

# BOARD OF CONTROL MINUTES

The Board of Control of the Kentucky High School Athletic Association met at the Association Office in Lexington, Kentucky, on Friday, September 25, 1998. The meeting was called to order at 8:30 a.m. by President Stan Steidel. All Board members, with the exception of Wendell Thomas, were present. Also present were Commissioner Louis Stout, Exec. Asst. Brigid DeVries, Assistant Commissioners Larry Boucher and Julian Tackett, SID Butch Cope, Ken Tippett and Anne Wesley Mays. Mr. Steidel welcomed Mr. Jerry Taylor, Athletic Director at Hart County High School, a recently elected Board member, representing Section 3 (Regions 5 & 6).

The Invocation was given by Roland Williams.

Frank Cardwell made a motion to approve the minutes of the July 16-17, 1998, meeting. Kathy Johnston seconded the motion which passed unanimously.

Following questions by Board members regarding Soccer Officials' Camp payments, Frank Cardwell made a motion that all bills of the Association for the period July 1 - August 31, 1998 be approved. Roland Williams seconded the motion which passed unanimously.

Ken Cox made a motion, seconded by Cookie Henson, that the Hearing Officer's Recommendations be accepted on the following appeals heard July 20 and August 17.

No.	Bylaw	Student	School	Findings
#346	6	Morgan Franklin	Lexington Catholic HS	Eligible
#348	6	Dana Michelle Smith	Pleasure Ridge Park HS	Eligible
#354	6	William Kelly Sullivan	North Bullitt HS	Eligible

Bob Rogers then made a motion, seconded by Eddie Saylor, to set aside the Hearing Officer's Recommendation on Case #353, in the matter of Donnie Saunders, Augusta HS. Following deliberations, the motion passed 11-4. In support of its decision, the Board found that it would not be unfair to Donnie to strictly enforce the provisions of Bylaw 4, Sec. 1(b) & (c), which provides for a maximum of eight (8) consecutive semesters after enrolling in grade nine (9) and that the situation was not clearly beyond the control of the student. The Board has been consistent in upholding Bylaw 4, especially if the student is requesting a fifth year of eligibility due to the repetition of a grade (9-12). In some instances, the Board has set aside Bylaw 4 due to illness or injury.

As a Conclusion of Law, the Board of Control found that to allow Donnie to participate in interscholastic athletics under these circumstances would establish an undesirable precedent and would be a detriment of the Association's Bylaw 4, Enrollment.

No.	Bylaw	Student	School	Findings
#353	4	Donnie Saunders	Augusta HS	Ineligible

Bob Rogers made a motion, seconded by Kathy Johnston, that the Hearing Officer's Recommendations be accepted on the following appeals heard July 20 and August 17.

No.	Bylaw	Student	School	Findings
#347	6	Daryl Carden	Henry Clay HS	Ineligible
#350	6	Anthony Haley	Lloyd Memorial HS	Ineligible

Betsy Glover made a motion, seconded by Roland Williams, that Case #351 in the matter of Lauren Carpenter, Christian Academy of Louisville, be remanded back to the Commissioner and delay consideration of the Hearing Officer's Recommendation until the November meeting. The motion passed unanimously.

Betsy Glover made a motion, seconded by Frank Cardwell, that Case #352 in the matter of Matthew Muench, Newport HS, be re-

manded back to the Commissioner and delay consideration of the Hearing Officer's Recommendation until the November meeting. The motion passed unanimously.

Mr. Wendell Thomas arrived at the meeting.

President Steidel then presented the Executive Committee Report.

1. The resignation of Mary Darnell was announced and staff will be interviewing for her replacement.

2. The contract with Host Communications (distributed at the July meeting) has been signed by the Commissioner.

3. Bob Rogers made a motion, seconded by Roland Williams, to accept an amendment to 702 KAR 7:075. Designation of agent to manage high school interscholastic athletics, by adding the following items:

a. (13) Require annual submission to the KHSAA by each member school and superintendent, as a condition precedent to membership, a written certification of compliance with Title IX, and

b. (14) Conduct all meetings in accordance with KRS 61.805 through KRS 61.850.

The motion passed unanimously. Mr. Steidel instructed staff to notify KDE of above action.

4. Accept the results of the 1998 KHSAA Membership Needs Assessment as submitted by staff.

5. Review the supplement to the 1997-1999 Strategic Plan for 1999 through 2003.

6. Wendell Thomas made a motion, seconded by Gary Kidwell, to accept the KHSAA Foundation Proposal as submitted. The motion passed unanimously.

7. Authorized Mr. Boucher and Mr. Sexton to study the possibility of adding Field Hockey as a sanctioned sport and report findings to the Board in November.

Mr. Cox, Title IX Compliance Committee Chairperson, reported on the seminars held recently in Bowling Green and Lexington. The information will be compiled for the Board's discussion in November for distribution to the member schools.

Mr. Rogers, Constitution & Bylaws Committee Chairperson, made the following motions:

1. Approve changes to Bylaw 25. Limitation of Seasons, and submit to the Delegate Assembly with the Board's endorsement. Betsy Glover seconded the motion which passed.

2. Repeal Bylaw 39 and submit to the Delegate Assembly with the Board's endorsement. Betsy Glover seconded the motion which passed.

Mr. Rogers then gave first reading to the proposed changes to the Constitution & Bylaws. No action was taken.

1. Constitution - Section 2. Representation and Governance, 3. Eligibility

2. Bylaw 4

3. Bylaw 27

4. Bylaw 34

5. Due Process Procedure #15

President Steidel then presented the Audit/Finance Committee's report: (1) Introduced Grant Satterly, who related to the Board his professional opinion regarding the plans for renegotiating the long-term debt which have been negotiated by staff and Fifth Third Bank. Roland Williams made a motion, seconded by Betsy Glover, that staff be authorized to continue negotiations. The motion passed unanimously. (2) Introduced Mike Sullivan and Ralph Stevens of Miller, Mayer, Sullivan & Stevens, who presented and addressed comments and questions regarding the FY98 Audit and Management Letter. Tom Bryant made a motion to accept the Audit as presented. Betsy Glover seconded the motion which passed.

3. Deferred discussion on reimbursement for individual sports and a revision in team sports reimbursement until the November meeting.

Chairperson Kathy Johnston, Fall/Winter Sports Committee, pre-

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sented her committee's report.

1. Defer selection of the 1999 State Soccer site until the November meeting.

2. Advised the Board that the committee is continuing consideration of a new district volleyball alignment. She noted that volleyball will be aligned into districts effective in 1999.

Chairperson Roland Williams, Springs Sports Committee, presented the following items for the Board's consideration.

1. A motion was made that requests from Bell County, Carroll County, Harrison County, Scott County and South Floyd for reclassification in track and/or cross country be denied. Betsy Glover seconded the motion which passed 15-0. Eddie Saylor abstained from voting.

2. In determining qualifying standards for all classes to advance to the State Meet, Mr. Williams made a motion, seconded by Tom Bryant, that at-large times must be accomplished in the finals of the regional meets and that A, AA, AAA keep separate time standards. The motion passed unanimously.

3. Mr. Williams then made a motion that Lexington be the host for the 1999 and 2000 State Baseball Tournament. The award for the 2000 tournament is contingent on a satisfactory review of the 1999 tournament. Tom Bryant seconded the motion which passed. He noted that a previous request from Ashland to host the baseball tournament was deferred by Boyd County High School.

4. Under consideration by the committee is a proposal to shorten the alignment classification period from four years to two years in cross country and track.

Next on the Agenda was a report from the Museum Committee, Bill Beasley, Chairperson.

1. Mr. Beasley recommended approval of the contract with Phoenix Presentations. Wendell Thomas seconded the motion which passed.

2. Advised staff to consult with legal representative concerning the need to advertise further for fund raising bids.

Mr. Beasley, also Chairperson of the Hall of Fame Ad Hoc Committee, distributed a draft proposal for nominations and induction into the Dawahares/KHSAA Hall of Fame. He advised the Board that the Committee would have a final recommendation at the November meeting.

Mr. Cox left the meeting.

The next item on the Agenda was final approval of a contract with USA Collegiate/USA Properties. Cookie Henson made a motion to



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approve the contract as signed by the Commissioner. Tom Bryant seconded the motion which passed unanimously.

President Steidel called the Board's attention to items in their packet for their information only. 1) Eligibility report of rulings, July 1 to August 31, 1998; 2) Budget Status Report from July 1 to August 31, 1998; 3) Kentucky Board of Education Staff Note for October; 4) Board of Control meeting schedule for 1998-99, including a discussion of the July 1999 meeting site.

President Steidel returned to the Constitution & Bylaws Committee Chairperson Rogers for an additional item. Mr. Rogers, upon presenting a second reading, made a motion to approve a change to the KHSAA Due Process Procedure, Item 15. Judicial Review, as follows: *All final orders of KHSAA rules shall be subject to judicial review in accordance with KRS Chapter 13B. A party shall institute an appeal by filing a petition in the appropriate Circuit Court within thirty (30) days after the final order is mailed or delivered.* Betsy Glover seconded the motion which passed.

Mr. Cardwell, Chairperson of the Football Committee, called on Mr. Tackett to present the draft alignment to the Board. Following a lengthy discussion and comments by the Board, approval was given for the draft to be mailed to member football schools.

Miscellaneous items of interest/concern expressed by members of the Staff and the Board included 1) Mr. Sexton stated he would like to see sanction and control of Cheerleading as a sport. Mr. Steidel suggested that information regarding this issue be obtained from other State Associations as a starting point. Ms. DeVries stated that a survey was conducted previously and she will bring the results of said survey to the November meeting. 2) Mr. Saylor questioned three-man officiating and when it will go into effect. 3) Ms. Johnston reminded members to bring the Strategic Plan to the November meeting. 4) Mr. Tippett advised the Board that Molten is still the official ball to be used at KHSAA State events. 5) Mr. Cope advised the Board that the draft of the football alignment will be available on the Internet. 6) Mr. Steidel encouraged all Board members to attend the Special Called Meeting to be held at the Holiday Inn South in Lexington on Monday, October 19. The purpose of the meeting is to set long term goals for the years 1999-2003.

There being no further business to come before the Board, Mr. Steidel adjourned the meeting at 12:00 noon.

### ASSOCIATION AUDIT

The 1997-98 audit of the Association has been compiled by Miller, Mayer, Sullivan and Stevens of Lexington. A copy of the audit is on file at the Association office for your review.

### NEXT BOARD MEETING

The next regularly-scheduled meeting of the KHSAA Board of Control will be Nov. 18-19, at the KHSAA Office in Lexington. Committee meetings will be held Wed., Nov. 18, with the full Board meeting held on Thurs., Nov. 19.