

CODE OF ELIGIBILITY

Adopted by the Marionville R-IX School District Board of Education on October 16, 2013.

Introduction

Extracurricular participation is a privilege for students in grades 7-12 in the Marionville R-IX School District. This privilege will be revoked or suspended, however, if any participant fails to follow the rules and regulations outlined in this code. The Code of Eligibility for the Marionville R-IX School District activities program is meant to encourage students who represent the district in one or more of its activities to abide by local, state and federal laws and restrictions pertaining to the use of tobacco, alcoholic beverages and controlled substances. It is intended to encourage parents, faculty members, administrators and Board members to demonstrate commitment to established policies that state that the district will teach students about substance use and abuse. It is also intended to address student violations in a uniform manner between and among all activities.

Eligibility Requirements

Citizenship

Students who represent the district in interscholastic activities must be creditable citizens and judged so by the appropriate administrator. Those students whose character or conduct is such as to reflect discredit upon themselves or their districts are not considered "creditable citizens." Conduct shall be satisfactory in accord with the standards of good discipline.

- a. *Law Enforcement*- A student who commits an act for which charges may be or have been filed by law enforcement authorities under any municipal ordinance, misdemeanor or felony statute shall not be eligible until all proceedings with the legal system have been concluded and any penalty (i.e., jail time, fine, court costs, etc.) or special condition of probation (i.e., restitution, community service, counseling, etc.) has been satisfied. If law enforcement authorities determine that charges will not be filed, eligibility will be contingent upon district policies. Minor moving traffic offenses shall not affect eligibility, unless they involve drugs, alcohol or injuries to others. After a student has completed all court appearances and penalties, and has satisfied all special conditions of probation and remains under general probation only, district authorities shall determine eligibility.
- b. *Violations of the Student Discipline Code*
 - 1. A student who violates a district policy is ineligible until completion of the prescribed school penalties.
 - 2. The eligibility of a student who is serving detention or in-school suspension shall be determined by district authorities.
 - 3. A student shall not be considered eligible while serving an out-of-school suspension.

4. A student who is expelled or who withdraws from school because of disciplinary measures shall not be considered eligible for 365 calendar days from the date of expulsion or withdrawal.
 5. If a student misses class(es) without being excused by the principal, the student shall not be considered eligible on that date. Further, the student cannot be certified eligible to participate on any subsequent date until the student attends a full day of classes.
 6. Each individual school has the authority to set more restrictive citizenship standards and shall have the authority and responsibility to judge its students under those standards.
 7. Each school shall diligently and completely investigate any issue that could affect student eligibility.
- c. *Student Responsibility* - Each student is responsible to notify his/her school of any and all situations that would affect his/her eligibility under the above standards. If the student does not notify the school of the situation prior to the school's discovery, the student shall be ineligible for up to 365 calendar days from discovery, pending review by the Board of Education.
- d. *Self-Reporting Process*
1. Self-reporting must take place prior to the school's discovery, or the next available school day applicable in the specific situation.
 2. Student shall notify the building-level administrator by self-reporting through written notification. Upon receipt of the self-reporting notification, the building-level administrator will determine the length of suspension as per policy. A meeting will be scheduled with the student and parent/guardian to review the self-reporting notification and discuss consequences of the violation.

Academics

A beginning ninth grade student shall have been promoted from the eighth grade to the ninth grade for first semester eligibility.

Grades 9-12- A student in grades 9-12 must meet the following requirements in order to be academically eligible to participate in interscholastic activities:

1. *Semester Prior to Participation* - The student shall have earned, the preceding semester of attendance, a minimum of 3.0 units of credit or have earned credit in 80 percent of the maximum allowable classes in which a student can be enrolled in the semester, whichever is greater, or a student must have made standard progress for his or her level the preceding semester in a special education program for approved by the Missouri State Department of Education which, though ungraded, enrolled pupils of equivalent age.
2. *Semester of Participation* - The student shall currently be enrolled in and regularly

attending courses that offer 3.0 units of credit or 80 percent of the maximum allowable credits that may be earned, whichever is greater; or a student must be enrolled in a full course at his or her level in a special education program approved by the Missouri State Department of Education which, though ungraded, enrolls pupils of equivalent age.

A student must be making satisfactory progress towards graduation as determined by district policies.

Participant Conduct Code

Section A: Purpose

In order that the standards and ideals of the Marionville R-IX School District will be upheld and uniformly enforced, the Board of Education has established the following rules of conduct, both in and out of school, which all students and parents of students involved, should clearly understand. Those students who participate in an activity in which they are on a MSHSAA roster will be subject to extracurricular discipline for any violations that occur during the course of a 365- day calendar year. This is a result of MSHSAA's definition of citizenship. In accordance with MSHSAA and Board of Education policy, students/parents are required to inform administration of any illegal activities that take place off campus that result in the student being charged, convicted or plead guilty in a court of general jurisdiction for commission of an unlawful act. Illegal activities that take place on campus do not require formal charges for disciplinary action to be imposed.

Section B: Definitions

For clarity and understanding, some definitions follow:

Alcoholic Beverage - Includes any intoxicating beverage and non-intoxicating beer.

Controlled Substance - Includes prescription drugs that were not prescribed by a physician for the student in possession thereof, and shall also include all drugs under the classifications of narcotics, depressants, marijuana and hallucinogens.

Illegal Gathering - Where alcohol and/or illegal drugs are being used illegally. Family weddings and gatherings are not considered illegal gatherings; however, this does not allow use of these products by minors.

Non-negative Test Result- An initial, unconfirmed toxicological test result that is considered to demonstrate the presence of an illegal drug or the metabolite thereof using the standards customarily established by the testing laboratory administering the drug use test.

Participating Student- Any student in activities offered by Marionville R-IX School District that fall under the jurisdiction of the Missouri State High School Activities Association (MSHSAA).

Period of Ineligibility - The period measured in calendar days during which participating students will be ineligible to participate in district activities.

Possession - To have on one's person, to have in one's control or to have consumed any item constituting a violation as described in this code, or to be visibly intoxicated.

School Activities- Those activities offered by the Marionville R-IX School District that fall under the jurisdiction of MSHSAA.

Violation- Breaking any school or training rule, as well as breaking any city, state or federal law except non-alcohol/controlled substance related traffic offenses as found by a preponderance of the evidence from all available sources at an informal meeting as described in this code.

Section C: Findings

All offenses will accumulate from year-to-year, beginning with a student's first signed code of eligibility and concluding with a student's graduation.

Any violation reported to district administration by juvenile authorities and/or law enforcement officials shall merit an investigation by district administration. If a participating student, after a meeting with the district administration, is found to have committed a violation as described in this code, either in or out of school, the participating student shall thereupon be declared ineligible to participate in district activities. The student shall remain out of such activities for the pertinent time limits prescribed below.

1. *Possession/Use of Tobacco* - Student participants will not be permitted to possess or use tobacco. Therefore, the following consequences will be assessed to students who are in violation of this policy if the use or possession occurs on district property, at a district-sponsored event, is reported or confirmed by a law enforcement agency, is confirmed by district personnel, or is self-reported to district personnel. Illegal activities that take place on campus do not require formal charges for disciplinary action to be imposed.

After the informal meeting, if a violation is found to have occurred as above described, the period of ineligibility shall begin immediately or when the student begins activity/extracurricular participation according to the following schedule:

First Offense: 5 calendar days of ineligibility during which the student is an active participant in district activities.

Second Offense: 10 calendar days of ineligibility during which the student is an active participant in district activities and proof of completion of an approved tobacco cessation program that is offered outside of school at the student's expense.

Third Offense: 365 calendar days of ineligibility during which the student is an active participant in district activities and proof of completion of an approved tobacco cessation program that is offered outside of school at the student's expense.

Fourth Offense: Permanent suspension of participation in MSHSAA- sanctioned activities.

2. *Possession/Use/Under the Influence of Alcoholic Beverages* - Possession, use, being under

the influence of, or distribution of alcoholic beverages by student participants will not be permitted. In addition, students shall be in violation of this policy if they are present at an illegal gathering. Therefore, the following consequences will be assessed to students who are in violation of this policy if the use, possession or distribution occurs on district property, at a district-sponsored event, or is reported or confirmed by a law enforcement agency, is confirmed by district personnel, or is self-reported to district personnel. Illegal activities that take place on campus do not require formal charges for disciplinary action to be imposed.

After the informal meeting, if a violation is found to have occurred as above described, the period of ineligibility shall begin immediately or when the student begins activity/extracurricular participation according to the following schedule:

First Offense: 14 calendar days of ineligibility during which the student is an active participant in district activities.

Second Offense: 90 calendar days of ineligibility during which the student is an active participant in district activities and proof of completion of an approved educational drug/alcohol program that is offered outside of school at the student's expense.

Third Offense: 365 calendar days of ineligibility during which the student is an active participant in district activities and proof of completion of an approved educational drug/alcohol program that is offered outside of school at the student's expense.

Fourth Offense: Permanent suspension of participation in MSHSAA- sanctioned activities.

3. *Possession/Use/Being under the Influence of/Distribution of Unauthorized Prescription Drugs, Controlled Substances, Imitation Controlled Substances, Drug Paraphernalia, or Items Represented to be Such* - Possession, use, being under the influence of, or distribution of unauthorized prescription drugs, controlled substances, imitation controlled substances, drug paraphernalia, or items represented to be such will not be permitted by student participants. In addition, students shall be in violation of this policy if they are present at an illegal gathering. Therefore, the following consequences will be assessed to students who are in violation of this policy if the use, possession or distribution occurs on district property, at a district-sponsored event, or is reported or confirmed by a law enforcement agency, is confirmed by district personnel, or is self-reported to district personnel. Illegal activities that take place on campus do not require formal charges for disciplinary action to be imposed.

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Third Offense: 365 calendar days of ineligibility during which the student is an active participant in district activities and proof of completion of an approved educational drug/alcohol program that is offered outside of school at the student's expense.

Fourth Offense: Permanent suspension of participation in MSHSAA-sanctioned activities.

Section D: Students Covered

This code shall apply to students in grades 7-12 in the Marionville R-IX School District.

Section E: Due Process

All students will have the opportunity to express their side of any incident in which they may be involved. If the student is dissatisfied with any decision, he/she has the right to appeal through the following channels:

1. Athletic director
2. Principal
3. Superintendent
4. Board of Education

Any incidents that occur that are not covered by these guidelines will be reviewed on an individual basis, and decisions related to penalties will be made jointly by the district's administration, athletic director and head coach/sponsor. Final decisions of all incidents will be at the discretion of the administration.

Adopted: October 16, 2013

Marionville R-IX School District

Code of Eligibility

This sheet must be signed by the parties indicated and returned to the activity director to be kept in the main office. This form must be signed and on file before a student will be allowed to participate.

I have read the Code of Eligibility and I understand and agree to abide to all the provisions contained therein. I understand that MSHSAA regulations require each student to notify the school of any situations that would affect his/her eligibility.

Printed Student's Name

Student's Signature

Date

I give my permission for my son/daughter to participate in activities at the Marionville R-IX School District and I acknowledge receipt of and have studied and understand the Marionville R-IX School District Code of Eligibility.

Printed Name of Parent/guardian

Signature of Parent/guardian

Date