

OHSAA BOARD OF CONTROL SPECIAL MEETING MINUTES (March 14, 2008)

The Ohio High School Athletic Association Board of Control held a special meeting at the Holiday Inn on the Lane, Columbus, Ohio, on March 14, 2008.

President Phil Ackerman called the meeting to order at 8:00 a.m.

Board Members Present: Phil Ackerman, president, presiding; Dan Bise, vice president; Teresa Alberts; Keith Bell; Dale Gabor; Gene Klaus; Bill Koppel; Karen O'Hare; Mike Richards; and Phil Stevens, and Jeff Jordan (ex-officio) and Tom Farbizo (ex-officio). Board member Bob Britton attended later in the meeting.

Administrative Staff Present: Dan Ross, commissioner, and Deborah B. Moore, assistant commissioner.

Others Attending: Steve Craig, OHSAA legal counsel.

A. BUSINESS ITEMS

1. Approval of Additional Referendum Items

The Board had placed additional referendum items "on hold" so that they had more time to review and discuss the issues. Assistant Commissioner Deborah Moore was present to answer questions.

Motion by Keith Bell, second by Mike Richards to place two additional Constitution items up for referendum vote of the OHSAA membership (Constitution 7-2, - Qualification for Election and Retention of a Position on a District Athletic Board - Amend 7-2-1; and Constitution 7-2 - Qualification for Election and Retention of a Position on a District Athletic Board - New Article 7-2-2).

Motion passed 8-0.

Motion by Keith Bell, second by Teresa Alberts to place two additional Bylaw items up for referendum vote of the OHSAA membership (Bylaw 6, Transfer - Delete Exception 6 of Bylaw 4-7-2; and Bylaw 10B, Transfer - Rewrite 4-7-6 for clarification).

Motion passed 6-0 (with two abstentions).

The proposed changes will be published in the April 3, 2008, Board of Control Meeting Minutes.

2. Approval of Pension Language

Commissioner Ross made the following recommendation regarding the OHSAA Pension Plan: "With an implementation date of March 1, 2008, a 401(a) savings plan will be set up for five current OHSAA employees that are excluded from the Association's defined benefits plan. The OHSAA will reallocate half (or six percent) of the 12 percent employer contribution being made to their 403(b) plan to the new savings plan."

Motion by Gene Klaus, second by Dan Bise to **approve** the recommendation.

Motion passed 8-0.

3. Approval of Board Conference and Travel Subcommittee Recommendations

A Board of Control subcommittee studied the procedures of Board members attending the National Federation of State High School Associations (NFHS) Annual Summer Conference. The recommendation from the subcommittee is that members currently serving on the Board of Control (and not those elected to begin their term August 1) shall attend the annual NFHS summer conference.

Motion by Mike Richards, second by Bill Koppel to **approve** the recommendation.

Motion passed 7-1.

4. Approval of Multi-Handicapped Enrollment Procedures

Pursuant to OHSAA Bylaw 2-1-4, the Ohio Department of Education provides enrollment information to the OHSAA from the October EMIS child count to determine classifications and divisions for member schools. Included in the bylaw is a reference to exclude children with disabilities within the multiple-handicap category from the counts. When the proposed bylaw language was presented to the Board of Control and the membership for adoption, the intent of the Board of Control was to exclude students in the highest handicapping condition which would not participate in athletic programs at a school. As a result, the Department of Education excluded all special education students who were funded as category six in the state foundation program.

Board of Control ex-officio Jeff Jordan reviewed new procedures to further clarify this policy to ensure the provisions of this bylaw are enforced as the membership and Board of Control intended. The new procedures follow.

"Beginning with EMIS data which would be used to determine classifications and divisions in school year 2009-10 and for all years thereafter, the Ohio Department of Education shall include the following special education categories in the enrollment counts provided to the OHSAA:

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- Category 1 - all handicapping conditions
- Category 2 - all handicapping conditions
- Category 3 - all handicapping conditions
- Category 4 - all handicapping conditions
- Category 6 - only autistic students (disability code 12)

Further, the Department of Education shall not include the following special education categories in the enrollment counts provided to the OHSAA:

- Category 5 - disability condition 01 (multi-handicapped)
- Category 6 - disability condition 02 (deaf/blind) and 13 (traumatic brain injury)

Should additional disability conditions or categories be put into service by the Department of Education before completing the enrollment data collection for the OHSAA, the Department of Education shall consult with the OHSAA before determining whether a specific disability condition or special education category shall be removed or included in the enrollment count that is submitted.”

Motion by Bill Koppel, second by Dan Bise to **approve** the procedures as outlined by Mr. Jordan.

Motion passed 9-0.

Motion by Teresa Alberts, second by Gene Klaus to adjourn the meeting.

Motion passed 9-0.