

PENNSYLVANIA ATHLETIC OVERSIGHT COMMITTEE

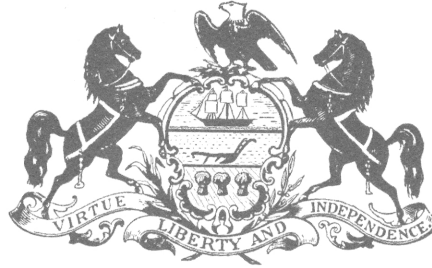
MEMBERS:

Representative Gene DiGirolamo,
Chairman

Representative Tony Payton Jr.
Representative Richard Grucela

Senator Robert Robbins,
Vice Chairman

Senator Jane Orié
Senator Richard Kasunic



STAFF:

House:

Sean Harris, Executive Director
Pamela Huss, Administrative Assistant

Senate:

Justin N. Leventry

MEMORANDUM

TO: PA Athletic Oversight Committee Members

FROM: Representative Gene DiGirolamo, Acting Chairman
PA Athletic Oversight Committee

DATE: December 6, 2011

RE: PA Athletic Oversight Committee Meeting

Please join me for a voting meeting of the PA Athletic Oversight Committee on December 12, 2011 at 11:00 a.m. in Room B-31 of the Main Capitol. We will be voting to approve the Annual Report from 2010 and also taking testimony involving the use of hard helmets for girl's Lacrosse.

Please email phuss@pahousegop.com or call our office at 783-7319 to let us know if you are able to attend. Thank you!

HOUSE OF REPRESENTATIVES
COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE CHIEF CLERK

Committee Attendance Record

DATE: December 12, 2011

COMMITTEE: PA Athletic Oversight Committee

DATE: December 12, 2011

PLACE:

G-50 Irvis Office Building

TIME CALLED TO ORDER: 11:13 a.m.

TIME ADJOURNED:

11:27 a.m.

MAJORITY MEMBERS	PRES	ABS	ON LEAVE	MINORITY MEMBERS	PRES	ABS	ON LEAVE
Rep. Gene DiGirolamo, Chairman	X			Senator Jane Orié, Vice Chair	X		
Rep. Mike Reese	X			Senator Joseph Scarnati	X		
Rep. Tony Payton			X	Senator Richard Kasunic	X		
Payton on official House Leave							

Total Present 5

Total Absent 0

Total Absent with Leave 1

Gene DiGirolamo
Chairman

Paula Huss
Administrative Assistant

HOUSE OF REPRESENTATIVES
COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE CHIEF CLERK

Committee Roll Call

Date December 12, 2011

Committee PA Athletic Oversight Committee Date & Time 12/12/11 11:22 a.m.
 Bill or Resolution No. Elect Vice Chair Type of Motion _____
 Sponsor of Motion Senator Scarnati Seconded by Rep. Reese
 Brief Description _____

Yeas 5 Nays 0 Not Voting 1 Passed X Failed _____

MAJORITY MEMBERS	YEAS	NAYS	N-V	MINORITY MEMBERS	YEAS	NAYS	N-V
Rep. Gene DiGirolamo, Chairman	X			Sen. Jane Ori, Vice Chair	P		
Rep. Mike Reese	X			Sen. Joseph Scarnati	X		
Rep. Tony Payton			X	Sen. Richard Kasunic	X		

Gene DiGirolamo
Chairman

Pamela Huns
Administrative Assistant

HOUSE OF REPRESENTATIVES
COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE CHIEF CLERK

Committee Roll Call

Date December 12, 2011

Committee PA Athletic Oversight Committee Date & Time 12/12/11 11:23a.m.
Bill or Resolution No. Approve minutes 3/16 & 9/21/10 Type of Motion _____
Sponsor of Motion Senator Scarnati Seconded by Rep. Reese
Brief Description _____

Yeas 5 Nays 0 Not Voting 1 Passed X Failed _____

MAJORITY MEMBERS	YEAS	NAYS	N-V	MINORITY MEMBERS	YEAS	NAYS	N-V
Rep. Gene DiGirolamo, Chairman	X			Sen. Jane Orié, Vice Chair	P		
Rep. Mike Reese	X			Sen. Joseph Scarnati	X		
Rep. Tony Payton			X	Sen. Richard Kasunic	X		

Chairman
[Signature]
Administrative Assistant
[Signature]

HOUSE OF REPRESENTATIVES
COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE CHIEF CLERK

Committee Roll Call

Date December 12, 2011

Committee PA Athletic Oversight Committee Date & Time 12/12/11 11:24a.m.

Bill or Resolution No. Approve 2010 Annual Report Type of Motion _____

Sponsor of Motion Senator Kasunic Seconded by Senator Scarnati

Brief Description _____

Yeas 5 Nays 0 Not Voting 1 Passed X Failed _____

MAJORITY MEMBERS	YEAS	NAYS	N-V	MINORITY MEMBERS	YEAS	NAYS	N-V
Rep. Gene DiGirolamo, Chairman	X			Sen. Jane Orié, Vice Chair	P		
Rep. Mike Reese	X			Sen. Joseph Scarnati	X		
Rep. Tony Payton			X	Sen. Richard Kasunic	X		

Gene DiGirolamo
Chairman

Patricia Deas
Administrative Assistant




Senate of Pennsylvania

MEMO

TO:	Rep.:	<u>DiGirolamo</u>	Chairman
FROM:	Senator:	Jane C. Orié	
SUBJECT:	Proxy		

Due to other legislative duties, I will be unable to attend the meeting of the Committee on Pennsylvania Athletic Oversight scheduled for December 12, 2011.

I am to be recorded as voting in the manner as indicated by Representative DiGirolamo on all matters before the Committee at this meeting.



Senator

**PA ATHLETIC OVERSIGHT COMMITTEE (PAOC)
REP. GENE DIGIROLAMO, CHAIR
MONDAY, DECEMBER 12, 2011
Room B-31 Main Capitol**

AGENDA

Meeting Called to Order

- The following members of the General Assembly are appointed to the PAOC:

Representative Gene DiGirolamo

Senator Joseph Scarnati

Representative Mike Reese.

Senator Jane Orié

Representative Tony Payton Jr.

Senator Richard Kasunic

Roll Call

- Election of Vice Chair of the Committee

Old Business

- Approval of the minutes of March 16, 2010 and September 21, 2010

New Business

- Approval of the draft 2010 Annual Report.
- Brad Cashman, Executive Director of the PIAA, to provide an update on the PIAA's continued compliance with Act 91 of 2000, and any other issues important to the Committee or the PIAA.

Next Meeting Announcement

- TBA early in 2012

Adjournment

INTRODUCTORY STATEMENT OF MR. CASHMAN

GOOD MORNING! THANK YOU FOR INVITING ME TO PROVIDE YOU WITH AN UPDATE ON MATTERS RELATING TO INTERSCHOLASTIC ATHLETICS. I AM HAPPY TO RESPOND TO ANY QUESTIONS THAT YOU MAY HAVE BUT, IF YOU DO NOT OBJECT, I THOUGHT THAT IT WOULD BE APPROPRIATE TO PROVIDE YOU WITH SOME COMMENTS ON A COUPLE OF LEGISLATIVELY RELATED MATTERS.

EDUCATION BILL OF JUNE 2011

FIRST, AS YOU ARE AWARE, THE EDUCATION BILL ADOPTED IN JUNE 2011 CONTAINED LANGUAGE REQUIRING PIAA TO ADOPT A POLICY EFFECTIVELY AMENDING PIAA'S TRANSFER RULE. I WILL NOT DISCUSS THE PROCESS BY WHICH THIS LEGISLATIVE AMENDMENT WAS ADDED OTHER THAN TO NOTE OUR PREFERENCE TO WORK THROUGH THIS COMMITTEE ON MATTERS WHICH THE GENERAL ASSEMBLY BELIEVES TO BE RELEVANT TO INTERSCHOLASTIC ATHLETICS. WE ATTEMPT TO KEEP THIS COMMITTEE INFORMED OF OUR EFFORTS TO ADDRESS MATTERS RAISED BY OUR MEMBER SCHOOLS AND OUR STUDENT-ATHLETES SO THAT DISCUSSIONS REGARDING PROPOSED LEGISLATION CAN BE INFORMED ONES. BY CONTRAST, HURRIEDLY DRAFTED LEGISLATION BY THOSE ONLY TANGENTIALLY INVOLVED WITH THE COMPLEX ISSUES IN THIS AREA CAN OFTEN CREATE MORE PROBLEMS THAN THEY SOLVE.

IN ANY EVENT, IN REACTION TO THE LEGISLATION, THE PIAA BOARD OF DIRECTORS, AT ITS MEETING OF THURSDAY, JULY 21, 2011, AMENDED ARTICLE VI OF THE PIAA BY-LAWS TO PERMIT STUDENTS WHOSE SCHOOLS HAVE, PRIMARILY FOR BUDGETARY REASONS, ELIMINATED SPORTS PLAYED BY THEM TO TRANSFER TO ANOTHER MEMBER SCHOOL. WE DO BELIEVE, HOWEVER, THAT THIS EXCEPTION OF ALLOWING A STUDENT TO TRANSFER BETWEEN SCHOOLS FOR ATHLETIC RATHER THAN ACADEMIC REASONS IS INCONSISTENT WITH THE PURPOSES OF OUR EDUCATIONAL SYSTEM AND THAT IT WRONGLY PRIORITIZES ATHLETICS OVER ACADEMICS. FOR THIS REASON, WE BELIEVE IT APPROPRIATE TO REPEAL THIS CHANGE TO THE PUBLIC SCHOOL CODE.

A SECOND PART OF THE EDUCATION BILL WHICH IMPACTED PIAA RELATES TO THE AMENDMENTS TO THE PUBLIC SCHOOL CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR EMPLOYEES AND INDEPENDENT CONTRACTORS. AS YOU ARE AWARE, PIAA-REGISTERED SPORTS OFFICIALS, KNOWN IN DIFFERENT SPORTS AS EITHER

REFEREES OR UMPIRES, ARE CONSIDERED INDEPENDENT CONTRACTORS WHEN THEY ARE RETAINED BY A SCHOOL TO OFFICIATE CONTESTS HOSTED BY THAT SCHOOL. SINCE THE OFFICIALS MIGHT OFFICIATE AT DOZENS OF SCHOOLS IN MULTIPLE SPORTS, A POTENTIAL PROBLEM EXISTED BECAUSE EACH SCHOOL COULD REQUIRE NEW BACKGROUND CHECKS EACH TIME THAT A NEW CONTRACT FOR A CONTEST WAS SIGNED.

SEVERAL YEARS AGO, PIAA WORKED OUT AN ARRANGEMENT WITH THE DEPARTMENT OF EDUCATION UNDER WHICH PIAA AGREED TO SERVE AS A CLEARING HOUSE FOR ITS MEMBER SCHOOLS TO CONFIRM WITH PIAA THAT SUCH CHECKS WERE COMPLETED. THIS PERMITTED SPORTS OFFICIALS TO GO THROUGH THE BACKGROUND CHECK PROCESS ONLY ONCE.

ANY APPLICANT FOUND TO HAVE BEEN IN VIOLATION OF ONE OF THE STATUTORY LIST OF OFFENSES WAS BARRED FROM REGISTRATION. IF THE OFFICIAL WAS CONVICTED OF ANY OTHER OFFENSES, PIAA WOULD INQUIRE AS TO THE CIRCUMSTANCES OF SUCH CONVICTION BEFORE ACCEPTING THE APPLICANT FOR REGISTRATION.

THE JUNE 2011 AMENDMENTS TO THE PUBLIC SCHOOL CODE EXPAND THE LIST OF OFFENSES REQUIRING SUCH A BAN FROM REGISTERING WITH PIAA. IT FURTHER STANDARDIZED THE CONSEQUENCES FOR CONVICTIONS OF OTHER FELONIES AND MISDEMEANORS. FINALLY, THE AMENDMENTS NOW REQUIRE ALL EMPLOYEES AND INDEPENDENT CONTRACTORS, EVEN THOSE WHO MAY HAVE BEEN GRANDFATHERED FROM BEING REQUIRED TO HAVE THE BACKGROUND CHECKS, TO COMPLETE AND SUBMIT A DEPARTMENT OF EDUCATION FORM IDENTIFYING ANY PRIOR CRIMINAL CONVICTIONS.

IN REACTION TO THESE LEGISLATIVE CHANGES, PIAA HAS AMENDED ITS BY-LAWS TO ENSURE THAT IT IS IN COMPLIANCE WITH THOSE MANDATES. A COPY OF THE REVISED ARTICLE XV OF THE PIAA BY-LAWS IS BEING PROVIDED FOR YOUR CONSIDERATION.

RIGHT-TO-KNOW LAW

FINALLY, I WOULD LIKE TO RAISE A MATTER WHICH WE HAVE PREVIOUSLY DISCUSSED AND ON WHICH WE HAVE RECEIVED THE COMMITTEE'S SUPPORT.

IN 2008, THE GENERAL ASSEMBLY ADOPTED THE RIGHT-TO-KNOW LAW, WHICH IDENTIFIED PIAA AS A "STATE-AFFILIATED ENTITY" SUBJECT TO ITS PROVISIONS. AS WE HAVE PREVIOUSLY DISCUSSED WITH THIS COMMITTEE, PIAA DOES NOT OBJECT TO PUBLIC DISCLOSURE OF ITS DOCUMENTS, AND WE WERE DOING SO, WELL BEFORE THE ADOPTION OF THE RIGHT-TO-KNOW LAW. OUR PRIMARY CONCERN IS BEING IDENTIFIED AS SOMETHING THAT WE ARE NOT.

THE RIGHT TO KNOW LAW DEFINES A STATE-AFFILIATED ENTITY AS "A COMMONWEALTH AUTHORITY OR COMMONWEALTH ENTITY." PIAA IS NEITHER. YET, THE FOLLOW-UP LISTING PROCEEDS TO IDENTIFY PIAA AS A STATE-AFFILIATED ENTITY.

SINCE ITS FORMATION IN 1913, PIAA HAS BEEN AND REMAINS A NON-PROFIT CORPORATION AND A VOLUNTARY MEMBERSHIP ORGANIZATION. PIAA IS NOT "AN ORGANIZATION ESTABLISHED BY THE CONSTITUTION OF PENNSYLVANIA, A STATUTE OR EXECUTIVE ORDER WHICH PERFORMS OR IS INTENDED TO PERFORM AN ESSENTIAL GOVERNMENTAL FUNCTION." INDEED, PIAA'S ROLE DOES NOT DIFFER FROM THAT OF OTHER NON-PROFIT ORGANIZATIONS THAT PROVIDE ORDER TO INTERSCHOLASTIC COMPETITIONS, SUCH AS BAND COMPETITIONS, DEBATE AND FORENSIC COMPETITIONS, MOCK TRIAL COMPETITIONS, GEOGRAPHY AND SPELLING BEES, AND QUIZ BOWLS.

PIAA ALSO DOES NOT RECEIVE FUNDING FROM THE COMMONWEALTH. IT IS FUNDED EXCLUSIVELY BY ITS SALE OF TICKETS TO ITS INTER-DISTRICT CHAMPIONSHIP CONTESTS, SALE OF PROGRAMS AND MERCHANDISE AT THOSE CONTESTS, AND ANNUAL DUES PAID BY ITS MEMBER SCHOOLS. PIAA HAS NEVER SOUGHT TO BE INCLUDED WITHIN THE BUDGET OF ANY AGENCY, OFFICE, DEPARTMENT, AUTHORITY, BOARD, OR COMMISSION OF THE COMMONWEALTH OF PENNSYLVANIA. PIAA HAS NEVER BEEN, NOR DOES IT INTEND TO BE, THE RECIPIENT OF COMMONWEALTH FUNDING. ON THIS BASIS ALONE, WE BELIEVE THAT PIAA IS DISTINGUISHABLE FROM EVERY OTHER NAMED, AND SOME UNNAMED, STATE-AFFILIATED ENTITIES UNDER THE RIGHT-TO-KNOW LAW.

EQUALLY SIGNIFICANT TO (1) THE LACK OF FINANCIAL ASSISTANCE, (2) THE LACK OF ANY PROVISION OF A GOVERNMENTAL FUNCTION, AND (3) THE FACT THAT PIAA IS SIMPLY A NON-PROFIT CORPORATION CREATED FOR THE BENEFIT OF THOSE PUBLIC AND PRIVATE SCHOOLS THAT VOLUNTARILY CHOOSE TO JOIN PIAA, IS THE MULTI-

LEVELED ROLE THAT PIAA HAS IN ADMINISTERING INTERSCHOLASTIC ATHLETIC COMPETITION AMONG ITS MEMBER SCHOOLS.

IN ADDITION TO ESTABLISHING AND ENFORCING RULES OF CONDUCT AND COMPETITION, PIAA ALSO HAS A JUDICIAL FUNCTION WHICH OFTEN INVOLVES HEARINGS DISCLOSING SENSITIVE AND CONFIDENTIAL INFORMATION OF STUDENT-ATHLETES AND THEIR FAMILIES. CASES INVOLVING FINANCIAL HARDSHIPS, FAMILY EMOTIONAL STRESSES, AND VARIOUS DISABILITIES ARE ROUTINELY BROUGHT BEFORE PIAA DISTRICT COMMITTEES AND THE PIAA BOARD OF DIRECTORS, WITHIN THEIR RESPECTIVE JURISDICTIONS. IN THIS RESPECT, PIAA IS MUCH MORE AKIN TO JUVENILE AGENCIES AND ITS MEMBER SCHOOLS IN REGARD TO A DUTY TO MAINTAIN THE STRICT CONFIDENTIALITY OF INFORMATION. PIAA RECOGNIZES THIS IMPORTANT RESPONSIBILITY BY ADHERING TO A POLICY THAT PROTECTS AGAINST THE DISCLOSURE OF PERSONAL PRIVATE INFORMATION, A COPY OF WHICH HAS PREVIOUSLY BEEN PROVIDED TO THIS COMMITTEE. THE RIGHT-TO-KNOW LAW FAILS TO TAKE THIS ROLE INTO ACCOUNT.

AS WE HAVE IN THE PAST, PIAA SUBMITS THAT, TO THE EXTENT THAT THE GENERAL ASSEMBLY DESIRES TO EXPAND ON THE OBLIGATIONS ALREADY ESTABLISHED BY PIAA IN ITS EXISTING POLICY REGARDING DISCLOSURE OF RECORDS, THE BEST COURSE OF ACTION WOULD BE TO EITHER MAKE APPROPRIATE RECOMMENDATIONS TO PIAA THROUGH THIS COMMITTEE, WHICH HAS A FAIRLY THOROUGH UNDERSTANDING AND APPRECIATION OF THE UNIQUE ISSUES RELATING TO PIAA OR, IN THE ALTERNATIVE, ADOPT AN AMENDMENT TO THE PUBLIC SCHOOL CODE TAILORED TO THE SPECIFIC NEEDS AND FUNCTIONS OF PIAA. ALTHOUGH OUR PREFERENCE WOULD BE THE FORMER OF THE TWO OPTIONS SINCE THAT APPROACH WOULD PERMIT MORE FLEXIBILITY BY THIS COMMITTEE IN WORKING TO ADDRESS CHANGING NEEDS AND CIRCUMSTANCES, PIAA IS AMENABLE TO WORKING WITH THIS COMMITTEE OR THE GENERAL ASSEMBLY TO ADVANCE EITHER OPTION.

REGARDLESS OF WHICH APPROACH IS TAKEN, WE RENEW OUR REQUEST TO THIS COMMITTEE TO PROPOSE AND SUPPORT AMENDATORY LEGISLATION TO THE RIGHT-TO-KNOW LAW THAT WOULD REMOVE PIAA AS AN ENTITY SUBJECT TO THE PROVISIONS OF ACT 3 OF 2008.

I AGAIN THANK YOU FOR ALLOWING ME TO TESTIFY AND WILL ANSWER ANY QUESTIONS THAT YOU MAY HAVE.

**ARTICLE XV
OFFICIALS**

Section 1. Sports Officials must be Registered with PIAA.

All sports officials, in all Contests participated in by a PIAA member school, shall be persons who are (1) registered, (2) on active status, and (3) in good standing, with PIAA.

NOTE: Section 1 does not apply to Contests played outside of Pennsylvania, and the opponent is not a member of PIAA.

Section 2. How Persons may Become PIAA-Registered Sports Officials.

To become a PIAA-registered official in any sport, the applicant shall meet the qualifications and requirements and pass such examination as may be required by the PIAA Board of Directors.

Applicants shall be required to identify any crimes of which they have been convicted or have pled guilty or no contest. Any applicant who has been convicted of, or who has pled guilty or no contest to, any of the offenses identified at the time of violation in 24 P.S. § 1-111(e) shall not be registered by PIAA.

Applicants convicted of, or who pled guilty or no contest to, any other felony of the first, second, or third degree shall not be registered by PIAA unless a period of ten years has elapsed from the date of expiration of the sentence for the offense.

Applicants convicted of, or who pled guilty or no contest to, any other misdemeanor of the first degree shall not be registered by PIAA unless a period of five years has elapsed from the date of expiration of the sentence for the offense.

Applicants convicted of, or who pled guilty or no contest to, more than one first degree misdemeanor under 75 Pa.C.S.A. § 3802 relating to driving under the influence of alcohol or a controlled substance shall not be registered by PIAA unless a period of three years has elapsed from the date of expiration of the sentence for the most recent offense.

Applicants may also be rejected by the Executive Director if they have been convicted of, or pled guilty or no contest to, forgery, fraud, embezzlement, perjury, and/or another offense which relates to or calls into question the honesty or veracity of the applicant.

The decision of the Executive Director to reject an application may be appealed by the applicant to the PIAA Board of Directors.

All newly registered sports officials, all sports officials registered for the first time with PIAA since April 1, 2007, and all sports officials whose registration have lapsed for more than one year, shall be required to obtain and submit to PIAA valid (obtained within the past year) copies of (1) a Pennsylvania State Police background check (Act 34 of 1985) report; (2) a Pennsylvania Department of Public Welfare child abuse history (Act 151 of 1994) report; and (3) a FBI federal criminal history record (Act 114 of 2006) report. Expenses for obtaining and submitting said reports shall be borne by the registered sports official.

Section 3. Duty to Report Offenses.

Any registered sports official who has been either convicted of, or pled guilty or no contest to, or is arrested or convicted of, or pleads guilty or no contest to, any offense identified under 24 P.S. § 1-111(e) (see the current list of such offenses in the NOTE herein), shall so notify the Executive Director of such previous conviction or of such recent arrest or conviction by completing the form developed by the Pennsylvania Department of Education, a copy of which is published on the PIAA Web site at www.piaa.org.

Section 4. Requirement of Written Contract.

All PIAA member schools shall enter into either paper or electronic contracts on the official contract form entitled "Contract for Officials Under PIAA Rules", or an equivalent electronic version thereof, with all registered sports officials retained by the schools or assigned by an assignor. Registered sports officials are independent contractors and therefore, are NOT employees of PIAA, the school, or the assignor. Disputes arising from oral agreements will not be considered by PIAA.

INTERPRETATION

Section 4. October 6, 2011.

Use by PIAA member schools, including member schools and organized groups of member schools utilizing the services of assignors, of online electronic assignment programs shall meet the requirements of entry of contracts under this provision, provided that all critical terms relating to said contracts are communicated to the PIAA-registered sports officials and the sports officials engage in affirmative acts accepting the assignments.

Section 5. Violation or Cancellation of Sports Official's Contract by a PIAA Member School.

If a PIAA member school violates or cancels a contract with an official, the District Committee or the Board of Directors, within their respective jurisdictions, may require a school so violating or so canceling to pay to the offended official the fee or fees for the Contest or Contests which have been provided in the official contract. Failure of a PIAA member school to live up to the terms of the contract shall be considered a violation of the Constitution and By-Laws of PIAA.

Section 6. Removal of Registered Sports Officials.

The Board of Directors shall remove from the list of registered sports officials any person convicted of, or who pleads guilty or no contest to, (1) any of the offenses identified at the time of violation in 24 P.S. § 1-111(e).

The Board of Directors shall remove from the list of registered sports officials any person convicted of, or who pled guilty or no contest to, any other felony of the first, second, or third degree unless a period of ten years has elapsed from the date of expiration of the sentence for the offense.

The Board of Directors shall remove from the list of registered sports officials any person convicted of, or who pled guilty or no contest to, any other misdemeanor of the first degree unless a period of five years has elapsed from the date of expiration of the sentence for the offense.

The Board of Directors shall remove from the list of registered sports officials any person convicted of, or who pled guilty or no contest to, more than one first degree misdemeanor under 75 Pa.C.S. § 3802 relating to driving under the influence of alcohol or a controlled substance unless a period of three years has elapsed from the date of expiration of the sentence for the most recent offense.

The Board of Directors may remove from the list of registered sports officials any person:

A. Whom the Board of Directors has determined to have been biased and/or consistently incompetent or unfair in the official's decisions in Contests, or

B. Whose conduct on or off the competition surface renders the official unfit to act as a registered sports official, or

C. Who is convicted of forgery, fraud, embezzlement, perjury, and/or another offense which relates to or calls into question the honesty or veracity of the official, or

D. Who has been removed for misconduct by a national amateur or professional athletic organization or a state high school association that recognizes and/or registers sports officials, or

E. Who, while under suspension herein, engages in conduct defined in Section 7 below that would be additional grounds for suspension.

3. Any sports official removed from the list of registered sports officials may reapply for registration after no less than five school years have passed from such removal. Reinstatement shall be solely within the discretion of the Board of Directors and, in any event, shall not be granted unless the removed sports official (1) meets all of the qualifications and requirements then in place, (2) passes such examination(s) as then may be required by the Board of Directors, and (3), at a hearing before the Board of Directors, demonstrates, by clear and convincing evidence, that the reason(s) for removal have been satisfactorily addressed and that the official currently possesses the character, integrity, moral fitness, and competence to be registered. In granting reinstatement, the Board of Directors may place the official on probation for a defined period of time and under conditions deemed appropriate by the Board of Directors.

Section 7. Suspension.

The Board of Directors authorizes the Executive Director to suspend from the list of registered sports officials, for a period determined to be appropriate by the Executive Director, in the applicable sport(s), any person:

A. Who repeatedly violates or cancels contracts with PIAA member schools or repeatedly alters proposed contracts without the consent of the other contracting party, or

4. B. Who is charged with any felony of the first, second, or third degree or misdemeanor of the first degree, or

5. C. Who pursues a course of action which is detrimental to the welfare of PIAA, its members, student-athletes, and/or other registered sports officials, or

6. D. Who fails to cooperate with PIAA in any investigation, or

7. E. Whose conduct on or off the competition surface is not conducive to the best interests and/or purposes of PIAA, or

8. F. Who fails to comply with PIAA regulations pertaining to sports officials, and/or with decisions of the Executive Director or Board of Directors relating to the official, or

9. G. Who has been suspended for misconduct by a national amateur or professional athletic organization or a state high school association that recognizes and/or registers sports officials, or

10. H. Who, while on probation herein, engages in conduct defined in Section 8 below that would be additional grounds for probation, or

11. I. Who has been determined to have been biased and/or palpably unfair in decisions in a Contest, or

12. J. Who repeatedly fails to file with the PIAA Office, within twenty-four (24) hours following the completion of the Contest, a report of disqualification of a Coach and/or contestant under ARTICLE XIII, PENALTIES, Section 8, Disqualification from Next Contest(s), of the PIAA By-Laws.

13. **NOTE:** The offenses identified in Section 1-111(e) currently include: (1) criminal homicide; (2) aggravated assault; (3) stalking; (4) kidnapping; (5) unlawful restraint; (6) luring a child into a motor vehicle or structure; (7) rape; (8) statutory sexual assault; (9) involuntary deviate sexual intercourse; (10) sexual assault; (11) institutional sexual assault; (12) aggravated indecent assault; (13) indecent assault; (14) indecent exposure; (15) sexual intercourse with an animal; (16) incest; (17) concealing death of a child; (18) endangering the welfare of children; (19) offenses dealing with infant children; (20) prostitution and related offenses; (21) obscene and other sexual materials and performances; (22) corruption of minors; (23) sexual abuse of children; (24) unlawful contact with a minor; (25) solicitation of minors to traffic drugs; and (26) sexual exploitation of children. The list further includes (1) equivalent or similar crimes under federal law or of another state, United States territory, the District of Columbia, a foreign nation, or under a former law of the Commonwealth of Pennsylvania, and (2) a felony offense under the Controlled Substance, Drug, Device, and Cosmetic Act. This list may be modified, reduced, or expanded by Act of the General Assembly. The list of offenses in effect at the time of violation by the sports official shall be applicable to proceedings to remove or suspend that sports official.

14. Section 8. Probation.

15. The Board of Directors authorizes the Executive Director to place on probation and exclude from eligibility for assignments to District or Inter-District Championship Contests, for a period determined to be appropriate by the Executive Director, in the applicable sport(s), any registered sports official:

16. A. Who violates or cancels a contract with a PIAA member school or alters a proposed contract without the consent of the other contracting party, or

17. B. Who fails to wear the required uniform, or

18. C. Who fails to cooperate with PIAA in any investigation, or

19. D. Whose conduct on or off the competition surface is not conducive to the best interests and/or purposes of PIAA, or

20. E. Who fails to comply with PIAA regulations pertaining to sports officials and/or with decisions of the Executive Director or Board of Directors relating to the official, or

21. F. Who has been placed on probation for misconduct by a national amateur or professional athletic organization or a state high school association that recognizes and/or registers sports officials, or

22. G. Who has been accused of being biased and/or palpably unfair in decisions in a Contest, or

23. H. Who fails to file with the PIAA Office, within twenty-four (24) hours following the completion of the Contest, a report of disqualification of a Coach and/or contestant under ARTICLE XIII, PENALTIES, Section 8, Disqualification from Next Contest(s), of the PIAA By-Laws.

INTERPRETATION

The use of the official's standard uniform is mandatory.