

Board Approves Bylaw For Past Pitch

MINUTES

JULY 21-22, 1994

The Board of Control of the Kentucky High School Athletic Association met at the headquarters in Lexington, Ky., on Thursday, July 21, 1994. The meeting was called to order at 8:30 a.m. by President Frank Cardwell. Board members present in addition to the President were Tom Bryant, Ken Cox, Tasso Harris, Cookie Henson, Claudia Hicks, Teresa Isaac, Ozz Jackson, Stan Steidel, Darrell Treece, Grant Talbott, Wendell Thomas and Frank Welch. Members absent were Bill Beasley, Bob Rogers and Kathy Hopper. Also present were Commissioner Louis Stout, Assistant Commissioners Larry Boucher and Brigid DeVries, Business Manager Julian Tackett, S.I.D. Brooks Downing, Ken Tippet, State Dept. Representative Gary Faulkner and Board Attorney Danny Reeves.

The Invocation was given by Cox.

Hicks made a motion, seconded by Jackson, that the minutes of the following meetings be approved: April 21-23, May 13 and May 19, 1994. The motion passed unanimously.

Welch moved that all bills of the Association for the period beginning April 1, 1994 and ending June 30, 1994, be approved. Talbott seconded the motion which passed.

The next items on the Agenda were the appeals hearings. Each appellant was allowed to present his/her case and distribute to the Board any additional information relative to the appeal. The Board then went into Executive Session to discuss the case. The President advised each appellant of the decision of the Board following return to Open Session. The President explained the Due Process Procedure to each appellant in the event the appeal was denied. Following is the disposition of each appeal:

1) Aaron DeGlow, Dixie Heights HS, Bylaw 6, Transfer Rule.

Motion by Talbott to restore eligibility at the beginning of the 1994-95 school year, second by Teresa Isaac. Motion failed 4-9. Bryant moved to restore eligibility on September 17, second by Ken Cox. Motion passed 9-4.

2) Eugene Smith, Whitley County HS, Bylaw 6, Transfer Rule.

Motion by Steidel, second by Thomas, to deny the appeal. Motion passed 12-1.

3) Mike Hertzfeldt, Scott HS, Bylaw 3, Age Rule.

Motion by Talbott, second by Welch

President Cardwell appointed the following committees for 1994-95:

Executive

Frank Cardwell, Chairperson
Bill Beasley
Ken Cox
Claudia Hicks
Ozz Jackson
Bob Rogers
Grant Talbott
Wendell Thomas
Frank Welch

Audit & Finance

Stan Steidel, Chairperson
Bill Beasley
Frank Cardwell
Claudia Hicks
Darrell Treece
Frank Welch

All-Sports

Grant Talbott, Chairperson
Ken Cox
Tasso Harris
Cookie Henson
Teresa Isaac
Bob Rogers
Stan Steidel
Darrell Treece

Constitution & Bylaws

Kathy Hopper, Chairperson
Frank Cardwell
Ken Cox
Teresa Isaac
Claudia Hicks
Ozz Jackson

Football

Ozz Jackson, Chairperson
Tasso Harris
Grant Talbott
Wendell Thomas
Frank Welch

Basketball

Ken Cox, Chairperson
Tom Bryant
Cookie Henson
Kathy Hopper
Ozz Jackson
Bob Rogers

Hall of Fame

All Board Members
All Executive Staff
Dawahare Representative

to deny appeal. Motion passed 11-2.

4) Jeremy Palmer, Simon Kenton HS, Bylaw 6, Transfer Rule.

Motion by Jackson to restore eligibility, second by Talbott. Motion passed 7-5, 1 abstention.

President Cardwell called for a lunch break at 12:45 p.m. to reconvene at 1:50 p.m.

5) Fredrik Holst, Bylaw 6, Transfer Rule, Foreign Students.

Motion by Talbott, second by Cox to deny appeal. Motion passed unanimously.

6) Michelle Smith for Joshua Carter, Wayne County HS, Bylaw 4, Sec. 1(d), Enrollment.

Motion by Harris, second by Thomas, to deny appeal based on fact that Board does not have the authority to make exception to HB750. Motion passed unanimously.

7) Julie Skaggs, Valley HS, Bylaw 3, Age Rule.

Motion by Talbott, second by Thomas, to deny appeal. Motion passed 9-3. Harris abstained.

8) Ryan Tucker, Owensboro HS, Bylaw 6, Transfer Rule.

Motion by Cox, second by Treece, to deny appeal. Motion passed 9-3. Talbott abstained.

9) Marcus Warick, Valley HS, Bylaw 6, Transfer.

Motion by Talbott, second by Cox, to restore eligibility. Motion passed 12-0. Harris abstained.

10) Souder, Williamstown HS, Bylaw 6, Transfer Rule.

Motion by Talbott, second by Welch, to restore eligibility due to hardship. Motion passed unanimously.

11) Kimberly Murphy, Sacred Heart, Bylaw 6, Transfer Rule.

Motion by Steidel, second by Cox, to deny eligibility. Motion passed 12-1.

12) Teresa Rose for Phillip Rose, Wayne County HS, Bylaw 4, Sec. 1(d), Enrollment.

Motion by Harris, second by Talbott, to deny appeal based on fact that Board does not have the authority to make exception to HB750. Motion passed unanimously.

President Cardwell called for a recess at 7:15 p.m. until Friday, July 22, 1994 at 10:30 a.m.

The meeting recessed.

The meeting was reconvened on July 22, 1994, at 10:40 a.m. by President Cardwell. Board members present in addition to the President were Beasley, Cox, Harris, Henson, Hicks, Hopper, Isaac, Jackson, Steidel, Treece, Talbott and Welch. Members absent were Bryant, Rogers and Thomas. Also present were Commissioner Stout, Assistant Commissioners Boucher and

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DeVries, Business Manager Tackett, S.I.D. Downing, Tippet, State Dept. Representative Faulkner and Board Attorney Reeves.

President Cardwell called on Woody Axton and Sonny Frantz of Louisville who requested to appear before the Board to discuss bowling as a KHSAA sanctioned sport. Following their presentation and questions by the Board, suggestions to ascertain the schools' interest in bowling and an explanation of sports sanctioning by Commissioner Stout, Talbott made a motion that this matter be given to the All-Sports Committee for further study. Hopper seconded the motion which passed unanimously.

Next on the Agenda was a presentation by Terry Hatton and Tom Carter of Lexington regarding their sponsorship of a Sweet 16 Fan Jam to be held in conjunction with the Boys' State Basketball Tournament in March '95. Their presentation included the objective of such an event, the location and an outline of activities. Following their presentation, Harris made a motion, seconded by Isaac, that the staff be directed to look into this matter further and bring a contract to the Board. The motion passed unanimously.

The next Agenda item related to the implementation of HB490 which was passed by the 1994 General Assembly, specifically as it relates to Fast Pitch Softball. Commissioner Stout recommended that a Fast Pitch Softball Tournament for girls be conducted in the Spring of 1995 with additional information distributed to member schools as to comply with HB490.

In addition, Stout recommended that the Board request State Board of Education approval of an amendment to KHSAA Bylaw 40 which states, "If a member school sponsors or intends to sponsor an athletic activity that is similar to a sport for which NCAA members offer an athletic scholarship, the school shall sponsor the athletic activity or sport for which the scholarships are offered. The athletic activities which are similar to sports for which NCAA members offer scholarships are: Girls' Fast Pitch Softball as compared to slow pitch softball". Following a discussion of the matter, Isaac made a motion, seconded by Hopper that the KHSAA sanction Fast Pitch Softball. The motion passed 9-4.

Board members then discussed items in the KHSAA Policies and Procedures Manual which was submitted for approval. A lengthy discussion ensued with regard to voting on motions. President Cardwell advised the Board that at the present time, Robert's Rules of Order are used. Jackson made a motion, seconded by Frank Welch, that actions

by the Board of Control shall be decided by simple majority vote of members present, if there is a quorum. The motion failed 7-6. Harris then moved to leave the policy as printed. Treece seconded the motion which passed 9-4.

Steidel requested "...sports camps..." be deleted in Section III.L. Steidel asked that Section IV.B.9, be changed to read, "Any staff member leaving the office for any reason should report this absence to the Commissioner or his designee."

Isaac made a motion that the KHSAA Policies and Procedures Manual be adopted with these changes. Steidel seconded the motion which passed unanimously.

Committee Reports were the next items on the Agenda.

Executive Committee - President Cardwell, Chairperson, moved that the Board approve the following items:

1) Due to the nature of Association business, flexible hours should be recognized and approved at the discretion of the Commissioner. Harris seconded the motion which passed unanimously.

2) a. Recommends a 4% pay increase for the Staff with the exception of the Commissioner, whose salary was previously set.

b. Hire a receptionist at a salary of \$10-12,000.

c. Raise Bettina Gaines salary an additional \$500.

Ken Cox seconded the motion which passed unanimously.

3) Research the employment of a Hearing Officer for eligibility cases through the Attorney General's Office and bring back a recommendation to the Board. Beasley seconded the motion which passed unanimously.

4) Accept Corporate contracts from H & W Sport Shop, Ernie House, Ishmael Chevrolet, Payne Chevrolet and Quantrell Cadillac. Jackson seconded the motion which passed unanimously.

5) Accept the winner of a coin toss to determine whether the minority representative or the female representative will serve six years following the next election. Steidel seconded the motion which passed. The minority representative won the toss of the coin and will serve for six years beginning in 1996.

6) Recommends the Commissioner determine when the Board needs an attorney present at the Board meeting. Welch seconded the motion which passed unanimously.

All-Sports Committee - Talbott, Chairperson, made a motion that the Board approve the following items:

1) Accept a revised alignment as presented by the Volleyball Committee

and study the revised alignment further after one year. Steidel seconded the motion which passed.

2) During regular season play, permit a golf team of 4 or 5 players to count four (4) scores. Hicks seconded the motion, which passed.

3) Approve Atherton High School to host the State Wrestling Tournament for 1995. Steidel seconded the motion which passed.

4) Authorize Boucher of the Officials Division to send a request to the principals requesting the amount of fees that are paid to officials.

5) Table the Bowling program.

Football Committee - Jackson, Chairperson, made a motion that the Board approve the following item:

Accept a recommendation from the Ad Hoc Committee that the State Football Playoffs be held the first weekend in December as follows: Class A, Friday, Dec. 2, noon; Class AA, Friday, Dec. 2, 3:00 p.m.; Class AAA, Saturday, Dec. 3, noon; Class AAAA, Dec. 3, 3:00 p.m. Talbott seconded the motion which passed.

Other items discussed but no action taken included 1) consideration of the Wilson 1001 Football; 2) a study of the Officials Rating Process; 3) Regular season officiating by Assigning Secretaries; 4) game fees; 5) trophies; 6) postseason receipts. Jackson advised members that a five-class alignment will be available in September for approval of the Board and then to be sent to the schools.

Steidel then made a motion, seconded by Jackson, that the 1994-95 Budget be accepted as presented. The motion passed.

President Cardwell appointed the following Board members to serve on a committee to study Summer Participation: Jackson, Hicks, Steidel and Harris.

Hicks expressed her concern about cheerleaders not being covered by catastrophic insurance during the summer. Commissioner Stout recommended that DeVries look into KAPOS' relationship with the KHSAA to ascertain information on this matter.

Tackett discussed with Board members the need for a medical insurance study which would cover the \$25,000 deductible for athletes. Faulkner suggested contacting the Department of Insurance. No action was taken on the matter.

Talbott made a motion to accept the revised Soccer alignment. Cox seconded the motion which passed unanimously.

DeVries discussed the possibility of

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changing the dates of the State Track Meet from the Memorial Day Weekend due to several conflicts. The Board discussed the dates of May 19-20 and June 2-3. After discussion of the matter, Steidel made a motion to move the State Track Meet to June 2-3, 1995. Welch seconded the motion which passed unanimously.

Following the Board's approval of the State Wrestling Tournament site and the dates for the State Track Meet, Harris moved to adopt the 1994-95 Calendar. Steidel seconded the motion which passed unanimously.

Cox requested that the Officials' Division look into a three-man officiating crew for Boys' and Girls' Basketball and the possibility of implementation for the 1995-96 State Tournaments.

Beasley requested that the Commissioner ask for an Attorney General's opinion to seek the intent of HB490 as it relates to whether a school can offer Slow Pitch Softball without offering Fast Pitch Softball. Jackson seconded the motion which passed 11-2.

Items of interest during round-table discussion included problems with meetings on Wednesday evening and Sunday; the election of Alvis Johnson as President of the National Federation; in-service training for new Board members; litigation; winter track (referred to All-Sports Committee for September meeting); Coaches Certification due by 1996-97.

Boucher reported on his trip to the National Federation Summer Meeting. Items of interest shared with the Board were 1) the induction of Garnis Martin into the Hall of Fame; 2) an amendment to the Constitution which would allow a member of the administrative staff to hold a seat on the Board of Directors failed 31-19; 3) Board of Directors voted 50-0 to elect a President-Elect to serve for one year prior to his/her presidency.

Commissioner Stout requested approval for three staff members to attend the Section II Meeting in Delaware on Sept. 25-27, 1994. Steidel made a motion that the request be approved. Talbott seconded the motion which passed unanimously.

Commissioner Stout gave an update on litigation involving E.C. Matthews. The case is to be heard on Aug. 5.

The Board set the date for the next meeting to be held Sept. 16-17 at the KHSAA Headquarters in Lexington.

There being no further business to come before the Board, Steidel moved for adjournment. Bill Beasley seconded.

The meeting was adjourned at 4:45 p.m.

August 31, 1994

The West Eligibility Committee of the KHSAA Board of Control met in Louisville at the Executive Inn on Wednesday, Aug. 31, 1994, for the purpose of hearing eligibility appeals. President Frank Cardwell called the meeting to order at 10 a.m. Members present were Tasso Harris, Kathy Hopper, Bob Rogers, Grant Talbott and Darrell Treece. Others present were Commissioner Louis Stout, Asst. Commissioners Brigid DeVries and Larry Boucher, and Anne Wesley Mays, Administrative Secretary.

Prior to each appeal, President Cardwell explained to the appellant the procedure for presentation. Each party was allowed to present his/her case and distribute to the Board any additional information relative to the case. After each presentation, the Board went into Executive Session. Following return to Open Session the appellants were advised of the decision of the Board and President Cardwell explained the Due Process Procedure in the event the appeal was denied. It was determined that five affirmative votes were needed to pass a motion or restore eligibility.

Following is the disposition of each appeal:

1) Stephen Henderson - Elizabethtown HS

Talbott made a motion to deny appeal due to lack of bona fide change of residence. Treece seconded the motion which passed unanimously.

2) Jason Boyd - Western Hills HS
Talbott made a motion to grant ap-

peal due to hardship. Hopper seconded the motion which failed by 2-4 vote.

3) Gerald Palmer - Ballard HS

Talbott made a motion to grant appeal. Motion died for lack of a second to the motion. Eligibility denied.

4) Kenneth Hollar - Seneca HS

Talbott made a motion to grant appeal. Motion failed by 4-2 vote.

5) Samuel "Bo" Harvey - Walden School

Rogers made a motion, seconded by Harris, to waive By-Law 6. Motion passed unanimously.

6) Christopher Cummins - Moore HS

Harris made a motion, seconded by Hopper, that eligibility be regained at the beginning of the second semester of 1994-95. Motion passed 5-1.

7) Daniel Williams - Southern HS

Harris made a motion to grant eligibility. Hopper seconded the motion which failed 2-4.

8) Ge'rrie SuzAnne & Brandan Greenwell - Bullitt East HS

Rogers made a motion to grant eligibility due to hardship. Treece seconded the motion which passed unanimously.

9) Daniel Vieira - Atherton HS

Hopper made a motion to grant eligibility. Motion died for lack of a second to the motion. Eligibility denied.

10) Christiano Vieira - Ballard HS

Hopper made a motion to grant eligibility. Motion died for lack of a second to the motion. Eligibility denied.

There being no further business, Treece made a motion to adjourn. Talbott seconded the motion which passed. The meeting adjourned at 5:00 p.m.

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