

Approved: April 30, 1997
Date

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Chairperson Garry Boston at 1:00 p.m. on March 31, 1997 in Room 519-S of the Capitol.

All members were present except: Representative John Ballou, Excused
Representative Don Dahl, Excused
Representative John Faber, Excused
Representative Cliff Franklin, Excused
Representative Thomas Klein, Excused
Representative Douglas Mays, Excused
Representative Dale Swenson, Excused

Committee staff present: Mary Galligan, Legislative Research Department
June Evans, Committee Secretary

Conferees appearing before the committee: Don Perkins, Olathe
Michael Strohbened, Kansas City
Jack Patton, Wichita
Bill McDonald, Shawnee Mission
Ginny Honomichl, Baldwin

Others attending: See attached list

HB 2533 - Kansas state high school activities association, supervision during summer months prohibited.

The Chairperson opened the hearing on **HB 2533**, and apologized for having to move the meeting ahead and ending a half hour early due to the schedule on the Floor today. Letters from 4 high school athletes from Manhattan and a letter from an Olathe South Senior High School head football coach had been distributed in support of **HB 2533**. Also, a petition with 110 signatures from the Lenexa, Lawrence and Olathe area had been submitted to the Education Committee earlier when this was **HB 2424**. (Attachments 1, 2, 3, 4, 5 & 6)

Don Perkins, a baseball, football coach, math instructor and father of two sons, testified as a proponent for **HB 2533**, stating if the Kansas State High School Activities Association allows Rule 30 to go into effect they would prioritize my titles in this order. Because of his position as a school coach, the Association has ruled against him and other coaches who are parents, from coaching their children with their friends on non-school teams. It is felt this is a direct violation of a parents constitutional right to parent. (Attachment 7)

Michael Strohbened, Blue Valley High School District, testified as a proponent, stating he has 3 children. Point number 1: favoring the proposed legislation has nothing to do with his children but rather has to do with employees of the school systems where his children attend school. The current legislation in effect has had the adverse effect on all manner of school employees including those who teach or instruct swimming, tennis, basketball in this way - the legislation as now exists, and as it will in the summer, prevents them from summer employments that is a natural for these people. For example, tennis instructors in the school are prohibited from dealing with lesson situations in the summer with students that would come on their teams during the academic year. If they were involved in lesson activity during the summer they would be affecting the eligibility of the students and in that manner it affects the off-season employment of these instructors. It is unfair that these people are affected economically that has developed expertise in the field, have been hired and paid by the school district then outside the perimeters of that school year have economic regulation over those instructors by the sanctions that are imposed on the students and coaches. It affects people that give swimming lessons and especially in smaller communities in Kansas it is a potential problem simply because of limited access to people who are qualified to give instruction and if this current legislation is continued the opportunities are impacted negatively to those people to supplement their income.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE FEDERAL AND STATE AFFAIRS, Room 519-S
Statehouse, at 1:00 p.m. on March 31, 1997.

Point number 2: has to do with the students and it has impacted directly on his son, and that it again prevents the coaches from being involved in the summer programs. Mr. Strohbene is on the Board of Directors of the Senior Baseball Corporation in Johnson County which is a recreational organization. In the past have utilized high school baseball coaches who have sought some limited employment in the summer to supplement their income. They have been involved in our teams and it has been a very good program where the varsity coaches have been involved with the boys who principally were freshmen in a developmental program in the summer. The current law now prohibits that involvement and it has had an adverse impact on our ability to organize and run our program because we can not get qualified coaches to take part in the summer program. It will create higher user fees to the programs simply because coaches in the past have had an incentive to be involved with kids they knew, they got paid some modest amount of money, a summer stipend, for their involvements in the program and it was a win, win situation. That has been taken away from us and are looking at increased user fees for the summer programs. It is affecting all people who have student athletes in the summer time. The other thing is the best qualified people to be involved with those summer programs with those kids are the coaches because they have been without exception good role models for our kids during the school year and are familiar with these kids and prohibiting their summer time involvements have driven them into the hands of the very people we want to regulate. We have helped foster AAU programs that are led by people that are not necessarily the best qualified to be in charge of our students. This summer his son will play on an AAU basketball team that will play 11 weekends out of town in tournaments and it would be a great comfort, as a parent, to know that as a leader in that program one of the high school coaches whom I know and trust opposed to an outsider that is in charge and has no particular qualifications necessarily to take these kids on the road. Again, the kids and the coaches are being penalized during the off-season and not sure we are serving the purpose we ought to be focused on which is serving the young people of Kansas through this legislation. The current law seems to be motivated by fear and it is something that has not yet been seen or experienced in connection to most kids. It seems to be a fear of some kind of competitive disadvantage. Have heard that since some coaches want to be involved with their students during the summer, others might not want to be and if we allow some to be then there might be sanctions brought against those who choose not to be involved. It is negative legislation. Under the current bill those who are not interested in being involved in the summer program still have that choice, they can still choose not to be involved for financial reasons or other reasons. On the other hand those interested in working in some capacity on a volunteer basis or otherwise would have that opportunity.

The last point in support of this legislation is parental right legislation. The parents are the best persons, best suited persons that should have the responsibility for making the decisions about where and with whom and for whom our children take part in summer activities be that music lessons, tennis, swimming instructions, or AAU basketball. That parents want that right, not the KSHSAA should legislate a power to strike a parent from the right or decision making for a child's development and career.

Jack L. Patton, Wichita, a proponent for **HB 2533**, stated the KSHSAA feels parents need their assistance to parent. As parents raising children for 15+ years without the KSHSAA's assistance, why would we inexplicably now become unable to make intelligent decisions? Children do need protection from over-zealous school coaches. The coaches are employees of the school and if they need controlling the schools should do so. If the coach is a problem the parent should remove the child from the team. The KSHSAA would never be as concerned as a parent about the child. KSHSAA feels study time would be lost if students have too many activities, but if the parents don't support education there is nothing anyone could do, no matter how many rules are imposed. There is no limit or restriction to the Association's invasion into the personal lives of Kansas families. (Attachment 8 & 8-A)

Bill McDonald, testified as a proponent for **HB 2533**, a baseball coach at Shawnee Mission South High School, stated he has been a coach for twenty-six years and for the last eighteen years has coached the South baseball players in the summer Johnson County 3 & 2 league. In April of 1996, the KSHSAA Board of Directors voted to not allow coaches, in any sport, the right to coach their players during the summer months. Mr. McDonald stated he polled 160 baseball coaches in Kansas and asked whether or not they felt that as a coach they had the right to coach their players in the summer? 98 surveys were returned and 88% of the returns were in favor of the right to coach their players during the summer. 40% of those returning the survey were actually coaching in the summer. KSHSAA had their Fall Regional Administrator meetings at six sites around the state and the administrators voted 204 to 102 to not allow the coaches to coach in the summer.

With Mr. Perkins and myself concerned about quotes from the KSHSAA director about coaches being in favor of the ban on summer coaching, it was decided to survey coaches in every league in the state of Kansas. The questions asked was whether or not a coach should have a right to coach in the summer. The vote count as of today was 836 in favor and 213 against. The coaches in this state are saying they simply want to be able, if they so choose, to coach in the summer. Coaches are not under contract during the summer, so what right does the KSHSAA have to tell coaches what they may or may not do. Coaches have an expertise in the coaching field and why should there be restrictions on what income can be made? (Attachment 9)

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE FEDERAL AND STATE AFFAIRS, Room 519-S
Statehouse, at 1:00 p.m. on March 31, 1997.

Ginny Honomichl, Teacher/Coach, Baldwin High School, Baldwin City, Kansas, KSHSAA Board of Director Kansas Coaches Association Representative and Executive Board Vice President - Class 4A Representative, testified as an opponent to **HB 2533**, stating the proposed revisions concerning the KSHSAA's regulation of school activities during the periods of time outside the seasons of such activities.

The KSHSAA regulates offerings to school youth, grades 7-12, throughout the school year only to ensure that those activities are an extension of the academic school day. Students are needed in the classrooms if they are to learn. They also need time after school to complete homework and such to master the academic content. As educators there needs to be more concern about the ACT scores, SAT scores and GPA scores than scoring averages, rebounding averages and average punt yardage. To do that, students are needed to be in the classrooms as much as possible.

Participation in KSHSAA activities is not mandatory; therefore, these programs are a privilege not a right. Along with this privilege of participation are some expectations to become/remain eligible. Expectations such as academic eligibility, minimal loss of instructional time, number of contests, retaining amateur status and avoiding undue outside influence. To maintain a proper relationship between the academic purpose of schools and their activities programs, the KSHSAA member schools have developed rules to achieve this balance.

The purpose of high school activities is to aid in the well-rounded development of all students. **HB 2533** has the potential to destroy this through the external exertion of undue pressure on students to play and perform at a much higher than amateur status. (Attachment #10)

The meeting adjourned at 2:00 p.m.

The next meeting is scheduled for April 2, 1997.

To whom it may concern,

My name is Amy Baughan and I have been playing soccer for three years. I have played three seasons of soccer for Manhattan High School and two seasons of traveling. I am writing this letter because I am very concerned about the effects of the rule that has forced us to play six-on-six games during traveling season instead of a regulation eleven-on-eleven games.

I believe that in the past traveling has been a great way for teams to get to know each others style of play and get a feel for everyone's position on the field so you can learn to trust your teammates. Traveling helps iron out some of the wrinkles of a team before the high school season starts. My first year of traveling (1995) was very beneficial because I played with a lot of underclassman I had never played with before, therefore the next year we already new each other so it was much easier to feel like a team and we new each others positions and skills already. That first year almost everyone that played high school soccer played traveling because they new how much it benefited the team.

My second year of traveling soccer (this past fall, 1996) was a different story. A lot of people did not even try out for the teams because they felt it would be a waste of time, and in a sense it was. Playing six-on-six was very frustrating because no one really knew what they were doing. We had never played this way before, so we were often confused about positions and other aspects of the game. The referees didn't even really understand the game. It was not beneficial to our team because it taught us nothing about teamwork, which is essential in soccer. We also felt bad when all the

Fed & State
3-31-97
Atch #1

other teams we played were full size and they had to split themselves up just to play us. The only benefit from traveling soccer this past fall was that it did give us a chance to get our foot on the ball and get a little bit of practice in. But I think most of us would agree that we could have gained just as much by practicing on our own, without the \$160 fee.

I think that changing the rule so we could play as a full team would be very beneficial to Manhattan High School Soccer as well as other soccer in the state. We work hard during both traveling and high school so it would be nice for us to be able to show our talent and improve ourselves as a team during the off season.

I strongly encourage you to reconsider this ruling so that we can live up to our potential and be the best soccer team we can be.

Sincerely,

Amy Baughan

Amy Baughan

3-28-97

28 March 1997

Ladies and Gentlemen,

My name is Sarah Leonhard and I am new to Manhattan, Kansas. I am a sophomore at Manhattan High School and am on the varsity soccer team. I have heard that the soccer program in Kansas is a very good one. I enjoy soccer very much and hope to take it as far as I can.

I enjoy being on the high school team and I was hoping to join a traveling team. Some of my teammates attended a meeting in Topeka to discuss the new rulings on traveling team soccer. A teammate informed me that only six girls from a high school can play on one traveling team. It seems to me that having only six players from the high school limits many girls. Girls who have the time and willingness to participate in a sport apart from the high school, including me. For instance, a girl attending a high school may like to be on a traveling team, yet she was not on the high school team. In my opinion, I do not believe that we should only have six girls on a traveling team that are from one high school.

Thank you for your consideration in this matter.

A handwritten signature in cursive script that reads "Sarah Leonhard". The signature is written in dark ink and is positioned centrally on the page.

Sarah Leonhard

Fed. State
3-31-97
Atch #2

Katie Lyons
3943 Eagle Ridge
Manhattan, KS 66503

March 27, 1997

My name is Katie Lyons and I am a member of the Manhattan High School varsity soccer team. I have played traveling soccer for fourteen seasons and I have seen the problems that 6 vs. 6 has caused. I feel that in no way do the players benefit from playing short-sided as opposed to the usual 11 vs. 11.

I play goalie and have played that position since I began playing soccer in second grade. I feel that I am at a severe disadvantage against goalies around the state who do not have to change their way of play. I need the chance to be shot upon, and I was unable to improve my skills because of the new 6 vs. 6 rule. Many teams we played against were regular 11 man teams who split in half to play us. They had no experience playing this way and were not able to manage shots which would give me the practice a goalkeeper needs.

This ordinarily would have forced us to gather in large groups to practice and keep up on our skills, but I couldn't even have my teammates shoot on me because this would violate one of the many KSHSAA rules.

I would like the chance to play as a team again and continue to get better. I was informed that this would help us and it was to our benefit, but I see no advantages at all. I just want to see our teams together again.

Fed. State
3-31-97
Atch #3

Statement to the members of the State and Federal Affairs Committee

RE: House Bill 2533
March 31, 1997

My name is Laurel Steichen and I am in support of House Bill 2533. I am a junior attending Manhattan High School and have played soccer for nine years, with four years in the Parks and Recreation program, five years on traveling teams, and three years on the high school varsity team. In addition I have coached my own team for two years. Based on these experiences, I can testify to the importance of traveling soccer. Playing traveling has given me the opportunity to compete against teams from other states because traveling teams participate in tournaments which are different, and often more intense, than high school. My soccer skills and strategies have been greatly improved by traveling coaches.

I feel as though I have been cheated by the KSHSAA ruling because it limits my participation in the sport I love. In the spring of 1996, my high school team made it to the final four in state. This could not have happened without the experience that players gained while playing traveling soccer—the MHS Lady Indians soccer program had only been in existence for three years at that point. As a result of the KSHSAA restrictions on the number of girls from one high school who can play together in their off season, only about half the number of girls tried out for the two traveling teams. Manhattan was only able to field two six-on-six teams of nine players each without violating the new KSHSAA rule. I believe that future high school programs in one-high-school communities will be seriously disadvantaged because of this, and it isn't good for the kids either. Not only was it nearly impossible to hold a meaningful soccer practice with only nine people, assuming everyone could come, but no other cities played six-on-six soccer. Either they had enough high school players for full teams of eleven-on-eleven, or they were unable to field a team at all. Lawrence is an example of a one-high-school city unable to field a girls' traveling team. Full teams were broken apart to play Manhattan. They didn't know the rules because six-on-six soccer bears little

Fed+State
3-31-97
Atch #4

resemblance to eleven-on-eleven soccer. Sometimes we went to games and we didn't even have referees. The one tournament my traveling team played at the end of the season showed me how the KSHSAA ruling had affected my team—we weren't as skilled.

Traveling soccer has been a great experience for me. It has never interfered with my schoolwork because practices are in the evenings and games are always on weekends. I have never missed a day of school due to traveling soccer, and I am still able to participate in other school activities like choir, drama, tennis, and clubs while maintaining a 4.0 GPA. My high school curriculum is demanding, with classes such as Calculus, Composition 101 from KU, genetics, and independent research at KSU. In addition, I also coach youth soccer during the traveling season. In preparing for my chosen career in biological engineering, followed by medical school, I am aware that time management is crucial to success. I believe that my scholastic record and involvement in multiple sports and activities demonstrate that I have the ability to manage time successfully.

Therefore, I believe it is unnecessary for KSHSAA to regulate my time outside of high school activities. While KSHSAA performs a useful service regulating activities among member schools, their sphere of influence should be limited to school-related activities. It seems that KSHSAA is trying to take over the function of the family.

Thank you for taking time to listen to a high school student who's life is being micromanaged by the KSHSAA.

Sincerely,

Laurel Steichen



Olathe South Senior High School

Olathe Unified School District #233

Commitment to Excellence

1990-91 National Excellence in Education Award Winner --- U.S. Department of Education

March 26, 1997

Rep. Garry Boston
156E
State Capitol
Topeka, Ks. 66612

Mr. Boston:

This letter concerns Bill 2533 which I am in complete support of. My support comes from the fact that I had worked in the state of Missouri (for 25 years) who has already enacted legislation similar to this over three years ago and it has worked to perfection during this time frame. In moving to the state of Kansas to continue my teaching and coaching, I found that some of the restrictions placed on players and coaches in this state were so restrictive that it did not allow our players to reach their full potential as many college coaches have expressed to me. It is amazing that the states bordering Kansas are not playing by the same rules as we are in off-season activities.

I believe it is important to relate that in my experience with the changes called for in Bill 2533, I found no problems existed between sports or sport coaches as long as open lines of communication were used. No young people were subjected to making a choice because many decisions that were made about activities were made with the young people in mind and schedules were made up which allowed these young people the opportunity to do everything. In any change, there are always some people who don't follow the rules but at the same time there are people who don't follow the rules without change. I think it is extremely important to eliminate restrictions of coaching and teaching - those who choose not to will have that choice and will continue to be successful because of their ability to bring out the best in the kids that they do have.

I close this support letter of Bill 2533 by simply saying that this is what is in the best interest of the young people we are involved with. Please look out for them before all else - they deserve that much from us as adults!

Thank You;

Coach Wayne McGinnis
Head Football Coach

We, the undersigned, petition the legislators for the State of Kansas to support Bill No. 2424 regarding the non-regulation of students and personnel of member high schools during the time outside the seasons of such activities, exclusive of post-season tournament competition by the Kansas State High School Activities Association.

	NAME	AGE	ADDRESS
1.	Tom [Signature]	42	16101 W 143 Terr Olathe Ks 66062
2.	Diane Hunter	40	16101 W 143 Terr Olathe, KS 66062
3.	Mary C. Buchanan	45	15001 W. 144th St Olathe, KS 66062
4.	Rhodes Buchanan	48	15621 W. 144 St Olathe Ks 66062
5.	Mary Chapman Perkins	41	14529 S. Roth Cir. Olathe, Ks. 66062
6.	Don D. Perkins	44	14529 S. Roth Cir. Olathe, Ks.
7.	Ann Baul	38	829 Forest Dr, Olathe, KS 66061
8.	Paul M. Eby	42	2724 W 24th Terr Lawrence 66047
9.	Mark Little	43	16106 W. 147 th Terr Olathe, Ks 66062
10.	Ron Gardner	56	1811 Kiowa Ct Olathe, Ks 66062
11.	Dreg Wheeler	32	1128 W. Elm Terr 66061
12.	Kevin Spitzer	26	8813 W. 77 Overland Park Ks 66204
13.	John Gunn	30	1715 N. Ridgeview Apt 300 Olathe 66061
14.	Ken Talcott	52	819 Montclair Olathe Ks 66061
15.	Terry James	37	13344 W 100 th Lenexa Ks 66215
16.	Steve Ingram	42	14625 S. Chalet Dr. Olathe Ks 66062
17.	Kelli Lane	32	9102 Grant Ln, O.P., Ks 66212
18.	Edmund Harwood	42	1526 E. 123 rd St. Olathe Ks 66064
19.	Donald J. [Signature]	36	16410 E 151st, Olathe, Ks 66062
20.	Yu [Signature]	34	15216 Arapaho Olathe Ks 66062

Fed & State
3-31-97
Atch #6

We, the undersigned, petition the legislators for the State of Kansas to support Bill No. 2424 regarding the non regulation of students and personnel of member high schools during the time outside the seasons of such activities, exclusive of post-season tournament competition by the Kansas State High School Activities Association.

- | | | | |
|----|---------------------|-----------|---------------------|
| 1 | Frank Leo | Hays | FRANK LEO |
| 2 | John Bost | Hays High | John Bost |
| 3 | Curt Vajnar | Hays High | Curt Vajnar |
| 4 | Larry Mills | Hays High | Larry Mills |
| 5 | Randy Goodale | Hays High | Randy Goodale |
| 6 | Kent Teeter | Hays High | Kent Teeter |
| 7 | John Channell | Hays High | John Channell |
| 8 | Rick Keltner | Hays High | Rick Keltner |
| 9 | Jeani Billinger | Hays | Jeani Billinger |
| 10 | Darrell Stufflebeam | Hays | Darrell Stufflebeam |
| 11 | Pamela R. Rein | Hays | Pamela R. Rein |
| 12 | Jedd Harris | Hays High | Jedd Harris |
| 13 | David Blackman | Hays High | David Blackman |
| 14 | Tom Montgomery | Hays High | Tom Montgomery |
| 15 | Rich Billinger | Hays High | Rich Billinger |
| 16 | Shanon Ruder | Hays High | Shanon Ruder |
| 17 | Michael S. Waters | Hays High | Michael S. Waters |
| 18 | Lisa Colwell | Hays High | Lisa Colwell |
| 19 | Dorlene Plymell | Hays High | Dorlene Plymell |
| 20 | Karl Bieber | Hays High | Karl Bieber |
| 21 | Carol McGuire | Hays | CAROL MCGUIRE |

Post-It® Fax Note	7671	Date	2/24	# of pages	1
To	DON PERKINS	From	FRANK LEO		
Co./Dept.	Olathe South	Co.	Hays High		
Phone #	913-780-7160	Phone #	913 623-2600		
Fax #	913 780 7170	Fax #	913 623-2609		

we, the undersigned, petition the legislators for the state of Kansas to support SB No. 2424 regarding the non regulation of students and personnel of member high schools during the time outside the seasons of such activities, exclusive of post-season tournament competition by the Kansas State High School Activities Association.

	NAME	AGE	ADDRESS
1.	Bill J. Nisler	29	1309 N. Hunter Olathe
2.	Susan Lang		13295 W. 113 P.P. KS
3.	Jana Wright		410 E. Shawnee St., Gardner
4.	Don Richard	41	519 N. ELM. GARDNER, KS.
5.	Fred Thomas	42	529 N. Sycamore Gardner, KS
6.	Monique Goderyon	29	14140 S. Constance Olathe KS
7.	Arnold Walker	26	1066 W. 9th Edgeton, KS
8.	Gene Michaelis	47	1820 E. 152nd Cir. Olathe, KS
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			

We, the undersigned, petition the legislators for the State of Kansas to support Bill No. 2424 regarding the none regulation of students and personnel of member high schools during the time outside the seasons of such activities, exclusive of post-season tournament competition by the Kansas State High School Activities Association.

	NAME	AGE	ADDRESS
1.	John Charles Sevens	54	2742 W 131st, Olathe, KS
2.	Dellain H. Hegeman	46	9805 W. 106 O.P. KS 66212
3.	Deborah G. Newstadt	47	4012 W 103, OP, KS 66207
4.	Mike Narter	47	11665 Cahmont OP, KS 66210
5.	Susan C. Trupp	49	10809 W. 128 Pl. OP KS 66213
6.	John King	34	15406 Roeds O.P.K 66228
7.	[Signature]	48	9748 Riggs OP KS 66212
8.	Kevin M. Orr	45	11507 Baltimore KCMo 64114
9.	Chris Kell	37	2804 W 76th PV KS 66208
10.	Craig Middle	32	1958 Sunvale Olathe KS. 66062.
11.	DM Atchen	44	209 WEDGEWOOD EDGEMONT KS 66021
12.	Howard H. [Signature]	37	16417 Indian Parkway Olathe KS 66062
13.	Frank Lynn	35	8341 Russell OP, KS 66212
14.	[Signature]	30	12400 Foster, O.K.S. 66263
15.	[Signature]	60	9307 W 92 Terr. O.P. KS 66212
16.	Dale McElroy	38	6211 W 132 Terr. O.P. KS 66209
17.	Pat Seegarden	54	8406 W. 108 PL. OP, KS. 66210
18.	Kent A. Thompson	40	15109 Ellsworth Ct. Olathe KS. 66062
19.	Shan [Signature]	29	13189 W. 88th St. Ct. #254 Lenora, KS 66215
20.	Thomas [Signature]	30	15304 W. 122 OLATHE, KS 66062

We, the undersigned, petition the legislators for the State of Kansas to support Bill No. 2424 regarding the non-regulation of students and personnel of member high schools during the time outside the seasons of such activities, exclusive of post-season tournament competition by the Kansas State High School Activities Association.

	<u>NAME</u>	<u>AGE</u>	<u>ADDRESS</u>
1.	Bruce Baum	44	14829 Melrose OP KS 66221
2.	Cynthia K. Wilson	40	10135 Wandy, OP KS 66212
3.	Gan Howard	38	4101 W. 101st Terr. OP. KS 66207
4.	Jim Pefferwell	46	10113 W. 65 Dr., Sill. KS 66203
5.	Scott K. Sherman	33	22010 W. 47th Terr., Shawnee, KS 66206
6.	Mike Cooper	37	6701 W. 72nd St. O.P., KS 66204
7.	Tim Williams	30	620 W. Poor, Olathe, KS 66061
8.	Midy Masterson	32	12324 12324 Wedd O.P., KS 66213
9.	Eue Bolton	48	10224 Flint O.P., KS 66214
10.	Judith K. Kephel	55	8135 Juniper SMKS 66208
11.	Wuame Gabrielson	53	5800 W. 107th SMKS 66207
12.	Joe Ford	41	12613 W. 101st SMKS 66215
13.	Susan Bowen	50	5400 W. 101 Terr. O.P., KS 66207
14.	Mary Dodyl	52	6500 W. 101st Terr. O.P. 66212
15.	Jamie M. Campbell	42	15224 S. Arapaho Dr. Olathe 66062
16.	Linna Catlett	50	9120 Dearborn O.P. KS 66207
17.	Ken Marozus	28	8715 Roland Rd Lenexa, KS 66215
18.			
19.			
20.			

Not sent

We, the undersigned, petition the legislators for the State of Kansas to support Bill No. 2424 regarding the non-regulation of students and personnel of member high schools during the time outside the seasons of such activities, exclusive of post-season tournament competition by the Kansas State High School Activities Association.

	NAME	AGE	ADDRESS
1.	Jim Super	48	1830 E. 152 Ct. Olathe, KS 66062
2.	Nancy Campbell	28	12105 S. Black-wb #303 Olathe, KS.
3.	Nancy Kuyumarcich	44	14736 Summitw Olathe, MO 64643
4.	Mary Ann Daverant	46	16155 W. 147 Ter., Olathe, KS. 66062
5.	Dei Anders	48	1929 Monticello Dr., Olathe, KS 66062
6.	Joan Rodakovich	32	12114 S. Hagan, Olathe, KS 66062
7.	Barbara Adams	49	1202 7th St. Baldwin, KS 66006
8.	Erud Williams	45	2619 W. 131st Olathe, KS 66061
9.	Ron Dant	52	12801 W. 83rd Ter., Lenexa KS 66211
10.	H. Fairbell	28	15862 W. 128th Olathe, KS 66062
11.	Deb Duff	47	12809 Garnett O.P. KS 66213
12.	Nathaniel Guston	31	16209 W. 128th Olathe, KS 66062
13.	J. M. Lane	44	606 N. Stevenson Olathe 66061
14.	Barbara March	41	17155 Bluejacket Olathe KS. 66062
15.	Paul Sparks	27	5819 W. 62nd, Countyside KS 66202
16.	Gerry Hair	44	1629 Sunvale Dr Olathe KS 66062
17.	Just Hulce	43	14362 W. 142nd St Olathe, KS, 66062
18.	Barbara Fennel	55	14016 W. 69th St. Shawnee, KS 66216
19.	Lee Meyer	31	14414 W. 86th Terr. Lenexa, KS 66215
20.	Pat McCartney	51	1424E Meadow Ln. Olathe, KS 66062
	Sammy Hamblet	33	8020 W 147th OP KS 66223
	Mike Zeyans	26	12452 Mullen Circle Olathe, KS
	W. R. Perkins	42	2371 W 48th Westwood #2, Lenexa 66062

March 31, 1997

Testimony of Don Perkins Before the
Committee on Federal And State Affairs Regarding Bill No.2533

My name is Don Perkins and I am a baseball and football coach, a math instructor and the father of Joshua and Bradley Perkins, age 14 and 10, respectively. I introduce myself in this fashion because I feel this is the way the Kansas State High School Activities Association will prioritize my titles this summer if their Rule 30 is allowed to go into effect. Because of my position as a school coach, the Association has ruled against me and other coaches who are parents, from coaching our children with their friends on non-school teams. I feel this is a direct violation of my constitutional right to parent.

I am a lifetime Kansan who has coached in the Olathe School District since 1974. I have been a supporter of the Association in the past because their position in the past has been one of balance between school activities and academics. I quote their Position Statement by KSHSAA Ad Hoc Committee, 1976-1977, "A well-balanced activities program provides the opportunity for physical, social and emotional development complementing intellectual growth." I further quote "Under a well administered school program, students and spectators become better citizens through participation and observation of activities conducted under established rules." I emphasize "school programs". With its recent rule changes they go beyond the realm of school activities and their own position statement as printed on page 53 of their Handbook. Also in their handbook on page 12 is Kansas State Statute 72-33 which clearly states in section (a) "Activities means school activities and contests in the field of athletics, music, forensics, dramatics and any other interschool extracurricular activities by students enrolled in any of the grades from seven to twelve, inclusive." Clearly the Association's own position statement and stated statutes limit their intent and responsibility to school activities. But the Association has gone beyond that and this summer has plans to further infringe on the rights of parents and students.

I have a letter with me as evidence of their over regulation. Rhodes Buehrer is the father of a 14 year old girl softball player. He ask the Association for clarification of Rule 26, the anti-tryout and private instruction rule. He received this letter of clarification from Rick Bowden, Assistant Executive Director written March 25, 1997. I quote, "I wish to be clear in my interpretation that at the present time, a parent may not be in attendance with their child when their child is receiving private instruction from a non-school employee during the season of activity." This father may not even attend the instruction with his 14 year old daughter. This is evidence of the over regulation the Association has in one of its rule; others also exist.

Last September my Principal entered an amendment to Rule 30 that would have allowed parents to be excluded from the rule and would allow myself and many other parent coaches throughout the state to coach our children's non-school teams, just as any other parent would have the opportunity to do if they so choose. The Association voted it down 67 to two. Let me clarify. The Association allows me to coach my son, but not on a team that would consist of his friends and classmates. Their suggestion to me and the many other parent coaches throughout the state is to form a team in another town. We do not find that acceptable and consider it an

Fed & State
3-31-97
Atch #7

invasion of our rights to parent. When ask regarding the legality of this rule by an Olathe Daily News reporter, Gary Musselman the Executive Director responded "I don't have a legal answer." I am concerned about the ability of the Association to make rules and regulations regarding the parents and children of the State of Kansas without being aware or apparently concerned with the legal issues involved. Where do their rules come from?

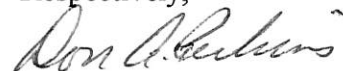
Later in the same article Mr. Musselman states his concerns over "coaching burnout" and the life expectancy of a coach. He states he has these worries because "This is what a collective opinion of voices is telling me." I am sure others, as myself, appreciate the concern, but we have choices and rights as citizens and parents. When it comes to those rights being taken away I want legal issues and research to be the basis of those decisions.

Since September I have been conducting research on the regulation of athletics and activities throughout the United States. I sent letters asking the other Associations to respond regarding their summer regulations involving coaches and student athletes. I have received responses back from 29 of the 49 states. Only one state would restrict the coaches and students of their state as the Kansas Association is planning to do. Seventeen of the states have summer restrictions but they include exceptions which allow for summer coaching. Those exceptions range from you must have members of your non-school team from more than one school to simply applying for an exclusion from the state to coach during the summer. Twelve that I have received back have no summer restrictions. Of the states bordering Kansas, which many of our players compete against because of local proximity, none have absolute summer regulations as Kansas is planning.

The deregulation appears to be the movement throughout the nation. I have a letter here from Ennis Proctor who is the Executive Director of Mississippi and in referring to summer coaching he states "We have had no problems since we started this three years ago." I also have a letter from the Iowa High School Athletic Association which is implementing the change to allow summer coaching this coming summer. Further evidence that this is the direction others are moving is in the March 3, 1997 issue of Sports Illustrated. The article is in reference to the NCAA and its regulation of college athletics. The article interviews Cedric Dempsey, the Executive Director of the NCAA. It states that "Dempsey speaks often of the desperate need to deregulate."

There are many issues when it comes to discussing the Association. I have tried to focus on the issues of parental rights and the over regulation by the Association. Their rules no longer follow statute 72-33 or their own position statement. They are making rules based on opinion and hearsay, not research and the law. I encourage you to support Bill No. 2533 which leaves no doubt in their areas of regulation. I am not speaking as a coach, teacher and finally parent as the Association would classify me, but as a citizen of the United States and the State of Kansas who is provided the right to parent in the Constitution. I am the father of Joshua and Bradley Perkins, age 14 and 10 respectively. Thank you very much for your time and support of bill 2533.

Respectively,



Don A. Perkins

IN SUPPORT OF BILL #2533

MY PURPOSE TODAY IS NOT TO PRAISE ANY PARTICULAR ACTIVITY OVER THE OTHER BUT TO REPLY TO THE CLAIMS BY THE KSHSAA THAT WE AS PARENTS NEED THEIR UNSOLICITED ASSISTANCE. IN THE PAST, MR MUSSELMAN'S JUSTIFICATION FOR INTRUSION INTO NON-SCHOOL FUNCTIONS USUALLY GOES AS FOLLOWS:

1. WE AS PARENTS NEED THEIR (KSHSAA) ASSISTANCE TO PARENT.
 - A. AFTER RAISING OUR CHILDREN FOR 15+ YEARS WITHOUT THE SCHOOLS ASSISTANCE, WHY WOULD WE UNEXPLICABLY NOW BECOME UNABLE TO MAKE INTELLIGENT DECISIONS?
 - B. IF I NEEDED HELP I WOULD SEEK QUALIFIED HELP (COUNSELORS, PASTORS, ETC.), NOT AN ACTIVITIES DIRECTOR.
2. OUR CHILDREN NEED PROTECTION FROM OVER-ZEALOUS SCHOOL COACHES.
 - A. THE COACHES ARE EMPLOYEES OF THE SCHOOL. IF THEY NEED CONTROLLING, THEN THE SCHOOLS NEED TO DO SO.
 - B. IF THE COACH IS A PROBLEM, THEN I AS A PARENT WILL REMOVE MY CHILD FROM THE TEAM.
3. WE, AS EDUCATORS, ARE DOING THIS IN THE BEST INTEREST OF THE CHILD.
 - A. YOU WILL NEVER, EVER BE AS CONCERNED AS A PARENT ABOUT MY CHILD, NOT EVEN CLOSE.
3. STUDY TIME WILL BE LOST IF STUDENTS HAVE TOO MANY ACTIVITIES.
 - A. ARE THE SCHOOLS GOING TO FOLLOW EVERY CHILD? IF THE PARENTS DON'T SUPPORT EDUCATION THERE IS NOTHING ANYONE CAN DO, NO MATTER HOW MANY RULES YOU IMPOSE.

NOW I WANT EVERYONE TO FOCUS ON THE HEART OF THIS ISSUE. IT'S THE KANSAS STATE HIGH SCHOOL ACTIVITIES ASSOCIATION. THE KEY WORD BEING "SCHOOL". AS THE MANY LAWSUITS HAVE BROUGHT OUT, WE AS TAXPAYERS NEVER VOTED TO RELINQUISH OUR PARENTAL RIGHTS TO THE ACTIVITIES ASSOCIATION. WE ALSO DIDN'T HAVE ANY MEANS TO CONTROL THE KSHSAA ACTIONS BECAUSE OF ITS INBRED NATURE AND SECRETIVE PRACTICES. ONLY SCHOOL ADMINISTRATORS COULD VOTE AND SERVE. INPUT BY PARENTS WOULD BE SUMMARILY DISMISSED. I WAS TOLD BECAUSE I WAS ONLY A PARENT AND NOT AN EDUCATOR, I JUST DIDN'T UNDERSTAND.

AT THIS POINT THERE IS NO LIMITS OR RESTRICTIONS TO THE ASSOCIATIONS INVASION INTO THE PERSONAL LIVES OF KANSAS FAMILIES, AND ONLY BECAUSE WE NOW HAVE CHILDREN IN HIGH SCHOOL, NOT BECAUSE WE VOTED FOR THESE PEOPLE. WE AS PARENTS NEED PROTECTION FROM THE KSHSAA IN THE FORM OF LIMITTING THEM TO SCHOOL ACTIVITIES ONLY AND ELIMINATING THEIR INTRUSION INTO OUR FAMILIES PERSONAL AFFAIRS.

HOW DO WE DETERMINE THE LINE IN WHICH THE ACTIVITIES ASSOCIATION DOES NOT CROSS?

IT'S A SIMPLE TEST: IF IT ISN'T AN EVENT SPONSORED, ORGANIZED AND RUN BY THE SCHOOL THEN IT FALLS INTO THE CATEGORY OF NONE OF THE KSHSAA'S BUSINESS.

THANK YOU,

JACK L. PATTON
1545 TIMOTHY
WICHITA, KS 67212
(316) 721-9448

Fed. State
3-31-97
Atch #8

We, the undersigned, believe that this statement truthfully represents our feelings.

2 hrs 220 names
Wichita
52

"I favor Bill No. 2533 to restrict the KSHSAA's involvement in ALL Non - school activities."

- S I G N A T U R E S -

Don Albert	Bruce
Kelly Overstreet	
Jay W. Whitt	
Geanne Dell	Lepper Sims
Don Sou	John Sims
Jay Brantner	Debra Krenath
Stacy Thomas	Melanie Utter
Cherie J. Imstock	Sandy Neufeld
Bob Allen	Debra C. Reedy
	Fay L. Vanada
Joel Friesen	Marla L. Vanada
Sherry Deable	Scott L. Alexander
Laura W. Deabler	Mark A. Alexander
Wesley W. Wynn	Aimee Alexander
Emily Caberton	Roger R. Berry
Kathy Andrews	Follet Fertner
Nancy Buyer	
Raymond A. Buyer	Donna L. Thompson
Brenda Buyer	Arthur W. Thompson
	Charlottes Krauss
Fran Page	Nick Jones
Fred Adams	Jessica R. Jones
	Mary James

We, the undersigned, believe that this statement truthfully represents our feelings.

52

"I favor Bill No. 2533 to restrict the KSHSAA's involvement in ALL Non - school activities."

- S I G N A T U R E S -

Laura J. Avera	Carol Kull
Robert M. Gye	Ed. J. S. Rooney
Michael Hartley	Steve Campbell
Debra Brown	Elaine Miller
Ed Vinton	Mike Metzger
Chris Auer	David Laid
Sasak Sarapanah	Nic Lasis
Kevin Piller	Edward P. Rooney
Susan McKinney	J.P. Bougeblak
Ryan Neems	Cheryl Field
H. Dean Ross	Dorothy Taylor
Tony A. Smith	Dolores A. Rensel
Nancy S. Lane	Laura Hulschleger
Marion Zarby	Joan Fry
Sherry Stuebel	Lee Thayer
Paul Jones	Robert L. Dill
Paul Buckley	Lois Dill
Chad Dyer	Mary Hill Davis
Debra L. Pate	Andrew L. Dault
P. B. J.	Marion Sides
Randy Wolverton	M. J. Thomas
Deborah Evans	Tat Kaucy
W. Boyd Evans	Sharon Ward
Becky Avery	John W. Hill
Brenda Butler	Dan St. John
Bambi L. Simulta	Eddie Henderson

We, the undersigned, believe that this statement truthfully represents our feelings.

4

"I favor Bill No. 2533 to restrict the KSHSAA's involvement in ALL Non - school activities."

- S I G N A T U R E S -

Robert L. Scott	Gloria Hornum
Kenneth M. Farnham	Patricia J. Wright
Paul J. [unclear]	Antony S. Engle
Walter W. Wood	Laura Jones - English
Elysieth C. McDonald	Sam J. Bell
Laura Ferguson	5111 Howard Street
J. Hall	Kelly [unclear]
Annette Holliman	Mike [unclear]
Marta Casareto	Karen J. [unclear]
Bernard Dravay	Richard A. Lambton
Wally Brown	Bill E. [unclear]
Kon Heikes	Shella M. [unclear]
Bill Mohr	Jessy [unclear]
Jay White	Jusan Renteria
Dorallite	Jack [unclear]
Steve A. [unclear]	
Brink [unclear]	
Richard A. [unclear]	
Alayne L. [unclear]	
Steph [unclear]	
Glan [unclear]	
Karl [unclear]	
Boas Rucker	
Russell Rucker	
Dick [unclear]	
Jody [unclear]	

We, the undersigned, believe that this statement truthfully represents our feelings.

31

"I favor Bill No. 2533 to restrict the KSHSAA's involvement in ALL Non - school activities."

- S I G N A T U R E S -

Goshua Brown	Marie Snyder
Jeanelle Brown	Manly J. Wolverton
Jeffrey	Robert Smith
Jeffrey A. Brown	Deane Hull
Joseph A. McGuire-James	Jill Black
Brian Kelley	
Hilda Bradley	
Charlotte Moore	
Robert Butler	
Linda A. Butler	
David Williams	
Greg Wilson	
Wendy Green	
Dennis H. Green	
Kimberly Borders	
Richard Borders	
David Hesterman	
Patrice Stepperson	
Erin Fisher	
Carol Heper	
Jeffrey L. Smith	
Manly J. Wolverton	
Deane Hull	
Janelle Gallant	
Steve Mc	
Don A. Coulter	

8-A⁴

We, the undersigned, believe that this statement truthfully represents our feelings.

26
19
45

"I favor Bill No. 2533 to restrict the KSHSAA's involvement in ALL Non - school activities."

- S I G N A T U R E S -

Lutal Anderson	Walt Schwartz
Ken Botsch	Amy Berg
Mark A. Henry	Tom Clark
Therrie Anderson	Bob Bishop
Lisa McKee	Greg Anderson
Rex Kasper	Scott Miller
N. Ki Kasper	Rebecca J. Dierman
Karol McKee	Kevin Love
Connie Johnson	Mark S. Owens
Neil McKee	Kevin Owens
David R. Baker	Michael K. Stalays
Kelsa S. Bates	Kathy Meyer
Frank Roach	Becky Hinton
Donna Graham	B. M. James
Richard Spivey	Tom Haner
Douglas C. Myer	Joseph Haner
Sam R. Todd	Rick Caswood
Evelyn Keele	Linda Bowman
Jeff Carlrener	Wayne Bowman
Janette Wells	
Herald Hartung	
Ginny Clark	
Susan Clark	
Jean Dumas	
Joe D. H.	
Steve Armini	

March 31, 1997

Dear Legislators:

My name is Bill McDonald and I am the baseball coach at Shawnee Mission South High School. I have been at South for the last twenty-six years and started the baseball program twenty-four years ago. In addition, for the last eighteen years, I have coached the South baseball players in the summer Johnson County 3 & 2 league.

In April of 1996, the Kansas State High School Activities Association Board of Directors voted to not allow coaches, in any sport, the right to coach their players during the summer months. I was totally surprised by the KSHSAA vote. I had coached for so long and did not know or feel that we as coaches had been any problem for the KSHSAA. Had we done something wrong?

On July 5th, 1996, as I was coaching in the third base coaching box in Bartlesville, Oklahoma, I looked into the stands and realized this would be the last time I could bring the South parents and players to this wonderful tournament and town, and I had done nothing wrong. I was coaching South players for the love of the game, the great joy in seeing players grow and improve, and for no compensation. At my own expense and time, I have chosen to coach in the summer because I love young people and the sport.

What are the coaches asking for? In September, I polled the one hundred and sixty baseball coaches in the state of Kansas. The question I asked was whether or not you felt that you had a right to coach your players in the summer. I received ninety eight

Fed & State
3-31-97
Atch #4

of the one hundred and sixty surveys back, or sixty percent. Eight-eight percent of the returns were in favor of the right to coach your players in the summer. Forty percent of those returning the survey were actually coaching in the summer. One month later, the KSHSAA had their Fall Regional Administrator meetings at six sites around the state. The administrators voted two hundred and four to one hundred and two not to allow the coaches to coach in the summer. I want to restate to you that the school administrators cast the vote, not the coaches. Mr. Musselman, the KSHSAA Executive Director, stated in the Kansas City Star that the coaches voted two to one, in the October meetings, for the ban. Mr. Musselman also stated that the idea for the ban came from coaches who have felt pressure from others to field summer teams to remain competitive during the school season. I might add, in the over one thousand surveys I have been involved with in the last six months, not once have I had a coach to tell me or write to me that he was pressured to field a team. To the contrary, if the high school coach does not help field a summer team, the town team dies.

With Mr. Perkins and myself concerned about quotes from the KSHSAA director about coaches being in favor of the ban on summer coaching, we decided to survey coaches in every league in the state of Kansas. The questions asked was whether or not you should have a right to coach in the summer. The vote count as of today was eight hundred and thirty-six in favor and two hundred and thirteen against. We seem to have conflicting views of what the coaches are saying. The KSHSAA and what they perceive the coaches are saying, and what the coaches are actually voting, is different.

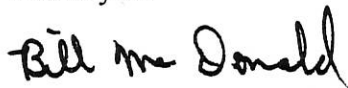
The coaches in this state are saying they simply want to be able, if they so chose, to coach in the summer. We are not under contract during the summer, so what right does

the KSHSAA have to tell us what we may or may not do? Coaches are going to be financially hurt by the KSHSAA actions. Summer jobs will be lost. We, as coaches, have an expertise in our coaching field, why should we have restrictions on what income we can make for our families?

In conclusion, I and the vast majority of coaches are most concerned about the small minority of coaches that create problems for players, parents, and administrators, yet what great people are in all of our communities that we call coach. Why throw the majority of coaches into what we see on television or read about in the paper that cheat and or abuse their power? This state is throwing away a wealth of love, caring, and knowledge that coaches bring to our communities. Why?

I support the passing of Bill 2533.

Thank you.



Bill McDonald
Head Baseball Coach
Shawnee Mission South

TO: Kansas Federal and State Affairs Committee

FROM: Ginny Honomichl, Teacher/Coach - Baldwin High School, Baldwin City, KS
KSHSAA Board of Director Kansas Coaches Association Representative
KSHSAA Executive Board Vice President - Class 4A Representative

DATE: March 24, 1997

SUBJECT: Kansas House of Representatives Bill #2533

Thank you for the opportunity to speak as an opponent to the proposed revisions concerning the Kansas State High School Activities Association's regulation of school activities during the periods of time outside the seasons of such activities. I have been a classroom teacher and coach in Kansas public schools for 27 years and I have witnessed the KSHSAA's efforts to do that which is best for our youth of Kansas over those years.

The Kansas State High School Activities Association regulates offerings to our school youth, grades 7 - 12, throughout the school year only to ensure that those activities are an extension of the academic school day. We need our students in the classrooms if they are to learn. They also need time after school to complete homework and such to master the academic content. We as educators need to be more concerned about ACT scores, SAT scores and GPAs than scoring averages, rebounding averages and average punt yardage. To do that, we need the students in our classrooms as much as possible.

Participation in KSHSAA activities is not mandatory; therefore, these programs are a privilege not a right. Along with this privilege of participation are some expectations to become/remain eligible. Expectations such as academic eligibility, minimal loss of instructional time, number of contests, retaining amateur status and avoiding undue outside influence. To maintain a proper relationship between the academic purposes of schools and their activities programs, the KSHSAA member schools have developed rules to achieve this balance.

The purpose of high school activities is to aid in the well-rounded development of all students. HB#2533 has the potential to destroy this through the external exertion of undue pressure on students to play and perform at a much higher than amateur status. Are we opening our school doors to those who may choose to exploit our youth for self-serving reasons? Will we have students becoming "teenage" specialists and not caring about the entire school program rather than being involved in a variety of high school experiences? Will Baldwin High School not be good enough for them? When do high school kids get to be high school kids?

From a veteran coach's point of view, I know coaches already have enough pressure throughout a regular season of competition. With this proposed change coaches would be given the "opportunity" to experience pressure year around! What about their families, their personal pursuits, their professional pursuits and their need to be outstanding educators first and then outstanding coaches? How much energy and how many hours would this take? Who might be cheated - the students in the academic classroom, the spouse, the coach's own children?

Fed. State
3-31-97
Atch #10

The KSHSAA provides throughout the school year an educationally sound foundation for our youth school activities programs. Our youth have equitable opportunities to gain experiences through these programs that blend well with their academic experiences. Efforts like this HB#2533 are a modern trend that runs contrary to how and why I have committed my professional life to serve.

Please come visit Baldwin High School anytime - for that matter, visit any school. Get to know our greatest resources, our youth! Find out what they want. Is it HB#2533?
Thank you for your time.