

MICHIGAN HIGH SCHOOL ATHLETIC ASSOCIATION, INC.

EXECUTIVE COMMITTEE MEETING

East Lansing, December 3, 2009

Members Present:

Jim Derocher, Negaunee
Scott Grimes, Grand Haven
Vic Michaels, Detroit
Dan Flynn, Escanaba
Arnetta Thompson, Grand Rapids

Staff Members Present:

Tom Rashid
Jack Roberts (Recorder)

Executive Committee Authority and Responsibility - The Executive Committee reviewed its authority under Article VII of the MHSAA Constitution and specifically its responsibility to consider each application for waiver of an eligibility requirement on its individual merits, determining if the regulation serves the purpose for which it was intended in each case or if the regulation works an undue hardship on any student who is the subject of a request for waiver. (These underlying criteria may not be restated for every subject of these minutes.)

The Executive Committee was reminded that it was the responsibility of each member school involved to provide sufficient factual information about the specific request for the Executive Committee to reach a decision without further investigation. If information is incomplete, contradictory or otherwise unclear or has been received too late to be studied completely, the Executive Committee may deny the request for waiver or delay action. Such requests may be resubmitted to the Executive Committee with additional information at a subsequent meeting or appealed to the full Representative Council.

It is possible that some of the information presented as facts to the Executive Committee by school personnel and others may be inaccurate. However, to avoid constant repetition in this report of phrases such as "it was alleged" or "it was reported," no attempt is made in the introduction of each waiver request to distinguish between truth, allegation, hearsay, opinion, summary or conclusion. If any information provided to the Executive Committee is inaccurate, any decision of the Executive Committee to grant waiver of a regulation shall be null and void.

The Executive Committee is not authorized to approve waiver based on alleged or actual differences between schools based on "environment," demographics, curriculum or extracurricular offerings. A determination of undue hardship is a matter addressed to the discretion of the Executive Committee within the educational philosophy and secondary role of voluntary extracurricular competitive athletics in the academic environment. The Executive Committee will avoid making exceptions that would create precedent that effectively changes a rule without Representative Council action or local board of education adoption, which would exceed Executive Committee authority. The contract the MHSAA has with member schools obligates the MHSAA to not change rules during the school year.

Students for whom waiver of a particular regulation is approved must be eligible in all other respects under all sections and interpretations of the regulations prior to their participation.

Adoption of these regulations, as well as policies, procedures and schedules of MHSAA tournaments, is a choice schools make locally when they consider their option of MHSAA membership. Consistent with rulings of the Attorney General and Michigan Supreme Court, schools are not bound by the decisions of the Executive Committee, but the association may limit participation in the post-season tournaments it sponsors to those schools which choose to apply rules and penalties as promulgated by the MHSAA and adopted by each member school's board of education. The MHSAA exercises no independent authority over schools or students.

Birmingham-Seaholm High School (Regulation I, Sections 1 & 8) – A request to waive the enrollment and current academic credit record regulations was made on behalf of a 9th-grade student who attends the International Academy, a non-traditional school which is listed on the Enrollment Declaration Forms of several schools in Oakland County including Birmingham-Seaholm and Groves High Schools. The student is a resident of the Groves High School attendance area and is eligible for athletics there under Interpretation 46 b. and d. Because the schedule of classes at the International Academy conflicts with swimming practice time and pool availability at Groves High School, the student wishes to participate with the Seaholm boys swim team.

The Executive Committee did not approve the request for waiver.

Flint-Michigan School for the Deaf (Regulation I, Section 1) – A request was made on behalf of a 12th-grade profoundly deaf student to waive the enrollment regulation and specifically Interpretation 5. The student attended MSD during the 2008-09 school year and participated in athletics while residing on campus during the school week and returning to his parents in Temperance on weekends. Over the summer of 2009, his parents separated and the student and his mother moved to his aunt in Ohio where the student enrolled at Westerville Central High School. The parents reconciled and the student and mother returned to the same home in the Temperance-Bedford School District, with the student reenrolling at MSD on Oct. 30, 2009. Interpretation 5 allows for a student who is the subject of an IEP to be considered eligible at either the school to which he or she is assigned (Michigan School for the Deaf) or his or her school of residence (Temperance-Bedford High School); but the student may change the school of eligibility one time only in grades 9-12.

The Executive Committee approved the request for waiver.

West Bloomfield High School (Regulation I, Sections 1 & 8) – A request to waive the enrollment and current academic credit record regulations (specifically Interpretation 46 – base/original school) was made on behalf of an 11th-grade student who attends International Academy, a non-traditional school which is listed on the Enrollment Declaration Forms of several schools in Oakland County including West Bloomfield and Bloomfield Hills-Andover High Schools. The student attended International Academy for three school years and participated with the girls swim team at West Bloomfield High School. The student's family recently changed residences from the West Bloomfield district to the Bloomfield Hills-Andover attendance area and the student continues to attend International Academy and would like to continue to participate with West Bloomfield's girls swim team as allowed under Interpretation 63 for transfer students, but in conflict with Interpretation 46.

The Executive Committee approved the request for waiver.

Allen Park-Cabrini High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who previously attended Saline High School before moving to live with his grandmother in Allen Park and enrolling at Cabrini High School to begin the 2009-10 school year. The student was physically attacked, stalked and threatened by three former classmates, which resulted in a personal protection order being issued against one of the students in July 2009.

The Executive Committee approved the request for waiver.

Ann Arbor-Gabriel Richard High School (Regulation I, Section 9) – A request was made on behalf of an 11th-grade student to waive the transfer regulation and specifically Interpretation 59 (closest nonpublic school). The student previously attended Detroit-Southeastern High School and participated in basketball before moving between divorced parents. Divine Child is the closest Catholic School, Plymouth Christian the closest nonpublic school. The student enrolled March 30, 2009 at Gabriel Richard because the commuting time is less to Ann Arbor than Dearborn and the family prefers a Catholic-based education.

The Executive Committee did not approve the request for waiver.

Ann Arbor-Pioneer High School (Regulation I, Section 9) - A request to waive the transfer regulation was made on behalf of a 10th-grade student who began the 9th grade at Pioneer High School in the 2008-09 school year while living with an aunt with whom he had resided since the 7th grade. The student recently moved to the residence of his mother in Ypsilanti and attended Willow Run High School for 24 days from Sept. 14-Oct. 15, 2009, before returning to live with his aunt in the Pioneer attendance area and reenrolling at Pioneer High School.

The Executive Committee approved the request for waiver for this one time only related to a change of residence by this student between his mother and this aunt.

Bay City-Central High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who previously lived with his father and his father's girlfriend of 15 years in the Bay City-Central attendance area. In the spring of 2009, the father's job was transferred to Traverse City and the student and father moved there. The student enrolled at Traverse City West where he did not participate in athletics. In November, the student returned to Bay City and is living with the father's girlfriend, reenrolling at Bay City-Central. The father has remained in Traverse City.

The Executive Committee approved the request for waiver for this one time only related to a change of residence by this student between his father and this woman.

Brooklyn-Columbia Central High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who previously lived with his great grandmother and mother and attended Ypsilanti High School. The father is incarcerated and not in the student's life. Over the summer the great grandmother became very ill and the mother left the situation, her whereabouts unknown. The student was taken in by his grandmother and her husband in the Columbia Central School District, enrolling there on Sept. 4, 2009.

The Executive Committee approved the request for waiver.

Buckley High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who began the 2009-10 school year at Charlevoix High School, living in foster care. The student lived with his mother and stepfather in Boyne City for the 11th grade and was removed from his parents in August 2009 and ordered to reside with his grandparents. The parents appealed this decision and the court placed the student in Charlevoix pending a determination. On Nov. 4, 2009, the court affirmed its original order and the student moved in with his grandparents and enrolled at Buckley High School.

The Executive Committee approved the request for waiver.

Detroit-Consortium College Preparatory High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who previously attended Warren-De La Salle Collegiate High School and enrolled at Consortium to begin the 2009-10 school year due to the father's job loss resulting in family financial hardship and transportation constraints.

The Executive Committee did not approve the request for waiver.

Detroit-Denby High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of two 12th-grade students who previously attended Detroit-Finney High School which relocated to a middle school building. The students enrolled at Denby to begin the 2009-10 school year.

The Executive Committee did not approve the requests for waiver.

Durand High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who lived with her mother and attended school in Georgia. When the student's mother, who is in the army, was deployed to Iraq, the student moved in with her grandmother who lives in the Durand School District.

The Executive Committee approved the request for waiver.

Fenton High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf an 11th-grade student who attended Fenton Schools through the 9th grade before her entire family moved to Las Vegas for the 2008-09 school year because of the father's employment. Over the summer of 2009, the mother, student and two siblings returned to Fenton and the student enrolled to begin the 2009-10 school year at Fenton High School. It was intended that the father would rejoin the family in Fenton, but in October the family learned the father was staying in Las Vegas. The mother has filed for divorce.

The Executive Committee did not approve the request for waiver.

Grand Blanc High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who attended Grand Blanc Schools since Kindergarten until Oct. 19, 2009, when his father was transferred by the U.S. Air Force to South Carolina. The entire family relocated. The student is the oldest in the family and has returned to Grand Blanc unaccompanied by his parents, living with a family friend. The student practiced but did not participate in a scrimmage or contest in South Carolina. The student reenrolled at Grand Blanc High School on Nov. 24, 2009. Other younger siblings, not of high school age, have remained in South Carolina.

The Executive Committee did not approve the request for waiver.

Grand Haven High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who previously attended Spring Lake High School while living with his grandmother. The status of his parents is unknown. The student was required to move from the home of his grandmother whose guardianship has been terminated. The student is otherwise homeless and now living with a family in the Grand Haven School District. The student enrolled at Grand Haven High School on Sept. 8, 2009.

The Executive Committee approved the request for waiver.

Grand Rapids Christian High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who previously attended East Kentwood High School while living in Grand Rapids. In 2004, the student and mother moved from East Kentwood to Grand Rapids to assist in the health care of the student's grandfather and the student continued to attend East Kentwood High School. To begin the 2009-10 school year, the student enrolled at Grand Rapids Christian because the student had turned 16 and can now get to school independent of the mother. Grand Rapids Christian is the closest nonpublic high school to the student's residence.

The Executive Committee did not approve the request for waiver.

Grand Rapids-South Christian High School (Regulation I, Section 9[D]) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who attended South Christian High School as a 9th grader and Caledonia for the 10th and a portion of the 11th grade before reenrolling at South Christian in October 2009.

The Executive Committee did not approve the request for immediate eligibility but approved the request for waiver effective with the student's 91st school day of enrollment at South Christian High School.

Hazel Park High School (Regulation I, Section 9[B]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student whose mother died in 2006 and whose father is not involved in the student's life. The student previously lived with a guardian and attended Detroit-Martin Luther King High School where he did not participate in athletics. Due to a situation involving the guardian, the student has moved to the residence of an aunt in Hazel Park. The student enrolled at Hazel Park High School to begin the 2009-10 school year.

The Executive Committee did not approve the request for immediate eligibility but approved the request for waiver at the subvarsity level only until Jan. 18, 2010.

Holly High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who became 18 years old on Nov. 18, 2009. The student has relocated from his parents' residence in Stockbridge to a residence in Holly. The previous school will not complete the Educational Transfer Form, with the result that the student remains ineligible until Jan. 18, 2010.

The Executive Committee did not approve the request for waiver.

Howell High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who lived with his grandfather most of his life and attended Howell High School through the 10th grade. Over the summer of 2009, the student moved to Indiana to live with his mother and enrolled in school there until late September when the student entered a residential facility in Battle Creek. The student finished the program and returned to the grandfather, reenrolling at Howell on Nov. 23, 2009.

The Executive Committee approved the request for waiver for this one time only related to a change of residence by this student between the student's mother and this grandfather.

Jackson-East Jackson High School (Regulation I, Section 9[B]) – A request to waive the transfer regulation was made on behalf of a 9th-grade student who is a resident of the East Jackson School District and began the 2009-10 school year at Grass Lake High School and did not participate in a contest or scrimmage but made the varsity competitive cheer team at Grass Lake. The student's physician recommended the student change schools due to a medical condition. The student enrolled at East Jackson High School on Nov. 18, 2009.

The Executive Committee did not approve the request for immediate eligibility but approved the request for waiver at the subvarsity level only for the remainder of the 2009-10 school year.

Kalamazoo-Loy Norrix High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who previously attended Kalamazoo Central High School while living with his parents. In the spring of 2009, the father learned of a potential job transfer out of state which would involve the student living with the grandparents and continuing to attend Kalamazoo Central. Over the summer of 2009, the Kalamazoo School District reorganized its boundaries in accordance with Exception 7. Unsure of the father's employment, the student remained at Kalamazoo Central through the first marking period. In November, the father's job came through and the student moved into the grandparents' house, enrolling at Loy Norrix High School on Nov. 20, 2009, which was after the boundaries were changed for the start of the school year. The grandparents' house is in the new Loy Norrix attendance area; school district bus service is not provided to Kalamazoo Central High School.

The Executive Committee approved the request for waiver.

Kent City-Algoma Christian High School (Regulation I, Section 9) – A request to waive the transfer regulation and specifically Interpretation 82 (two semesters of eligibility and then no more) was made on behalf of an 11th-grade foreign exchange student from a CSJET-listed program who attended Howard City-Tri County High School for the 2008-09 school year and did not participate in athletics. The student is now an independent foreign exchange student with Algoma Christian School, acting as her sponsoring agency with the approval of SEVIS (Homeland Security, Department of Justice).

The Executive Committee did not approve the request for waiver.

Kent City High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously attended Rockford High School while living with her family in Kent City and participated in athletics. On June 13, 2009, the student's grandmother was killed in an auto accident which also injured other family members who were already in ill health. On June 30, 2009, the student's parents and siblings moved into the residence of the grandfather in Casnovia (also within the Kent City School District) to help care for the grandfather, aunt and uncle. The student enrolled at Kent City High School on Nov. 30, 2009.

The Executive Committee did not approve the request for waiver.

Lake City High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 9th-grade student whose parents are divorced and who began the 2009-10 school year at Lake City High School and participated in athletics. The student enrolled in Durand because that is where both grandparents live. The student attended Durand High School from Nov. 16-23, 2009. Due to a court order, the student is now back in Lake City. The student was enrolled for five days at Durand High School before returning to his original school.

The Executive Committee approved the request for waiver.

Lake Orion High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who previously attended Pontiac-Northern High School while residing with his mother. The mother was laid off and has an opportunity for employment with the same company in Illinois, and has relinquished custody to the student's grandmother who lives in Lake Orion and has been appointed legal guardian. The student enrolled at Lake Orion to begin the 2009-10 school year. The student's father has not been in the student's life.

The Executive Committee did not approve the request for waiver.

North Branch High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who previously attended Mt. Morris-E. A. Johnson High School while living with her parents and enrolled at North Branch High School to begin the 2009-10 school year because of difficulties at home and at school.

The Executive Committee did not approve the request for waiver.

Onsted High School (Regulation I, Section 9[B]) – A request was made on behalf of a 10th-grade student to waive the transfer regulation to permit eligibility at the subvarsity level only. The student previously attended Jackson-Lumen Christi High School and participated in basketball and softball. The student enrolled at Onsted High School to begin the 2009-10 school year for transportation and financial reasons.

Citing the specific restriction of this Section, that the student have no previous high school participation, the Executive Committee did not approve the request for waiver.

Oxford High School (Regulation I, Section 9[D]) – A request was made on behalf of a 12th-grade student to waive the transfer regulation to permit eligibility on the 91st school day of enrollment. The student is a lifelong resident of Oxford who attended Lake Orion High School for the 9th, 10th and a portion of the 11th grade before enrolling at Oxford High School at the beginning of the third trimester on April 17, 2009.

The Executive Committee did not approve the request for waiver.

Pontiac High School (Regulation I, Section 9[D]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who attended Pontiac-Northern High School for the 9th grade and participated in athletics before enrolling at Ortonville-Brandon High School to begin the 2009-10 school year. On Oct. 9, 2009, the student reenrolled at Pontiac High School. If immediate eligibility would not be granted, the school requested eligibility on the 91st school day of enrollment.

The Executive Committee did not approve the request for immediate eligibility but approved the request for waiver effective with the student's 91st school day of enrollment at Pontiac High School starting Oct. 9, 2009.

Sanford-Meridian High School (Regulation I, Section 9[C]) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who attended Meridian Schools from grades 6-10. When the family moved to the Midland-Bullock Creek School District, the student enrolled at Bullock Creek for the 11th grade in 2008-09. To begin the 12th-grade in 2009-10, the student reenrolled at Meridian. The schools are sponsoring an ice hockey cooperative program for the first time in 2009-10. The student participated in a combined non-school team in 2008-09. Support from Bullock Creek was received. The student participated in one game prior to the discovery, which was forfeited, and the student was withheld from one game since the discovery and pending Executive Committee review.

Citing the specific requirement of the Section that the student had previously participated in an approved cooperative program in the sport involved, the Executive Committee did not approve the request for waiver.

Waldron High School (Regulation I, Section 9[D]) – A request was made on behalf of a 9th-grade student to waive the transfer regulation to permit eligibility on the 91st school day of enrollment. The student began the 9th- grade at Hudson High School and participated in athletics before enrolling at Waldron High School on Oct. 13, 2009 for academic reasons.

The Executive Committee did not approve the request for waiver.

Wayland Union High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who began the 9th grade at Middleville-Thornapple Kellogg High School before moving with his divorced mother to Wayland and enrolling at Wayland Union High School on Jan. 13, 2009. The student returned to Thornapple Kellogg and attended school for four days from Oct. 27-30, 2009, before the student was disenrolled for not residing in the district with a parent or guardian. The student reenrolled at Wayland Union on Nov. 3, 2009.

The Executive Committee approved the request for waiver.

Wyoming Park High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf 11th- and 12th-grade sisters who reside in Grand Rapids and previously attended Wyoming-Rogers High School. Two younger siblings attended Wyoming middle schools. When the Wyoming School District closed two elementary schools and converted another school to a 5th and 6th grade building, the younger siblings were riding a city bus alone from Grand Rapids to the one remaining Wyoming middle school (Newhall). The 11th- and 12th-grade sisters enrolled at Wyoming Park (a high school of the same district) to begin the 2009-10 school year so that the middle school age siblings could ride the bus with their older siblings.

The Executive Committee did not approve the requests for waiver.

Subvarsity Waiver Requests Meeting All Conditions of Section 9(B) – The Executive Committee approved immediate eligibility at the subvarsity level for the following transferring 9th- or 10th-grade students (after entering 9th grade, before completing 10th grade) **who have not previously participated in an interscholastic scrimmage or contest in any MHSAA sport at the high school level** (whether MHSAA member schools or not) and who do not qualify for one of the 15 stated exceptions to the transfer regulation and have transferred for reasons having nothing to do with athletics, discipline or family finances and would not require Executive Committee evaluation or comparison of school demographics or curriculum:

Requesting High School	Grade	Former High School	Date of Enrollment	Length of Subvarsity Eligibility Status
Ann Arbor-Gabriel Richard	9	Novi-Detroit Catholic Cent.	Sept. 2009	Jan. 18, 2010
Benton Harbor-Dream Acad.	9	Benton Harbor	Sept. 29, 2009	Jan. 18, 2010
Benton Harbor-Dream Acad.	10	Benton Harbor	Sept. 8, 2009	Jan. 18, 2010
Big Rapids-Crossroads Charter	10	Reed City	Sept. 2009	Jan. 18, 2010
Burton-Faith	10	Flint-Kearsley	Sept. 2009	Jan. 18, 2010
Dearborn-Divine Child	9	Canton-Plymouth	Nov. 3, 2009	Remainder of 09-10 school year
Holly	9	New Boston Huron	Oct. 14, 2009	Until 91st school day of enrollment
Kalamazoo Hackett	10	Vicksburg	Oct. 19, 2009	Remainder of 09-10 school year.
Lowell	10	Saranac	Sept. 24, 2009	Jan. 18, 2010
Melvindale	10	Riverview	Oct. 22, 2009	Remainder of 09-10 school year.
North Adams-Jerome	9	Hillsdale	Nov. 9, 2009	Remainder of 09-10 school year
Pinckney	10	Howell & Home Schooling	Sept. 2009	Jan. 18, 2010
Rochester Hills-Stoney Creek	10	Rochester	Sept. 2009	Jan. 18, 2010
Traverse City Christian	10	Maple City-Glen Lake	Sept. 2009	Jan. 18, 2010
Traverse City Christian	10	Ashmun School at Eagle Village	Oct. 29, 2009	Remainder of 2009-10 school year
Traverse City-Christian	10	Traverse City West	Nov. 3, 2009	Remainder of 09-10 school year.

Allegan High School (Regulation II, Section 11 [H]) – Pursuant to Interpretation 224, a request to waive the three/four player rule for the 2009-10 school year was made on behalf of the boys swimming & diving coach who is also the pool and recreation director of the Allegan age-group swim program throughout the entire year. The program has 100-120 participants ages 5-18 from four high schools (Gobles, Hastings, Otsego and Allegan). It is estimated that there will be 13 students in grades 7-12 who attend Allegan Schools involved in the program. A waiver of the three/four player rule was approved for the same coach and program in previous years.

The Executive Committee approved the request for waiver for this boys swimming & diving coach for the 2009-10 school year.

Norway High School (Regulation II, Section 11[B & C]) – A request to waive the scrimmage regulation was made on behalf of a 10th-grade student to permit him to practice with the Kingsford High School wrestling team in excess of the four allowed scrimmage dates. Norway dropped wrestling due to low participation in November 2009.

The Executive Committee did not approve the request for waiver.

Novi High School (Regulation II, Section 11[H]) – Pursuant to Interpretation 224, a request to waive the three/four player rule for the 2009-10 school year was made on behalf of the girls swimming & diving coach who is being asked to serve as an assistant coach with a USS swim club: The Lakes Area Tritons Swimmers (LATS). The program has 80-90 participants from six high schools including Novi High School. There are 6-8 students who attend Novi High School involved in the program.

The Executive Committee approved the request for waiver for this girls swimming & diving coach for the 2009-10 school year.

Regulation III, Section 1(C) – Pursuant to Interpretation 249, the Executive Committee approved the following junior high/middle school requests for waiver of the enrollment regulation to permit 6th-grade students to participate with and against 7th and/or 8th graders for the sports listed in the 2009-10 school year only:

Junior High/ Middle School	Sport(s)	High School Enrollment	Middle School Enrollment
Burt Lake-Northern Michigan Christian	all sports (except football, ice hockey and wrestling)	30	8 7th graders 7 8th graders

Lincoln Park High School (Regulation V, Section 3) – On Sept. 28, 2009, the boys soccer coach removed his team from the field of play in protest. The Officials Report and the actions of the school district were submitted.

The Executive Committee accepted the internal actions of the school and required nothing additional at this time.

New Member School – Pursuant to the MHSAA Constitution adopted by member schools and according to procedures for MHSAA membership adopted by the Representative Council on March 27, 1997, the Executive Committee approved membership for the following school:

Kimball-Landmark Academy High School is operated by Summit Management Group and recently chartered by Saginaw Valley State University. Currently there are 118 students in grades 9-11 and 126 in grades 7 and 8. A 12th grade will be added in 2010-11. The school is located in a shared/leased building less than six years old, owned by Cross Current Church. The school plans to purchase the building and lease back portions to the church. Considerable grounds are available and plans include a competition gymnasium and auditorium. The school intends to sponsor boys and girls basketball and boys and girls soccer in 2009-10 and hopes to add boys and girls cross country in 2010-11. The signed 2009-10 Membership Resolution was received Sept. 30, 2009. The Athletic Department Code of Conduct and Preliminary Enrollment Declaration were also received. If a 2010-11 Membership Resolution is received prior to Oct. 2, 2010, the school will be eligible for MHSAA tournaments for the 2010-11 school year.

Representative Council Agenda – The Executive Committee reviewed the agenda for the Dec. 4, 2009 meeting.

401(k) Restatement – A federal law (EGTRRA) enacted in 2002 requires retirement plan documents to be completely amended and restated and filed with the IRS on a regular basis. The Executive Committee (1) adopted the Amendment to the MHSAA Employee 401(k) Plan for PPA, HEART Act and other law changes and authorized the executive director to execute the Amendment and related documents; (2) adopted the restated MHSAA Employee 401(k) Plan and Trust Agreement and authorized the executive director to execute the Plan and Trust and related documents; (3) approved the Administrative Procedures and authorized the executive director to sign those procedures on behalf of the association; and (4) reestablished the contribution limits by the MHSAA to eligible Plan participants.

Next Meetings – The next meetings of the Executive Committee are scheduled for Wednesday, Jan. 13, 2010, at 8:30 a.m. in East Lansing (with the Classification Committee meeting at 1 p.m.); Wednesday, Feb. 24, 2010, at 8:30 a.m. in East Lansing (with the Audit and Finance Committee meeting to follow); and Thursday, March 25, 2010, at 8:30 a.m. in East Lansing (with the Representative Council meeting the following morning).