

KHSAA Board of Control Meeting

September 10, 2014 at 8:30 AM

KHSAA Board of Control Meeting, KHSAA Offices, Lexington

Attendance Taken at 8:30 AM:

Present Board Members: John Barnes, Bill Beasley, Carrell Boyd, Donna Bumps, Ron Dawn, Mike Deaton, Mark Evans, Pete Galloway, Gwen Gibbs, Scott Hawkins, Marlon Miller, Kim Parker-Brown, Steve Riley, Jeff Saylor, Stan Steidel, Henry Webb, Jerry Wyman. Absent Board Members: Dana Guyer.

KHSAA Staff: Julian Tackett, Joe Angolia, Michael Barren, Darren Bilberry, Rob Catron, Chad Collins, Butch Cope, Angela Passafiume, and Marilyn Mitchell.

Guests: Katrina Kinman; KSBA, Travis Feltner; Lawrence County HS, Dr. Taylor Collins; Red Bird Christian, Micheal R.Hensley; Red Bird Christian, Rick Ford, Sheila Vaughn, David Fatzinger all from ihigh.com.

Attachments can be found at the following link:

<http://portal.ksba.org/public/Agency.aspx?PublicAgencyID=4374&AgencyTypeID=1&BeginDate=9-1-2014&EndDate=9-30-2014>

Call to Order of the Full Board of Control Meeting by President Carrell Boyd

Review Schedule for Day including Annual Meeting and Solicit Necessary Additional Information

The Board then Recessed into Work Session with the Following Topic Discussed and no action being taken during the work session.

- **KSBA Question and Answer** - Katrina Kinman of the KSBA provided the Board with an opportunity for inquiries and provided information relative to the online board meeting system.
- **Lawrence County Baseball Presentation** - Lawrence County Athletic Director and Baseball Coach Travis Feltner gave a comprehensive presentation on a possible scenario that the Board could consider if it decided to classify baseball for postseason based on enrollment. The Board was appreciative of his research and review and will continue discussion at future meetings.
- **Red Bird Christian School Request 1-Agency:** Red Bird Christian School made a presentation requesting additional time and intervening steps to enter into compliance with KHSAA Bylaw 11 and its desire to continue being considered a boarding school as has been its history since the 1920s.
- **Review Potential Swimming & Diving Realignment for 2015-2016:** Staff presented a framework for the development of an alignment of teams for swimming & diving for the 2015-2016 school year. Based on the Board discussion, there will be a proposal brought back in November to be distributed to the membership for feedback and hopeful adoption for 2015-2016.
- **Comprehensive Status of Middle School Report:** Associate Commissioner Cope provided an in depth update on the regulation pertaining to middle schools.
- **Consider Appeal from Harlan County HS, XC/TR Request to Use New Enrollment Numbers to Go Back Into Lower Classification:** Due to changes in student population, Harlan County requested to be placed back Class 2A in Track and Cross Country despite the enrollment figures that were present when it was placed in Class 3A for the realignment. The data presented by

the school was reviewed, as well as consideration of the precedent of any decision, and the possible need for additional realignment clarity.

- **Review Date of Original April, 2015 meeting (originally April 14):** The Board was asked to review dates for the possible movement of the April meeting from its original date due to multiple scheduling conflicts. The staff had heard from members with conflicts on the original date, and there was concern that because of spring break, the meeting could not be held earlier.
- **Discussion of School Dues Structure, Inclusion of Tickets to Championships:** Several school districts have expressed concern with the purchase of state tournament tickets for football and basketball championships for a variety of reasons. These ticket sales are the principle source of income for the KHSAA budget. With that in mind, and looking toward the future, three different regional AD groups have talked to the Commissioner about changing the dues structure of the KHSAA to include tickets to the boys' and girls' basketball, and football championships. Though there was no urgency to the current discussion, there was a desire to discuss feasibility with the Board. The Commissioner solicited input and ideas to be discussed at the November meeting based on the feedback of the Board members.
- **Discussion of Alternative School Student Participation, and Request for Correspondence:** Staff provided an update for the Board on an issue related to alternative school participation seeking concurrence with a plan to issue correspondence clarifying the issue. Issues include a) being technically enrolled in other than the A1 school; b) possible athletic manipulation; c) minimum amount of time in the alternative school; d) escaping school and school based rules by placement. During discussion, many of the school administrators and the staff expressed concern about any situation where a nonenrolled student could participate leading to the erosion of the school-based foundation of high school sports.
- **Discussion of Proposed Legislation, Participation by Non-Enrolled Students:** Commissioner Tackett requested the Board provide an official position on the proposed bill as it is written, which deals not only with home schools, but with all nonpublic schools.
- **Discussion of Data Gathering, Future Potential Changes in Off-Season, Pre-Season, In-Season, and Post-Season Scheduling in All sports:** At the July meeting, the Commissioner reported on his intentions to gather data and review options regarding the manner in which the seasons are constructed in all KHSAA sports. This was to include pre-season, in-season, post-season, summer and the year round calendar. The intention was to involve various constituent groups to gather data and report it back to the Board of Control for review in determining whether or not further bylaw and policy changes are needed. For the last several years, this issue has been handled by patching holes and an overall global look has not been done since the late 1970s when the original limitation of seasons was developed by a group of principals, ADs, coaches and Superintendents. When the issue was mentioned in July, no Board action was requested or needed, however, some members felt the need to revisit the issue to ensure clarity. In discussion, there was concern expressed that perhaps this is solely an item for Board consideration, and that this should be exclusively done by the Board. Other discussion supported the gathering of options, opinions and an assessment of the state of the association, before determining if any Board action was relevant. Many expressed desires to be careful that participation opportunities are not reduced by any future action. There was no action taken on this item and none is immediately contemplated.
- **Reconsideration of Ticket Distribution Policy and Review, including Former Board of Control Members:** President Boyd requested the Board revisit a change made at the July meeting concerning the policy that grants complimentary admission to the KHSAA boys' and girls' basketball tournaments, and the football playoffs, regardless of the length of time that has expired since service on the Board. The original concern by Board members was the public perception of this benefit after service was completed. Staff's concern was the lack of clarity on usage that allowed some people to get the tickets directly for other individuals and not use them

for the Board of Control member. Additionally, staff's concern involved the football finals and girls' basketball tournaments, where despite several tickets being issued, the vast majority were not used by the actual board members, or were given to otherwise purchasing ticket buyers. Alternatives were discussed with the Board members and staff for the formation of an alternative solution.

Full Board of Control Meeting Convened at 12:25 am

Pledge of Allegiance: Board Member Mark Evans led the Board in the Pledge

Reflection: Henry Webb relayed the impact athletics has had on his life and what it means to him to serve as the reflection to start the meeting.

Closed Session to Review Legal Matters per KRS 61.810 ()**

Motion Passed: To go into closed session passed with a motion by Stan Steidel and a second by Pete Galloway. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Motion Passed: Come out of closed session passed with a motion by Henry Webb and a second by Scott Hawkins. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

There was no action taken during closed session.

Review Consent Agenda and Consider items for Removal and Separate Consideration

The Board reviewed the list of consent items, to request if any item should be removed from for individual discussion.

Consent Agenda (single consent vote to accept all)

1. Approve Minutes of the July, 2014 Regular Meeting
2. Transfers, July 1, 2014 to August 31, 2014 (W)
3. Appeals Detailed Report, July 1, 2014 to August 31, 2014
4. Other Eligibility Rulings including fines and Penalties, July 1, 2014 to August 31, 2014

Motion Passed: Approve consent agenda passed with a motion by Scott Hawkins and a second by Jeff Saylor. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Confirm Date for Special BOC Appeal, October 21, 2014

Cordia High School and Coach Rodrick Rhodes requested appeals from the sanctions issued by Commissioner Tackett following the investigation of improprieties in the program. The Board was asked to set October 21, 2014 for that appeal.

Motion Passed: Set a special meeting of the Board of Control for October 21, 2014 passed with a motion by Bill Beasley and a second by Donna Bumps. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Work Session Report and Any Resultant Action

Consider Appeal from Harlan County HS, XC/TR Request to Use New Enrollment Numbers to Go Back Into Lower Classification

Motion Passed: Deny the request for the 2014-2015 school year and direct staff to place in the competition rules the following provisions for future review of placement in Track and Cross Country: *The classification shall be for a four-year period ending in 2016-17, which may be extended by the Board of Control. The alignment will be reviewed upon receipt of the 2014-2015 school year enrollment information from the Kentucky Department of Education for possible adjustment to begin with the 2016 Cross Country and 2017 Track and Field seasons. In order to be considered for adjustment, the four-year average enrollment (including 2014-15) would have to be within the boundaries of another class, and the school shall have had at least a 10% change in average enrollment during the two-year period.*

The amendment to the competition rules passed with a motion by Mike Deaton and a second by Donna Bumps. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Review Date of Original April, 2015 meeting (originally April 14).

Motion Passed: The April meeting be scheduled for Tuesday, April 21, 2015 passed with a motion by Stan Steidel and a second by Kim Parker-Brown. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Discussion of Alternative School Student Participation, and Request for Correspondence

Motion Passed: Based on concerns about nonenrolled student participation and impending changes in virtual school options, continue to study this issue with no change in interpretation at this time passed with a motion by Stan Steidel and a second by Bill Beasley. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Discussion of Proposed Legislation, Participation by Non-Enrolled Students

Motion Passed: That the Board of Control officially on behalf of the KHSAA, oppose this piece of legislation and direct staff to finalize talking points so that members can visit with their various

representatives regarding the issue passed with a motion by Henry Webb and a second by Stan Steidel. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Reconsideration of Ticket Distribution Policy and Review, including Former Board of Control Members

Motion Passed: That the Board policy decision from July, 2014 be revised as it relates to the boys' basketball state tournament and that staff issue, upon request, two complimentary tickets to each former Board of Control member for use exclusively by that Board of Control member, with such exclusive use being part of the ordering process. In addition, two complimentary tickets may be given to each former Board member for the football playoffs and girls' basketball tournament, but only upon request and only to be picked up at the event site with proper identification of the former Board of Control member passed with a motion by Stan Steidel and a second by Jerry Wyman. John Barnes Yes, Bill Beasley No, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Reports of Business (single motion to approve reports)

Following the detail of each report, a single motion to accept and approve these reports is in order.

1. Approve Bills, July 1, 2014 to August 31, 2014
2. Board Income Statement, July 1, 2014 to August 31, 2014
3. Board General Ledger Report, July 1, 2014 to August 31, 2014
4. Internal/External Corporate Reports
Comprehensive reports and updates of external sales by Rick Ford from ihigh.com and internal sales by Associate Commissioner Cope were presented.

Motion Passed: Accept the reports following detailed listings and explanations passed with a motion by Jeff Saylor and a second by John Barnes. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Board of Control and Staff Discussion and Reports

Staff Report from Education Cooperatives and Meetings Attended

Staff reported on various meetings attended in the last two months. Middle school discussion, insurance questions and the proposed home school bill were the primary topics at all attended Coops. Also updated were the improvements and additions of the KHSAA online system and the success of the two HYPE Conferences.

Commissioner Tackett wished to thank all schools that hosted a regional meeting. The meetings were well received and attended. He further updated the Board on the July NASO meeting reminding them Kentucky hosts this conference in 2017. A core group of organizers will be led by Assistant Commissioner Passafiume.

Review Emphasis, Offseason Football Equipment Listing (Info and Update)

The Commissioner did a careful review of the calendar of allowable equipment usage in football. The Board could choose to endorse the interpretation, or simply allow the interpretation to be published as it had been by the Commissioner in accordance with the Constitution.

Motion Passed: Endorse the published interpretation passed with a motion by Jeff Saylor and a second by Stan Steidel. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Possible Board Handbook Revisions, Officer Elections

Following the 2014-15 officer elections, questions were raised about the election procedure in light of recent regulatory changes and interpretations by the Attorney General. Special care should be taken to note that the KHSAA is, by regulation, subject to the Open Meetings Act.

Motion Passed: Approve the report and direct staff to bring back policy changes as well as any election options to the November Board meeting passed with a motion by Bill Beasley and a second by Scott Hawkins. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Approve Extension of Contract for Event Novelties

The KHSAA has a long standing partnership with TeamIP, Port St. Lucie, Florida as the exclusive provider of novelty items at KHSAA championships. The original contract and all addenda have sunset and both parties desire an extension of the agreement. TeamIP has offered a renewal guarantee that nearly triples the amount generated by prior agreements.

Motion Passed: Empower and authorize the Commissioner to finalize negotiations and sign the renewal agreement passed with a motion by Scott Hawkins and a second by Pete Galloway. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Policy on Alignment, Amend to Try and Exclude Movement by One School at the Direction of Another

Staff was asked to review the steps taken in alignments in the past couple of years, and suggest policy amendments to ensure that the requests of not-involved schools force movements that aren't desired by others.

This item was withdrawn by the Board member making the request.

Special Olympics Status

Commissioner Tackett reported on the progress of discussions with Special Olympics of Kentucky on a project related to Unified Sports and the opportunities available to member schools.

Motion Passed: Empower and authorize the Commissioner to enter into the partnership with Special Olympics of Kentucky passed with a motion by Jerry Wyman and a second by Steve Riley. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike

Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

On Deck-2014-2015

November

- Items Generated by the September meeting

January

- Discussion of Officials Fees for 2015-2016

April

- Election of President-Elect, 2015-2016

Board of Control Consideration of Correspondence to Issue

Discuss USA Football Request, All Year Play for Specific Individuals

USA Football requested permission for Kentucky athletes to be involved in their team play. Such play would require football equipment distribution during the offseason and dead period by the schools.

Motion Passed: Due to the nature of the request, the times for practice and play, and the usage of equipment, deny the request and inform USA Football that Kentucky undergraduate students may not participate and that participation with equipment by seniors following their senior season would be a local school decision passed with a motion by Kim Parker-Brown and a second by Stan Steidel. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Board and Staff Roundtable

Adjourn

Motion Passed: To adjourn passed with a motion by Gwen Gibbs and a second by Pete Galloway. John Barnes Yes, Bill Beasley Yes, Carrell Boyd Yes, Donna Bumps Yes, Ron Dawn Absent, Mike Deaton Yes, Mark Evans Yes, Pete Galloway Yes, Gwen Gibbs Yes, Dana Guyer Absent, Scott Hawkins Yes, Marlon Miller Yes, Kim Parker-Brown Yes, Steve Riley Yes, Jeff Saylor Yes, Stan Steidel Yes, Henry Webb Yes, Jerry Wyman Yes.

Carrell Boyd, President

Date

Julian Tackett, Commissioner

Date