should submit the completed forms to the athletic director as the student's new school.

1. After reviewing the intermediate school student's completed Forms 207, 510 and Waiver to Practice, the Superintendent's designee will determine whether the intermediate school student has athletic eligibility upon the student's intradistrict or open enrollment transfer. CIF Central Section Bylaw 207 and AR/BP 5116.1, 5117, AR 5118 and the guidance provided by same, will be used to determine eligibility. Intermediate school students denied eligibility under this section by the Superintendent's designee may appeal the designee's determination consistent with section E.9 of this regulation.

Waivers

1. **Hardship and Restricted and Unrestricted Eligibility Waivers:** A student can obtain transfer eligibility under this regulation if they qualify for an ineligibility hardship waiver. An ineligibility hardship waiver may allow a student unrestricted or restricted eligibility for participation in District interscholastic athletics in grades 7-8 and may be granted up to restricted eligibility for intradistrict transfers as defined by E.4.a for grades 9-12 upon approval from CIF. In order for students in grades 9-12 to gain unrestricted eligibility they must meet CIF Bylaw 207's definition of a hardship.
2. **Hardship Waivers:** To qualify for a hardship waiver of ineligibility for interscholastic athletics, the transfer student must be able to demonstrate that a hardship caused the student to be ineligible. A hardship is defined as an unforeseeable, unavoidable, and uncorrectable act, condition, or event which causes the imposition of a severe non-athletic burden, upon the student or their family. The District incorporates by reference and refers to CIF Central Section Bylaw 207's definition of a hardship, interpretation of a hardship, and guidance of hardship waivers under Bylaw 207. Inclusive, for purposes of the District's Hardship Waiver process.
3. **Restricted Eligibility Waivers:** When a student transfers from school A to school B without the student's parent/guardian/caregiver moving into the new school attendance area and the student can prove a hardship as defined in AR/BP, the student may receive restricted eligibility at school B. Restricted eligibility is defined as athletic competition except varsity level competition in sports in which the student has participated in any level of interscholastic competition during the twelve (12) calendar months preceding the date of such transfer.

If a foreign exchange student can prove they have never previously participated in a specific or related sport or competitive extracurricular activity, said student may apply for a waiver of restricted eligibility in sports that they have not participated in prior to coming to the United States. In sports in which they have participated, they become ineligible for one (1) calendar year.

At a new school, where the school does not have a varsity level team, a transfer student or foreign exchange student may apply for restricted eligibility in sports even where the transfer or foreign exchange student has participated previously in varsity level competition for those sports, and may be granted restricted eligibility provided all other eligibility requirements/conditions are met.

CIF 207/510 Paperwork

Time Frame: Under this regulation, parents and student athletes should allow up to twenty (20) school days from the time all completed and appropriate paperwork is received by the Athletic Director at the student athlete's new school.

Appeals of Interdistrict Transfers Eligibility Determinations (7-8) and Intradistrict or Open Enrollment Transfer Eligibility (7-12).

1. Intermediate school students (grades 7-8) who have been found ineligible for interscholastic athletics following an interdistrict transfer by the Superintendent's designee, as well as intermediate and high school students (grades 7-12) who have been found ineligible for interscholastic athletics following an intradistrict or open enrollment transfer by the Superintendent's designee, may appeal the Superintendent's designee's decision as set forth herein to the District Athletic Committee (Interdistrict transfer eligibility for grades 9-12 students and appeals in relation to same are determined entirely by CIF).
2. The student may appeal the decision, in writing, describing why they are appealing and how it complies with the requirements and conditions of CIF and CIF Central Section Bylaw 207 and AR/BP 5116.1, 5117, and AR 5118. All documents must be delivered to the new school's Athletic Director.
3. The Athletic Director will submit the information received from the student to the District's Athletic Committee and present the case; or
4. The student may request the opportunity to present their case directly to the District's Athletic Committee in a closed meeting. If the student does not request the opportunity to be heard by the District's Athletic Committee, they waive their right to such an opportunity. If the student requests an opportunity to be heard by the District's Athletic Committee, they will be given fifteen (15) minutes to present the appeal to the Committee. The District may have legal representation at the Committee meeting, if necessary, to present other information regarding the student's eligibility appeal. The District will be given (15) minutes to present to the Committee relevant information regarding the student's athletic eligibility and appeal, if necessary. Once the appeal is presented, both parties will be asked to leave the room while the Committee deliberates.

The Committee will reconvene and disclose its decision.

All athletic eligibility and hardship waiver decisions by the Committee are final, binding, and not subject to further appeals with the District. The student will be notified of the decision from the A.D. of the school attending and the ruling will be forwarded to the CIF Central Section Commissioner.

1. The District's Athletic Committee will be assigned by the Superintendent or designee to their intermediate and high school (7-12) intradistrict and open enrollment transfer eligibility appeals and intermediate school (7-8) interdistrict transfer athletic eligibility

appeals. The District's Athletic Committee will be composed of all intermediate and high school Athletic Directors. In no instance shall the Athletic Director of the student's old or new school participate as a member of the Committee on a student's transfer eligibility appeal. However, the Athletic Director of the student's old and/or new school or other appropriate parties may present evidence or information to the District's Athletic Committee in order for the Committee to make an informed decision on the student's appeal, and the Athletic Director of the student's old and/or new school may advocate to the Committee regarding whether the Committee should or should not grant the student's transfer eligibility appeal.

2. Upon the majority vote of a quorum of members present, the District's Athletic Committee may overturn the Superintendent's designee's decision and grant the student's appeal.
3. Because the information utilized and discussed by the District's Athletic Committee regarding transfer eligibility appeals includes confidential student information, all transfer eligibility appeals and Committee deliberations will be held in closed session.
4. Following a meeting by the District's Athletic Committee to determine a student's transfer eligibility appeal, the Athletic Director of the student's new school will inform the student in writing, within a reasonable period of time, of the Committee's decision on the student's athletic transfer eligibility appeal.
5. Valid Residence and Valid Residence Changes

A student may have athletic eligibility under this regulation when they establish that valid full family move took place. Athletic eligibility based upon a valid full family move is distinct from athletic eligibility based upon a waiver of ineligibility because of hardship.

Athletic Residence

Pursuant to CIF Central Section Bylaw 206, a valid residence is that location where the student's parents/guardians/caregiver with whom the student lived when they established eligibility, live with the student and, as a result, use and enjoy that location. A student (with the student's parents/guardians/caregiver or immediate family with whom eligibility has been established) may only have one valid residence at a time.

Valid Change of Residence:

Determination of what constitutes a valid change of residence depends upon the facts in each case; however, to be considered, the following facts must exist (Refer to CIF Central Section Bylaw 206):

1. The original residence must be abandoned and vacated as a residence by the immediate family, and

2. The student's entire immediate family must make the change and take with them all household goods and furniture appropriate to the circumstances. For eligibility purposes, a family unit may not maintain two or more residencies; and
3. The change of residence must be genuine, without fraud or deceit, and with permanent intent.
4. Multiple Changes in Residence.

A student whose family makes a valid move into a new attendance area may be immediately residentially eligible for varsity competition. A subsequent move into a different attendance area by the family (or other family members) during that same school year will result in the student being declared ineligible until cleared for competition by the District's Athletic Committee.

Proving Valid Change of Residence

Evidence must be submitted that a valid change of residence has occurred. Evidence will include all of the following that are appropriate for the situation:

1. Operative telephone and utility at the student's new residence and terminated at the former residence;
 - a. Activation of bill at new address
 - b. Cancellation date of bill at former address
2. Proof of paying for utilities at the new residence including phone, gas, electricity, water, cable television and garbage collection;
 - a. Activation of bill at new address
 - b. Cancellation date of bill at former address
 - i. Bank statement indicating current and former addresses on new residence.
 - ii. Credit card statement indicating current and former addresses of new resident;
 - iii. Proof of submitting a change of address to the U.S. Postal Service to receive mail at the new residence;
 - iv. Proof of transfer of the parent's/guardian's and age-appropriate student's motor vehicle registration;
 - v. Proof of changed address on the parent's/guardian's and age-appropriate student driver's license;

- vi. Voter registration listing the new address;
 - vii. Real estate documents indicating and verifying a change of residence (sale and purchase, for instance)
3. Proof of entering into a long-term lease
 4. Court documents indicating a change of residence
 5. Property tax receipts
 6. Rent payment receipts
 - a. Declaration of residency executed by the student's parent/guardian; or
 - b. Other documentation that a Section or school district may require that establishes that a person is living at the new address.

The Athletic Director or other District personnel will visit and may revisit the residence to determine that the family is residing in the new residence.

The Athletic Director or other District personnel will visit the previous residence to determine that it has been abandoned and vacated.

A decision will be rendered once all completed forms have been turned in to the Athletic Director at the student's new school site. Parents/Guardians and students should allow up to twenty (20) school days for this process to be completed.

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