



**WIAA Rules 18.0.0 – 19.0.0**

Many appeals are denied because the student, parents or school do not provide documents to support their claims of hardship or the hardship does not meet the basis for a hardship. The burden of providing evidence that a hardship exists shall be borne by the student.

Waivers of eligibility regulations shall be considered for:

- Extenuating, unique and/or new circumstances
  - Circumstances must be different from those that exist for the majority or even a small minority of students
- Beyond the student's or where applicable, the parent's or legal guardians control
  - Not the result of acts or actions by the student or family unit
- Deemed to have significantly influenced or contributed to the cause of the students non-compliance

Eligibility requirements are typically not waived for:

- Academic or athletic deficiencies in a school including Running start for private school students
- Execution and/or decision to transfer was for athletic purposes or motivated by a desire to gain an athletic outcome
- Circumstances that are the result of acts or actions by the student or family unit
- Usual maturation problems or family situations
- Loss of eligibility in itself or an injury
- Transportation when attending school outside of school of residence

There shall be a direct, causal relationship between the alleged hardship and the student's inability to meet the specific eligibility rules.

- Time Frame corresponds with indicated hardship
- Direct correlation between the situation that caused the hardship and the timing of the transfer
- Circumstances or hardship were not in existence when initial choice was made to attend the school and was not something the family chose or was foreseeable

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**Harassment / Intimidation and Bullying Hardship**

**Required prior to appeal hearing scheduled. Needs to be included in the packet provided to the Eligibility Chair.**

- Harassment / Intimidation / Bullying (HIB) Form completed from previous school (page 2 of this packet)**

The following are examples of documents that would be important and are suggested in supporting a HIB hardship:

- Documents showing the issue was present at school:
  - Letters from school personnel
  - Emails between family and school personnel
  - Copies of social media posts
- Documents indicating attempts were made to address the issue with school:
  - Statements from school security staff
  - Emails between family and school personnel
  - Police reports
- Any other proof
  - Social media posts, messages, texts, exchanges

The eligibility committee will be looking for incidents that meet the OSPI definition as written on school statements (attached). In cases of repeated and unwanted incidents we request proof that the family worked collaboratively with the school for a solution. It is important to create a timeline including incidents, efforts to address, meetings and lack of resolution with the school.

Examples of situations that are typically not considered harassment / intimidation and bullying include:

- Statements that are not proven.
- Relationships between students that have changed over time as students grow and change



## Harassment/Intimidation/Bullying (HIB) Form

### School Statement

Student Name: \_\_\_\_\_

School: \_\_\_\_\_

Person completing this form: \_\_\_\_\_

Position at School: \_\_\_\_\_

“Harassment, intimidation, or bullying means any intentional electronic, written, verbal or physical act, including but not limited to one shown to be motivated by the perpetrator’s perception of the victim’s race, religion, ancestry, national origin or ethnicity, gender, sexual orientation, age or mental, physical, or sensory handicap or other distinguishing characteristics, when the intentional electronic, written, verbal or physical act” (OSPI):

- Physically harms a student or damages the student’s property; or
- Has the effect of substantially interfering with a student’s education; or
- Is so sever, persistent, or pervasive that it creates an intimidating or threatening educational environment; or
- Has the effect of substantially disrupting the orderly operation of the school

Yes  No - Our school has an anti-bullying policy and procedure.

Yes  No - I was aware of the appellant’s issue with harassment/intimidation/bullying. The issue was investigated and it was concluded that **no** harassment/intimidation/bullying took place. Dates of investigation and any appropriate information are attached.

Yes  No - I was aware of the appellant’s issue with harassment/intimidation/bullying. The issue was investigated and it was concluded that harassment/intimidation/bullying **took** place. Dates of investigation and any appropriate information are attached.

Yes  No - I was aware of the appellant’s issue with harassment/intimidation/bullying. The issue was investigated and the school is actively trying to resolve the situation. Dates of investigation and any appropriate information are attached.

- I was not aware of harassment / intimidation / bullying.

- I have attached a statement/documentation in addition to this form

School Staff: \_\_\_\_\_ Signature\*: \_\_\_\_\_ Date: \_\_\_\_\_

Student: \_\_\_\_\_ Signature\*: \_\_\_\_\_ Date: \_\_\_\_\_

Parent/Guardian: \_\_\_\_\_ Signature\*: \_\_\_\_\_ Date: \_\_\_\_\_

*\*By typing your signature, you acknowledge all of the above information to be valid and true*



Student Name: \_\_\_\_\_ School: \_\_\_\_\_

State, in your own words and in detail, what hardship condition exists that has prevented you from complying with the WIAA eligibility regulations. **Please include a clear, concise and detailed timeline of events to demonstrate the relationship between the hardship and your declaration of ineligibility.**

I have attached relevant documents and/or statements (initial): \_\_\_\_\_

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Student: \_\_\_\_\_ Signature\*: \_\_\_\_\_ Date: \_\_\_\_\_

*\*By typing your signature, you acknowledge all of the above information to be valid and true*



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Parent/Guardian Name: \_\_\_\_\_

Student Name: \_\_\_\_\_ School: \_\_\_\_\_

State, in your own words and in detail, what hardship condition exists that has prevented you from complying with the WIAA eligibility regulations. **Please include a clear, concise and detailed timeline of events to demonstrate the relationship between the hardship and your declaration of ineligibility.**

I have attached relevant documents and/or statements (initial): \_\_\_\_\_

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Parent/Guardian: \_\_\_\_\_ Signature\*: \_\_\_\_\_ Date: \_\_\_\_\_

*\*By typing your signature, you acknowledge all of the above information to be valid and true*