

South Dakota High School
Activities Association
John Krogstrand
August 20, 2015

South Dakota Legislature: Interim Study Committee

Transgender Policy Creation

- Request from Member School for Eligibility Ruling in Fall of 2013
 - Member School had a student entering 8th grade who had participated previously in Cross Country
 - School Administrators were not planning on entering student in HS competition in 2013, but wanted clarity in advance of 2014

Transgender Policy Creation

- What was the basis for SDHSAA consideration of Creating a Policy?
 - SDHSAA Mission Statement Specifically States the Association:
 - “(The SDHSAA will) serve Member Schools by providing leadership in the development, supervision and conduct of interscholastic activities...”
 - SDHSAA Constitution & By-Laws State:
 - “This association shall attempt to equalize activity opportunity by standardizing qualifications for participants...in connection with all activities”

Transgender Policy Creation

- What was the basis for SDHSAA consideration of Creating a Policy?
 - SDHSAA Constitution & By-Laws State:
 - The Board of Directors has the power to determine eligibility for activity participation for member schools & their student-participants
 - “The eligibility of students of member high schools to participate in SDHSAA events rests with the Board of Directors of the Association under the powers of Section three of the By-Laws.”

Transgender Policy Creation

- Initial Conversation
 - SDHSAA Staff Contacted SDHSAA Board of Directors Leadership to appraise them of the request for interpretation from a Member School
 - At the time of the inquiry, SDHSAA policy did not provide for a specific transgender consideration, either through policy or other avenue to achieve due process for Member School or Student

Transgender Policy Creation

- Initial Conversation
 - SDHSAA Board of Directors Chairman Darren Paulson & Vice Chair Rick Weber requested the SDHSAA Executive Staff study the topic and make a presentation at the next, regularly scheduled BOD meeting – August 29, 2013
 - SDHSAA Staff made informal inquiries to surrounding states and local organizations to determine level of policy implementation, if any

Transgender Policy Creation

- August 29, 2013 BOD Meeting
 - SDHSAA Staff presented to full Board the information regarding a request for interpretation from a Member School on transgender eligibility for SDHSAA activities
 - Board of Directors directed staff to:
 - Research & Discuss policy with other NFHS Section Five States (N.D., Minn., Iowa, Neb., Mo. & Kans.)
 - Review policies currently in place with other NFHS State Associations
 - Formulate a policy for attorney review
 - Bring forth a policy for Board review at next scheduled meeting

Transgender Policy Creation

- SDHSAA Staff Research
 - Contacted National Federation of State High School Associations (NFHS) as well as bordering states & NFHS Section Five States (N.D., Minn., Iowa, Neb., Wyo., Mont., Mo. & Kans.) with information request
 - Contacted & Researched policy statements from NCAA, NAIA, US Olympic Committee, Amateur Athletic Union & other comparable NGB organizations
 - Standard practice for any topical research by SDHSAA Executive Staff, as well as many other Edu. Org.'s

Transgender Policy Creation

- Research Highlights
 - At that time, the majority of states were in the process of implementing or creating a policy to determine level of transgender participation
 - Nebraska, Minnesota, Missouri, North Dakota & Kansas State Associations were all working towards, or had already adopted policy on the transgender topic
 - Iowa State Legislature had taken steps to define “gender” by birth for all educational purposes, therefore State Associations & Schools follow suit

Transgender Policy Creation

- Further Board Consideration and Discussion
 - In meetings with agendas posted and all activity conducted in compliance with Open Meeting Rules/Regulations, the Transgender Policy was discussed and revamped by Member School Representatives & the Board of Directors on:
 - November 6, 2013
 - April 22 & 23, 2014
 - June 11, 2014 – First Version of Policy adopted by Board of Directors on a 4-1 vote

Transgender Policy Creation

- June 11, 2014 Policy
 - Drafted originally by SDHSAA Executive Staff with heavy input from local and national legal advisors
 - Policy drafted to specifically address further concerns expressed by Member Schools as to how to handle transgender eligibility requests
 - Culmination of comparable state association policies that had been adopted by other Member-School populated governing boards/bodies

Transgender Policy Creation

- June 11, 2014 Policy
 - Allowed for student to file an eligibility request for consideration to Gender Identification Committee comprised of healthcare officials with training in transgender health
 - Second level of appeal could be made to SDHSAA Board of Directors by the individual filing the original eligibility request and/or school if so desired

Transgender Policy Creation

- Other Policy Options
 - NCAA/IOC Policy
 - Requires male-to-female transgender individuals to be subject to hormonal therapy and/or sex reassignment surgery prior to competition
 - Legal advice was to refrain from comparable policy as further concerns arise when these steps involve a minor child
 - Other State Associations who have adopted this policy noted during research they were looking to change to a policy that more reflected the June 11 proposition

Transgender Policy - Evolvement

- Since June 11, 2014:
 - The Member Schools and Superintendents of those institutions have requested several items of the Board of Directors in regard to the policy as adopted
 - South Dakota Legislature discussed the policy and encouraged groups to attend meetings at local and SDHSAA levels
 - Culminating result will be a revised policy that more accurately reflects the wishes of Member Schools across the state, with a central policy adopted

Transgender Policy - Evolvement

- Private School Exemption
 - Passed in August of 2014 upon the request of Member Schools, private or parochial schools have the stated option to deny any transgender requests
 - Private/Parochial schools exemption based on an extension of Federal Law – USCA Title 20, Section 1681(a)(3)

Transgender Policy - Evolvement

- Survey of Membership
 - At the request of Huron Supt. Terry Nebelsick, all 181 Member School Superintendents were surveyed in May 2015 to determine whether the majority wanted a central, single policy to determine transgender eligibility
 - Of the respondents:
 - 77.2% favored a single, state-wide transgender policy
 - 86.7% were against each school being able to draft their own policy
 - 50.5% stated a policy provided by the ASBSD would not meet their needs

Transgender Policy - Evolvement

- Stakeholder Meeting
 - On May 15th, several groups from the State of South Dakota met to discuss the results of the survey as well as further action steps
 - Groups in attendance included:
 - SDHSAA, ASBSD, SASD, SD Attorney General's Office, SD Council of School Attorneys
 - Next few slides detail some of the resulting outcomes of this stakeholder meeting

Transgender Policy - Evolvement

- Minnesota State High School League
 - The MSHSL worked conjunctively with its member schools, legislators and executive staff to draft a policy based on “best practices”
 - This policy models much of the SDHSAA policy, but allows for an “Independent Hearing Officer” to determine student-athlete eligibility
 - IHO shall be someone of a legal background, current bar association member

Transgender Policy - Evolvement

- June & August 2015
 - Proposed New SDHSAA policy that will be voted on next week includes “IHO” to determine all transgender requests
 - Hearing Officer will make a decision on the legitimacy of the claim based on “submitted information and any other information which he or she, in their sole discretion, may deem necessary to render a decision”

Transgender Policy - Evolvement

- ASBSD/SASD Joint Conference
 - Discussion and Presentation led by Wade Pogany, ASBSD Exec. Director & Gerry Kaufman, Director of Policy & Legal Services
 - Purpose: Providing Schools with information related to transgender student and transgender employee issues

Transgender Policy – Evolvement

- SDHSAA's Take:
 - ASBSD Presentation shows the importance of the topic to schools across South Dakota
 - Having policies that differ for the school day versus extensions of the classroom in activities would create a harmful situation for South Dakota's schools
 - Revised SDHSAA policy allows a school to submit an application for consideration; this allows schools to adopt a consistent approach on the issue

Transgender Policy - Evolvement

- The 181 Member Schools of the SDHSAA have continued to provide guidance toward where their self-elected Board of Directors has asked policy to proceed
- This policy allows for Member Schools, Administrators and School Boards to evaluate transgender cases as best fits locally, allowing for an independent hearing officer with legal expertise determine the legitimacy of a claim for extracurricular eligibility



Site Selection

- Overview of the Process
 - Development of Guidelines by SDHSAA Staff & Board of Directors
 - Indication of Activities Community would like to host by local representatives
 - Report of Local Community Information by local representatives
 - Site Selection Committee Review & Recommendations
 - Board of Directors Recommendations/Adoption

Site Selection - Guidelines

- Each sport has a section of Guidelines developed by the SDHSAA Staff, Board of Directors & Host-Site Chairmen based on events over the 110-year history of the SDHSAA
- Guidelines are reviewed annually and published on the SDHSAA.com Homepage for public access
- Sport-Specific Advisories can annually consider, request and review potential changes to improve sport based on Member School input



SOUTH DAKOTA HIGH SCHOOL ACTIVITIES ASSOCIATION

SERVING STUDENTS SINCE 1905

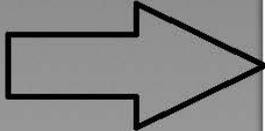
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PLAY SMART. PLAY HARD.

Schedules Rosters Brackets

Boys	Girls
Basketball AA A B	Basketball AA A B
Cross Country AA A B	Comp. Cheer All Classes
Football 11-Man 9-Man All Classes	Comp. Dance All Classes
Golf AA A B	Cross Country AA A B
Soccer All Classes	Golf AA A B
Tennis All Schools	Gymnastics All Classes
Track & Field	Soccer



Football

State Championships: November 12-14, 2015

The South Dakota High School Activities Association will serve member schools by providing leadership in the development, supervision, and conduct of interscholastic activities which enrich the educational experiences of high school students. The SDHSAA is committed to the ideals that will provide equitable participation opportunities and positive recognition to students, while working cooperatively with all schools to enhance the achievement of desired educational goals.

News & Announcements

Board of Directors Special Meeting - August 12 Tuesday, August 11, 2015

The SDHSAA Board of Directors will hold a special meeting via teleconference at 3:00 p.m. CT on Wednesday, August 12th. The public is invited to attend the meeting in person at the SDHSAA Office in Pierre.

[Agenda](#) | [Minutes](#)

Annual Coaches Clinic

Tuesday, June 30, 2015

The 64th Annual Coaches Clinic will be held on July 13-15 at the Ramkota Hotel and Convention Center in Aberdeen. Please see the below link for a complete schedule of events.

[Coaches Clinic Schedule](#)

Board of Directors Meeting - June 10

Thursday, June 18, 2015

The SDHSAA Board of Directors held its final meeting of the 2014-15 school

August 2015						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

AUG 17 1st Allowable Practice
Cross Country

AUG 21 New/Late Renewal
Officials Applications Due
CH, DN, FB, SOC, VB

AUG 24 1st Allowable Contest
Comp. Cheer, Comp. Dance

AUG 25 1st Allowable Contest
Volleyball

AUG 26 Board of Directors
Strategic Planning Meeting
SDHSAA Office 1:00 PM



Site Selection - Guidelines

- Guidelines contain several pieces of information, including, but not limited to:

Seating	Press/Media Areas	Security
Locker Rooms	Parking	Ticket/Pass Info
Playing Surface	Practice Availability	Programs
Concessions	Cheerleader Areas	Medical
Band/Performance Areas	Tournament HQ	Statistics
Motels	Restaurants	Restrooms
Hospitality	Broadcast Needs - SDPB	Sound System

Site Selection - Guidelines

- Seating Capacity:
 - Derived from actual numbers of tickets sold plus passes distributed to ensure adequate seating exists for “perfect storm” game
 - Sioux Falls Arena – Brandon vs. Pierre ‘AA’ Boys Basketball, 2013
 - All seats were sold; worked with local management to expand 200 additional general admission seats to ensure admission
 - DakotaDome 2007 – Oversold by USD – changes made to guidelines to address issue

Site Selection - Guidelines

- Hotel & Motel Capacity
 - Numbers reported by local communities on an annual basis
 - Numbers necessary determined by event history , scarcity of rooms remaining on a given night of the event and reports from member schools involved
 - Wrestling, for example, utilizes ~350 rooms for team and tournament personnel alone

Site Selection – City Indicators

- City Indicators
 - Annual survey sent to communities to confirm their interest in hosting events
 - Local Member School Administrators review guidelines and notify SDHSAA Executive Staff of events for consideration
 - Information passed along to Site Selection Committee for consideration

Site Selection – Local Information

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	
	Ab.C	Ab.R	BV	Bkgs.	D. Rap.	Htfd.	Harr.	H.Spr.	Hur.	Mad.	Milb.	Mit.	Pie.	RC	SF	SFC	SFO'G	Sp.	St.	Tea	Ver.m.	Wtn.	Ytn.	Total		
1																										
2																										
3	BOYS A GOLF	X	X			X	X		X	X	X				X	X	X		X		X	X		X	15	
4	BOYS AA GOLF	X		X	X					X					X	X			X				X	X	11	
5	GIRLS TENNIS			X											X	X									3	
6	SOCCER	X													X	X		X			X				6	
7	X COUNTRY				X					X					X	X									6	
8	C & ORCHESTRA	X													X	X									3	
9	CHEER & DANCE	X		X	X										X	X							X	X	8	
10	FOOTBALL															X						X			2	
11	VOLLEYBALL	X-1-2		X-1	X-1					X-1					X-1		X	X					X	X-1-2	X-1	9
12	ORAL INTERP	X						X		X					X	X		X		X			X	X	11	
13	ONE-ACT PLAY	X		X				X							X	X		X						X	7	
14	GYMNASTICS	X			X										X	X							X		6	
15	B WRESTLING	X													X	X									3	
16	A WRESTLING	X			X										X	X							X		5	
17	DEBATE & IE	X			X			X		X					X			X					X	X	9	
18	G "B" BB	X			X					X					X	X			X				X		7	
19	G "A" BB	X			X					X					X	X			X				X		7	
20	G "AA" BB	X			X					X					X	X							X		6	
21	B "B" BB	X			X										X	X									4	
22	B "A" BB	X			X										X	X									4	
23	B "AA" BB	X													X	X									3	
24	ALL-STATE BAND	X		X	X					X					X	X		X					X	X	11	
25	SHOW CHOIR															X										
26	JAZZ BAND	X													X	X									3	
27	BOYS TENNIS			X											X	X									3	
28	B "B" GOLF	X			X		X								X	X								X	7	
29	G "B" GOLF	X			X		X								X	X								X	6	
30	G "A" GOLF	X	X			X	X		X	X	X				X	X	X		X		X	X		X	15	
31	G "AA" GOLF	X		X	X					X					X	X			X				X	X	11	
32	TRACK PREMLIS			X			X	X-AA			X				X	X		X	X	X	X				11	
33	TRACK FINALS														X	X									2	
34	TOTALS	24	2	9	16	2	5	4	2	12	3	2	13	5	28	31	2	6	7	2	4	3	12	12		

Site Selection – Local Information

- Local Information
 - Local Member School Athletic Directors coordinate efforts with CVB, Chamber of Commerce, etc., to list information about a community's capacity to host events
 - Information includes hotel numbers, restaurant information, seating information, parking information and other venue-specific requirements

2014-2015
STATE EVENT VENUE INFORMATION

CITY	VENUE	HOTEL/MOTEL	TOTAL RESTAURANTS FAST FOOD/SIT-DOWN	SEATS	PARKING	ADD. PARKING	SCHOOL PARKING
Aberdeen	Barnett Center	1040	73/39/34	8000	1368	1350	NA
	Central High School	225 ADDITIONAL		3215	1200	800	2000
	Lee Park & Moccasin	AREA		NA	200	135	NA
	Johnson Fine Arts Center	FACILITIES		1000	1368	1350	NA
Brandon	BV High School	175	9/3/6	2900	500	300	100
	BV Track			2500	600	300	550
	Performing Arts Center			850	600		
	Brandon Municipal GC			NA	100		
Brookings	Swiftel Center	604	55/22/31	3608-GYM	719	950	NA
	Swiftel Center	WITH ANOTHER		4108-WR	719	400	NA
	Swiftel Center	OPENING IN		4608-BB/VB	719	400	NA
	Frost Arena	SUMMER/FALL		6102-VB/BB	300	1200	NA
	Performing Arts Center	OF 2015 WITH		992-AS Band	300	1200	NA
	Bkgs. High School	100 MORE		Debate and IE	700	700	700
	Bkgs. Country Club	ROOMS		NA	100	100	NA
	Edgebrook Golf Course			NA	100		NA
Dell Rapids	Rocky Run Golf Course	37 + SF	7/2/5 + SF	NA	100		
Harrisburg	High School Gym	4300/SF	500 total	2200-VB 1 class	600		NA
	Tiger Stadium (Track)			5000	700	600 by shuttle	NA
	Auditorium			700	700		NA
	Mini Theater			120	700		NA
Hartford	Golf Course	4300/SF	6/3/3	NA	400	150	250
Hot Springs	So. Hills Golf Course	900	26/4/22	NA	150		NA

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Site Selection – Committee

- Created in 2014 to provide more open discussion about site selection process
- Eight-member committee including:
 - Three Board of Directors Members
 - Five Member School Representatives from those schools who host the majority of SDHSAA State Events
 - SDHSAA Staff represents a liaison capacity to provide information for committee as desired

Site Selection – Committee

- 2014-15 Process:
 - Committee working three years out; recommended sites for 2018-19
 - Three meetings held open to the public for discussion and review of guidelines, attendance reports, financial reports and other pertinent data
 - Committee Reports provided to SDHSAA Board of Directors after each meeting by committee members
 - Open discussion accepted from individuals not on the committee as requested

Site Selection – Board Adoptions

- Previously, Board heard recommendations from staff on site selections and made determinations over the course of a single meeting
- With new policy, Board hears reports throughout the course of the year and will work with committee to evaluate events
- Board Chairman will annually review the makeup of the Site Selection Committee to ensure appropriate membership
- Board reserves right to make changes as unforeseen circumstances arise (i.e.: Corn Palace in 2014-15)