

**Proposed Recommendation by
UIL Review Advisory Committee
to
Standing Committee on Policy**

A. Brief Explanation of Proposed Recommendation

This proposed recommendation amends Subchapter J, *Non-Discrimination in UIL Contest*, UIL Constitution and Contest Rules.

B. Factual and Policy Justifications

These edits would combine section 360 and 361, clarify the current rules regarding non-discrimination in UIL contest, and declare a student's birth certificate is to be used when determining gender.

C. Proposed Recommendation

Subchapter J. NON-DISCRIMINATION IN UIL CONTESTS

Section 360: NON-DISCRIMINATION POLICY

Failure to comply with the provisions of this subchapter constitutes an act or omission that is a violation of the *Constitution*. Except as provided for below, no student otherwise eligible under Subchapter M of the *Constitution* shall be denied, because of disability, race, color, gender, religion or national origin, the equal opportunity:—

—~~(a)~~ to try out for and, if selected, participate in the Academic, ~~and~~ Music, AND ATHLETIC Plan contests offered by the member school district;

- (a) MEMBER SCHOOLS MAY NOT PERMIT BOYS TO TRY OUT FOR, OR PARTICIPATE UNDER THE JR. HIGH SCHOOL OR HIGH SCHOOL ATHLETIC PLANS DESIGNATED FOR GIRL'S TEAMS.
- (b) MEMBER SCHOOLS THAT OFFER ~~to try out for and, if selected, participate in the~~ Cross Country, Golf, Swimming, Tennis, Track and Field and/or Wrestling individual Athletic Plans; ~~except that school districts that offer any of these plans~~ may not permit mixed plans for boys and girls; IN THOSE ACTIVITIES.
- (c) MEMBER SCHOOLS OFFERING MIXED OR COED TEAM TENNIS IN WHICH THE GAME RULES DESIGNATE A CERTAIN NUMBER OF TEAM PARTICIPANTS FROM EACH GENDER, MAY NOT PERMIT BOYS TO QUALIFY FOR GIRLS' POSITIONS ON THE MIXED TEAMS NOR PERMIT GIRLS TO QUALIFY FOR BOYS' POSITIONS ON THE MIXED TEAMS.
- (d) ~~to try out for and, if selected, participate in the corresponding Athletic Plans as follows:~~

CORRESPONDING ATHLETIC PLANS

BOYS' PLAN	_____	GIRLS' PLAN
Boys' Basketball	_____	Girls' Basketball
Boys' Soccer	_____	Girls' Soccer

GIRLS MAY TRY OUT FOR, AND IF SELECTED, PARTICIPATE ON THE CORRESPONDING BOYS' TEAM IF THE MEMBER SCHOOL DOES NOT OFFER A

CORRESPONDING GIRLS' PLAN FOR BASKETBALL, AND/OR SOCCER. OTHERWISE, A MEMBER SCHOOL ~~except that school districts that offer~~S any of these plans may not permit boys to participate on girls' teams, nor girls to participate on boys' teams IN THESE ACTIVITIES.; UIL CONSIDERS THE FOLLOWING TO BE CORRESPONDING SPORT ATHLETIC PLANS: BOYS AND GIRLS BAKSETBALL; BOYS AND GIRLS SOCCER. ~~not permit mixed team participation; provided that if one of the following conditions exists, a female student may try out for and, if selected, participate on the corresponding boys' team:~~

(1) ~~the school district does not have the corresponding UIL Girls' Basketball Plan to the UIL Boys' Basketball Plan it offers; or~~

(2) ~~the school district does not have the corresponding UIL Girls' Soccer Plan to the UIL Boys' Soccer Plan it offers;~~

~~to try out for and, if selected, participate in the Team Tennis Plan; except that school districts offering mixed or coed team tennis in which the game rules designate a certain number of team participants from each gender may not permit boys to qualify for girls' positions on the mixed teams nor permit girls to qualify for boys' positions on the mixed teams.;~~

- (e) GIRLS MAY ~~to~~ try out for and, if selected, participate in the JUNIOR High School Football Plan or the Junior High School Football Plan.; ~~and~~
- (f) GIRLS MAY ~~to~~ try out for and, if selected, participate in the Junior High SCHOOL ~~and/or~~ High School Baseball Plan, however, girls shall not participate in both baseball and girls' softball at the same time.
- (g) Boys may not wrestle against girls, and vice versa. This prohibition is only applicable when the contest is held in Texas or in any other state that sponsors wrestling programs for both boys and girls.
- (h) GENDER SHALL BE DETERMINED BASED ON A STUDENT'S BIRTH CERTIFICATE. IN CASES WHERE A STUDENT'S BIRTH CERTIFICATE IS UNAVAILABLE, OTHER SIMILAR GOVERNMENT DOCUMENTS USED FOR THE PURPOSE OF IDENTIFICATION MAY BE SUBSTITUTED.

~~Section 361: EXCEPTIONS TO NON-DISCRIMINATION POLICY~~

(a) ~~Only girls eligible under Subchapter M of the Constitution may try out for and participate under the High School Athletic Plans designated for girls' teams.~~

(b) ~~Only girls eligible under the Junior High Athletic Plan may try out for and participate under the Junior High Athletic Plans designated for girls' teams.~~

~~Boys shall not wrestle against girls, and vice versa. This prohibition is only applicable when the contest is held in Texas or in any other state that sponsors wrestling programs for both boys and girls.~~

D. Potential Fiscal Impact of the Proposed Rule to Member Schools

There should be no fiscal impact to member schools.

E. Standing Committee Consideration

The UIL Review Advisory Committee recommends that the Standing Committee on Policy approve this proposal to the UIL Legislative Council for consideration.