

# ENFORCING ATHLETIC POLICIES

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# Athletic Code of Conduct vs. School Code of Conduct

- Differences/Similarities?
- Look for contrasting language
- Look for differentiated discipline (Parents will find it)....consistency is key!



# Types of Athletic Codes:

- 24/7/365 (World-Wide, Round the Clock.....)
- In-Season (Defined by OHSAA)
- School Year (Defined by school calendar)

## YOUNG PLAYER CODE OF CONDUCT

- 1) I will demonstrate good sportsmanship
- 2) I will respect coaches, opponents, officials, parents and my teammates
- 3) I will not swear or be rude towards anyone
- 4) I will play by the rules and will not cheat
- 5) I will work hard for myself and the team
- 6) I will play sport for my own enjoyment, not just to please my parents or coaches
- 7) I will not argue with officials
- 8) I will do my best to listen and learn from my coaches
- 9) I will do my very best when playing



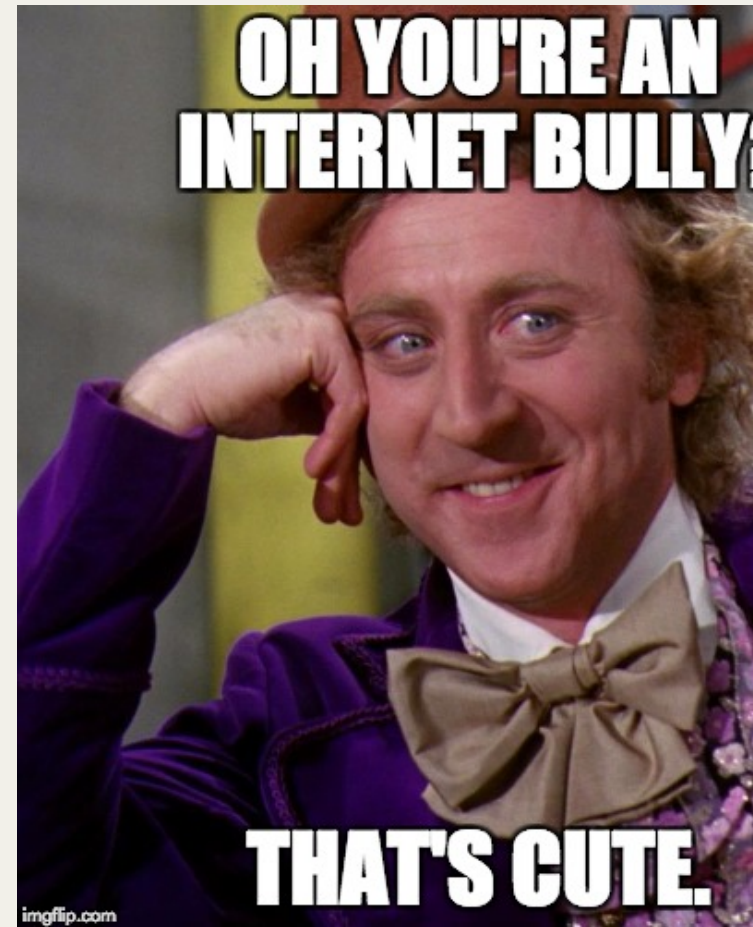
# School Law vs. Criminal Law

- Reasonable Suspicion vs. Probable Cause (The “51% Rule”)
- Denial of Participation vs. Suspension from School (Due Process implications)
- Burden of Proof
- The Appeal Process:
  - *The “Right to be Heard”*
  - *The “Right to Remain Silent”*
    - Crawford v. Deer Creek Public Schools (Oklahoma)



# Scope of Your Jurisdiction

- Social Media Issues
  - *School time vs. Non-school time*
  - *“Disruption of Educational Climate”*
  - *Applying the 51% Rule to Social Media Issues*



# Search of Cell Phones.....

- *People v. Rafael C.* (California)
  - “Reasonable Search” by school personnel





# “Right” vs. “Privilege”

- Is it a “Right” to participate in athletics?
- Athletic Policies and Home-schooled students



# Potential Language Issues with Athletic Policies:

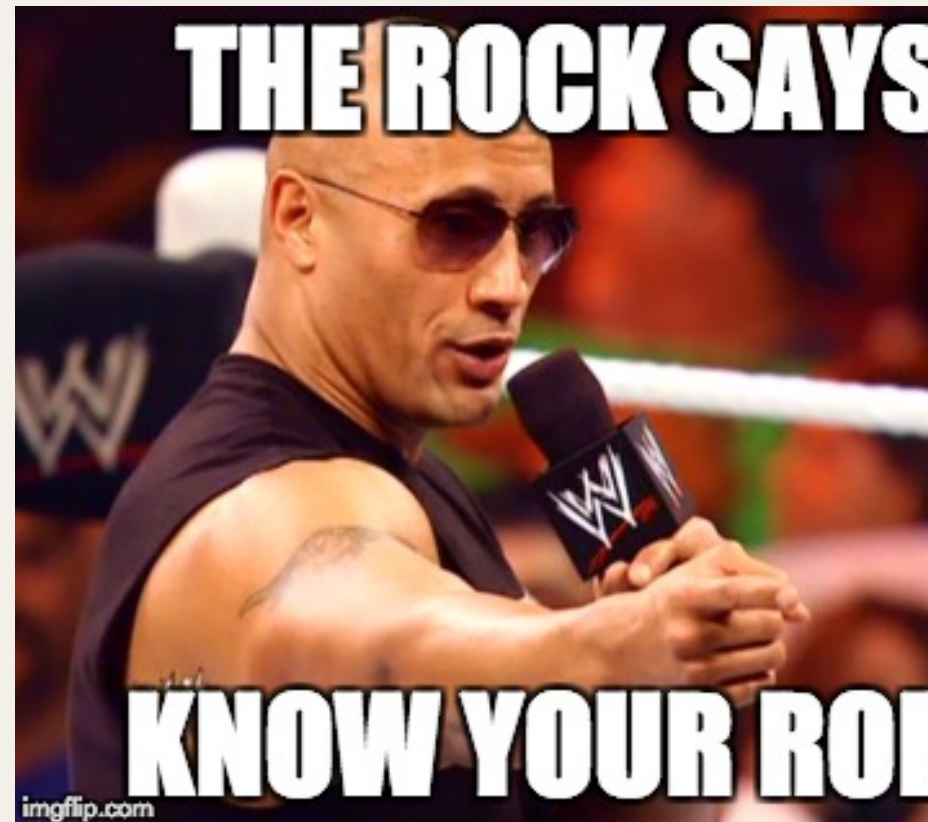
- “Under the Influence” vs. “Evidence of Consumption”
- “Tobacco Products” to include E-cigs and Vapes
- “Arson” vs. “Unauthorized Fire”
- “Assault” vs. “Unauthorized Touching” (“Levels” and concept of “self defense”)
- Conduct detrimental to the \_\_\_\_\_ Athletic Department
- Failure to follow reasonable directions by Coach and/or Athletic Director





# Know Your Role.....

- Can you suspend from school?
- Can you “emergency remove” from school?
- Can you “fire” a coach?



# Scenario.....

- *An ECOT student, who resides in another district, wants to be on your basketball team. Do you have to honor the request?*



# Scenario.....

- *A Fellowship of Christian Athletes (FCA) group comes to you and wants to meet in a classroom during lunch period on a voluntary basis. Is this allowed?*



# Scenario....

- *Two members of the Girls Basketball Team attended a party at a residence in another district. There were rumors of drinking at the party. When confronted by the Athletic Director on Monday, one of the girls admits her involvement, but the other adamantly denies any drinking involvement. Can the school apply the Athletic Code to one/both of the girls?*



Thanks for doing a great job in our schools, and for our kids!!

