

## RESOLUTION NO. 387

### A RESOLUTION OF THE WOODINVILLE CITY COUNCIL ADOPTING POLICIES TO PROHIBIT DISCRIMINATION IN RECREATION PROGRAMS AND TO INCREASE AWARENESS OF POTENTIAL DANGERS OF CONCUSSION AND HEAD INJURIES IN YOUTH SPORTS.

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**WHEREAS**, RCW 49.60.500, RCW 4.24.660, and RCW 28A.600 require and/or encourage local agencies to adopt policies and programs to prohibit discrimination in recreation programs based on sex; and to provide information to facility users to help make them aware of the potential dangers of concussions in youth sports; and

**WHEREAS**, on March 4, 2010, the Woodinville Parks and Recreation Commission reviewed proposed policies and approaches to comply with these RCW conditions; and

**WHEREAS**, the Woodinville Parks and Recreation Commission voted 6-0 to recommend to the City Council approval and adoption of the proposed policies for: 1) Community Athletics Programs Non-Discrimination, and 2) Head Injuries in Youth Sports;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:**

**Section 1.** Community Athletics Programs Non-Discrimination Policy is hereby adopted, substantially as presented in Exhibit A, attached hereto.

**Section 2.** Head Injuries in Youth Sports informational handout is hereby adopted, substantially as presented in Exhibit B, attached hereto.

**RESOLVED** this 18<sup>th</sup> day of May 2010.



Charles E. Price, Mayor

ATTEST/AUTHENTICATED:



Jennifer Kuhn  
City Clerk/CMC



## City of Woodinville Parks & Recreation Department

### Community Athletics Programs Non-Discrimination Policy

### *Purpose Statement*

The purpose of the Community Athletics Programs Non-Discrimination Policy is to ensure that the City of Woodinville Parks and Recreation Department (Department) community athletics programs and related facilities and third-party sponsored community athletics programs do not discriminate against any person on the basis of sex in the operation, conduct, or administration of community athletics programs for youth or adults. The intent of this policy is to expand and support equal participation in community athletics programs and to provide all community athletics programs with equal access to city facilities.

### *Background*

Title IX of the Education Amendments of 1972 to the 1964 Civil Rights Act is a federal statute created to prohibit sex discrimination in education programs that receive federal financial assistance. Nearly every educational institution is a recipient of federal funds, and therefore is required to comply with Title IX.

In 1975, Washington adopted its own Title IX legislation in RCW 28A.640.010, which prohibits inequality in the educational opportunities afforded to women and girls at all levels of public schools in Washington State.

Currently, neither Title IX nor RCW 28A.640.010 extend protection to opportunities in community athletics programs. However, ESSB 5967, to be codified at Chapter 35A.21, was passed by the legislature and became effective on July 26, 2009. The legislature has specifically found that the dramatic increases in participation rates at both the high school and college levels since Title IX was passed show that when doors are opened to women and girls, they will participate. Further, athletic opportunities provide innumerable benefits to participants, including greater academic success, better physical and psychological health, responsible social behaviors, and enhanced interpersonal skills. ESSB 5967 requires cities to adopt a policy that prohibits discrimination against any person on the basis of sex in the operation, conduct, and administration of community athletics programs. The Department fully agrees with and supports the legislature's findings and recognizes the importance of full and equitable participation in community athletics.

### *Definitions*

“Community Athletics Program” means any athletic program that is organized for the purposes of training for and engaging in athletic activity and competition that is in any way operated, conducted, administered, or supported by the City of Woodinville.

“Third Party Sponsor” means a third party receiving a lease or permit from the City of Woodinville for a community athletics program.

### *Policy*

It is the policy of the Department that all community athletics programs and related facilities will be operated, maintained, and administered to meet the recreational needs of all citizens, regardless of sex.

Participation. The Department will make available the same number of program participation slots to men and women, whereby in total, participation opportunity slots in department-sponsored community athletics programs is identical. All Department-sponsored community athletics classes, such as Taekwondo-do, Yoga, and Cardio Kickboxing, will be open to all

citizens, regardless of sex. The Department will maintain records indicating the general participation levels of men and women by sport on a quarterly basis.

Facility Access. Facility access, the opportunity to use a facility that supports the provision of community athletics programs, will be afforded on an equal basis and in a non-discriminatory manner. The Department shall schedule facility use and practice time such that it affords men and women the same privileges, such as weekday/weekend preferences, time of day, quality of the practice facility, and facility capacity.

Funding and Advertising. Funds dedicated to providing community athletics programs will be expended to equally benefit men and women. Any advertising will inform the public of the availability of men's and women's participation slots.

Review of Third Party Sponsors. On an annual basis, the Department will discuss with third party sponsors the status of their community athletics programs related to the administration of this Policy.

### *Policy Distribution*

ESSB 5967, codified at Chapter 35A.21, requires that this Policy be published and disseminated. At a minimum, this Policy will be included in any publication that includes information about the City of Woodinville's own athletics programs or information about obtaining a permit for operating athletics programs or scheduling athletics events at city facilities. This policy must also be posted on the Department website.

### *Contract Provisions*

All contracts with third party sponsors and permit applications to organize community athletics programs will contain language that prohibits the third party sponsor from discriminating against any person on the basis of sex in the operation, conduct, or administration of community athletics programs for youth or adults.

### *Contact Information*

This policy shall be administered by Richard Leahy, Acting Director of the City of Woodinville's Parks and Recreation Department. All complaints of discrimination should be submitted in writing to Richard Leahy. Please allow the Department ten business days to respond. The Director of Parks & Recreation may be contacted at 425-489-2700. The Parks and Recreation Department is located at 17401 133<sup>rd</sup> Avenue NE, Woodinville, WA.

City of Woodinville  
Parks and Recreation Department

Information Regarding Zachery Lystedt's Law  
Head Injuries in Youth Sports

Youth sports pose an inherent risk of injury to young athletes. Recent cases, such as the death of a seventeen year old football player in Spokane Valley, confirm that athletes can suffer potentially catastrophic brain injury during athletic competition. This year, the Washington State Legislature adopted Zachery Lystedt's Law, which requires that school and private nonprofit community athletics programs using school facilities restrict participation by athletes who may have suffered a concussion. The Law mandates the removal of a player suspected of having a concussion from competition or practice; written clearance to return to competition or practice from a trained health care provider trained in evaluation and management of concussions; education and training of coaches in how to recognize and respond to possible symptoms and signs of a concussion; notification to youth athletes and parents about the nature and risk of head injury and concussions; and a written acknowledgement by youth athletes and parents that they have been provided an education sheet about the risks of concussions.

Woodinville community athletics programs are not operated by private, nonprofit youth programs or school districts, and are therefore, not directly subject to Zachery Lystedt's Law.

However, the City of Woodinville Parks and Recreation Department will distribute this information sheet to all community athletics programs coaches and instructors. The City will also make this information available to participants by posting the information on the city web site in order to encourage education regarding the possible symptoms and signs of a concussion. The Washington Interscholastic Activities Association (WIAA) website, <http://www.wiaa.com/ConcussionManagement/default.htm>, contains information regarding concussion management and education.

Thank you, and play safely!

City of Woodinville Parks and Recreation Department