

ATHLETIC COMPETITION*

Nondiscrimination and Equivalent Opportunities in the Athletic Program

~~Interscholastic games and contests shall be confined to a reasonable geographic area, not more than a distance of 25 miles.~~

No person ~~student~~ shall on the basis of gender, sexual orientation, ethnic group identification, race, ancestry, national origin, religion, color or mental or physical disability be excluded from participation in, be denied the benefits of, be denied equivalent opportunity in, or otherwise be discriminated against in interscholastic, intramural, or club athletics on the basis of actual or perceived sex, sexual orientation, gender, gender identity, gender expression, ethnic group identification, race, ancestry, national origin, religion, color, mental or physical disability, or any other basis specified in law. (Education Code 220, 221.5, 230; 35179; 5 CCR 4920; 34 CFR 106.41)

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 5145.3 – Nondiscrimination/Harassment)

The Superintendent or designee may provide single-gender~~sex~~ teams wherewhen selection for the teams is based on competitive skills. (5 CCR 4921; 34 CFR 106.41)

All students shall be allowed to participate in all single-sex athletic programs or activities consistent with their gender identity and for which they are otherwise eligible to participate, irrespective of the gender listed on the students' records. (California Interscholastic Federation Bylaw 300 D. Gender Identity Participation)

When a school provides only one team in a particular sport for members of one gender ~~sex~~, but provides no team in the same sport for members of the other gender ~~sex~~, and athletic opportunities in the total program for that gender ~~sex~~ have been previously limited, members of the excluded gender ~~sex~~ shall be allowed to try out and compete for the team. The same standards for eligibility shall be applied to every student trying out and competing for the team, regardless of sex, sexual orientation, gender, gender identity, gender expression, or other protected group status. (5 CCR 4921; 34 CFR 106.41)

When determining whether equivalent opportunities are available to all both genders sexes in athletic programs, the Superintendent or designee shall consider, among other factors: (5 CCR 4922; 34 CFR 106.41)

1. Whether the selection of sports and levels of competition offered effectively accommodate the interests and abilities of all both genders sexes.

The athletic program shall be considered to effectively accommodate the interests and abilities of all sexes if it meets one of the following criteria: (Education Code 230)

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- a. The interscholastic-level participation opportunities for male and female students are provided in numbers substantially proportionate to their respective enrollments.
 - b. When the members of one sex have been and are underrepresented among interscholastic athletes, the District can show a history and a continuing practice of program expansion that is demonstrably responsive to the developing interests and abilities of the members of that sex.
 - c. When the members of one sex are currently underrepresented among interscholastic athletes and the District cannot show a history and continuing practice of program expansion as required in item #b above, the District can demonstrate that the interests and abilities of the members of that sex have been fully and effectively accommodated by the present program.
2. The provision and maintenance of equipment and supplies
 3. Scheduling of games and practice times, selection of the season for a sport, and location of the games and practices
 4. Travel and per diem allowances
 5. Opportunities to receive coaching and academic tutoring
 6. Assignment and compensation of coaches and tutors
 7. Provision of locker rooms and practice and competitive facilities
 8. Provision of medical and training facilities and services
 9. Provision of housing and dining facilities and services
 10. Publicity
 11. Provision of necessary funds

Health and Safety

The Superintendent or designee shall annually distribute to student athletes and their parents/guardians an information sheet on concussions and head injuries. The student and parent/guardian shall sign and return the information sheet before the student's initiating practice or competition. (Education Code 49475)

(cf. 5145.6 – Parental Notifications)

If a student athlete is suspected of sustaining a concussion or head injury in an athletic activity, the student athlete shall be immediately removed from the activity for the remainder of the day. The student shall not be permitted to return to the activity until after being evaluated by a licensed health care provider trained in the management of concussions and receiving the health care provider's written clearance to return to the activity. (Education Code 49475)

The Superintendent or designee shall notify the student's parent/guardian of the date, time, and extent of any injury suffered by the student and any actions taken to treat the student.

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The Superintendent or designee shall provide training to coaches, athletic trainers, and/or school nurses regarding concussion symptoms, prevention, and appropriate response.

(cf. 4127/4227/4327 – Temporary Athletic Team Coaches)

Parental Notifications

Before a student participates in interscholastic athletic activities, the Superintendent or designee shall send a notice to the student's parents/guardians which:

1. Contains information about the ~~complaint~~ procedures for filing a discrimination complaint that arises out of an interscholastic athletic activity, including the name of the District's Title IX Coordinator

(cf. 1312.3 - Uniform Complaint Procedures)

2. Includes a copy of the Athletes' Bill of Rights pursuant to Education Code 271
- 2 3. Explains that there is an element of risk associated with all athletic competitions and that the District cannot guarantee that students will not be injured, despite its a commitment to provide for every participant's health and welfare

(cf. 3530 - Risk Management/Insurance)

(cf. 5143 – Insurance)

4. Provides information about insurance protection pursuant to Education Code 32221.5

(cf. 5143 – Insurance)

35. Requests parental permission for the student to participate in the program and, if appropriate, be transported by the school District to and from competitions

(cf. 3541.1 - Transportation for School-Related Trips)

46. States the Governing Board's expectation that students adhere strictly to all safety rules, regulations and instructions, as well as rules and guidelines related to conduct and sportsmanship

57. Includes a copy of the local California Interscholastic Federation (CIF) league rules

8. Includes information about the CIF bylaw and District policy requiring student athletes and their parents/guardians to sign a statement that the student will not use steroids or dietary supplements banned by the U.S. Anti-Doping Agency

(cf. 5131.63 – Steroids)

Regulation
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MT. DIABLO UNIFIED SCHOOL DISTRICT
Concord, California