

MICHIGAN HIGH SCHOOL ATHLETIC ASSOCIATION, INC.

EXECUTIVE COMMITTEE MEETING

East Lansing, September 9, 2009

Members Present:

Jim Derocher, Negaunee
Scott Grimes, Grand Haven
Vic Michaels, Detroit
Kris Isom, Adrian
Pete Ryan, Saginaw

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.

Cooks-Big Bay de Noc High School (Regulation I, Section 1[D]) – A request was made to waive the 100-student or less enrollment maximum for participation by 8th graders with the high school team. The school's 2009-10 Enrollment Declaration Form indicated 104 students and does not anticipate having enough players to field high school teams in basketball, golf and track & field.

Noting that the Representative Council has reviewed and not revised the stipulation that the use of eight graders be limited to schools under 100 in enrollment, the Executive Committee did not approve the request for waiver.

Fremont and Fremont-Providence Christian High Schools (Regulation I, Section 1[E]) – The Executive Committee tabled a partially completed application for a cooperative agreement between these two schools in boys and girls bowling, boys and girls swimming & diving, girls competitive cheer and baseball for the 2009-10 school year and for football in the 2010-11 school year. Providence Christian currently has agreements with White Cloud in soccer, softball and baseball but will be dissolving the agreement in baseball and forming with Fremont High School. The combined enrollment of 813 students would place new teams in Division 2 bowling and Division 3 competitive cheer and continue placement of teams in Division 2 baseball and Division 3 swimming & diving. Fremont sponsored the sports previously and would be the primary school.

The Executive Committee noted that if or when this matter is taken up, the earliest consideration for girls swimming & diving (like football) will be for the 2010-11 school year; and the latest to consider winter sport cooperative programs for 2009-10 is the Executive Committee's Oct. 5 meeting.

Ishpeming, Gwinn, Negaunee and Republic-Michigamme High Schools (Regulation I, Section 1[F]) – The Executive Committee approved the addition of Gwinn High School to a cooperative agreement which previously existed between Ishpeming, Negaunee and Republic-Michigamme High Schools in boys and girls swimming & diving. Ishpeming will continue as the primary school. The combined enrollment of 1,180 students will continue placement of one team in the UP tournament. Support from the Mid-Peninsula Conference was received.

Jackson-Lumen Christi and Jackson Christian High Schools (Regulation I, Section 1[E]) – The Executive Committee approved a cooperative program in boys bowling between these two schools whose combined enrollment of 664 students will continue placement of a team in the Division 3 tournament. Lumen Christi sponsored bowling previously and will be the primary school. Support from the Southern Michigan Activities Association was received.

Jenison, Zeeland East and Zeeland West High Schools (Regulation I, Section 1[F]) – The Executive Committee approved a cooperative program in ice hockey between these three schools whose combined enrollment of 3,344 students will place a new team in the Division 1 tournament. Jenison sponsored ice hockey previously and will be the primary school. Support from the OK Conference was received. Approval in future years is subject to the 3,500-student enrollment limit.

Madison Heights-Bishop Foley and Sterling Heights-Parkway Christian High Schools (Regulation I, Section 1[E]) – The Executive Committee tabled a partially completed application for a cooperative program between these two schools in ice hockey until signatures from administrators and approval of both schools' governing boards are received. The combined enrollment of 557 students would continue placement of a team in the Division 3 tournament. Bishop Foley sponsored hockey previously and would be the primary school. Support from the Catholic League has been submitted. After its Oct. 5 meeting, this matter will not be considered by the Executive Committee for 2009-10.

Manistee-Catholic Central High School and Manistee-Casman Alternative Academy (Regulation I, Section 1[E]) – The Executive Committee approved a cooperative program in softball between these two schools whose combined enrollment of 138 students will continue placement of a team in the Division 4 tournament. Catholic Central sponsored softball previously and will be the primary school. Casman Academy is a new member allowed to enter into cooperative programs in its first year of membership. Support from the West Michigan D League was received.

Mason, Charlotte, Lansing Catholic, Lansing Christian, Potterville and Webberville High Schools Regulation I, Section 1[F] – The Executive Committee approved a cooperative program between these six schools in ice hockey. An agreement previously existed between Mason, Charlotte, Potterville, Eaton Rapids and Webberville High Schools. Lansing Catholic and Lansing Christian previously had a cooperative agreement but dissolved it in order to participate in this new program. The combined enrollment of 3,214 students will place the team in the Division 1 tournament. Mason will be the primary school. The Capital Area Activities Conference submitted support.

Saginaw-Heritage and Hemlock High Schools (Regulation I, Section 1[E]) – The Executive Committee tabled a partially completed application for a cooperative agreement between these two schools in boys and girls skiing because the Hemlock Board of Education has not yet approved the agreement. The combined enrollment of 2,235 students would continue placement of a team in the Division 1 tournament. Heritage sponsored skiing previously and would be the primary school. Support from three future opponents was submitted. After the Executive Committee's Oct. 5 meeting, this application will not be considered for the 2009-10 school year.

Saginaw-Nouvel Catholic Central and Saginaw-Valley Lutheran High Schools (Regulation I, Section 1[E]) – The Executive Committee approved a cooperative program in ice hockey between these two schools whose combined enrollment of 756 students will continue placement of a team in the Division 3 tournament. Nouvel sponsored hockey previously and will be the primary school. Support from several future opponents was submitted.

Troy-Athens and Auburn Hills-Avondale High Schools (Regulation I, Section 1[F]) – The Executive Committee tabled a partially completed application for a cooperative agreement in girls gymnastics between these two schools which sponsored the sport previously and whose combined enrollment is 3,051 students. Troy-Athens would be the primary school. Support from the Oakland Activities Conference was submitted. After the Executive Committee's Oct. 5 meeting, this application will not be considered for the 2009-10 school year.

Ann Arbor-Skyline High School (Regulation I, Sections 4 & 5) – A request to waive the maximum enrollment and competition portions of the eligibility regulation was made on behalf of an 11th-grade student who began the 9th grade at Ann Arbor-Gabriel Richard High School in the 2007-08 school year and repeated the 9th grade when she enrolled at Skyline to begin the 2008-09 school year. Because the student has repeated the 9th grade and did not participate in athletics at Gabriel Richard, the school requested an additional year of eligibility in 2010-11.

The Executive Committee did not approve the request for waiver.

Flint-Northwestern High School (Regulation I, Sections 4 & 5) – A request to interpret records from the Juvenile Justice System or waive the maximum enrollment and competition portions of the eligibility regulation was made on behalf of a 12th-grade student who began the 8th grade in the 2004-05 school year and was retained in the 8th grade by the Flint Schools in July 2005 with the intention that he repeat the 8th grade. On Nov. 1, 2004, during this same 8th grade school year, the student was sent to the Genesee Valley Regional Center where he was placed in 9th grade classes which began on May 25, 2004. On Sept. 30, 2005, the student was sent to the Glen Mills School in Pennsylvania where the 9th grade designation was carried forward and the student again received 9th grade classes. For the 2006-07 school year, the student completed 9th grade courses at Glenn Mills and, in 2007-08, courses for the 10th grade at Clarinda Academy in Iowa. The student enrolled at Flint-Northwestern on Jan. 23, 2009 as an 11th grader and is currently enrolled as a 12th-grade student for the 2009-10 school year.

The Executive Committee determined that, prior to the 2009-10 school year, the student had been enrolled in grades 9-12 for the maximum allowed and did not approve the request for waiver.

Adrian High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who has been in the custody of an aunt and uncle since 1994 when the student's mother was sentenced to prison. In 2000, the couple was divorced and joint and physical custody was granted to both parties. The student is moving between this divorced aunt and uncle with whom he has lived most of his life, but who are not the student's parents. An Educational Transfer Form was submitted for the student to relocate from the uncle in the Adrian–Madison School District to the aunt in the Adrian School District.

The Executive Committee approved the request for waiver.

Alma 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 Detroit-Western International High School while living with his single mother. The student has moved to Alma and is residing with his eldest sister and her family and intends to enroll at Alma High School to begin the 2009-10 school year, seeking a safer environment and an education.

The Executive Committee did not approve the request for waiver.

Battle Creek-Calhoun Christian 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 Burton-Faithway Christian High School while living with her parents in Flint. The father and mother have very recently accepted new positions at Calhoun Christian High School. The father and student have moved into a residence in Battle Creek, the mother is in the process of packing up the house in Flint and will join the family shortly. The student has not participated in athletics previously and Calhoun Christian is the closest school of the same denomination to the new residence.

The Executive Committee approved the request for waiver.

Bay City-All Saints High School (Regulation I, Section 9) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 (9th grader practicing with another school in August). The student practiced football for two days on Aug. 10-11, 2009, but did not scrimmage or play in a contest with Bay City-Central High School before enrolling at All Saints to begin the 2009-10 school year.

The Executive Committee approved the request for waiver.

Big Rapids-Crossroads Charter Academy (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously attended Leroy-Pine River High School. The student enrolled at Crossroads Charter Academy to begin the 2009-10 school year. The student has not participated in athletics previously; Crossroads does not sponsor subvarsity soccer.

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

Bridgman High School (Regulation I, Section 9[C]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously participated in a girls swimming & diving cooperative agreement between Buchanan, Bridgman and four other schools. The student intends to enroll at Bridgman to begin the 2009-10 school year. A letter from Buchanan was submitted.

The Executive Committee approved the request for waiver for girls swimming & diving only until Jan. 18, 2010.

Cadillac High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who attended Cadillac High School for the 9th and 10th grades until following his father to Texas after the father's job was transferred there in February 2008. The student attended school in Texas for the 11th grade and has returned to Cadillac to reside with his grandparents and graduate from Cadillac High School.

The Executive Committee approved the request for waiver.

Caro High School (Regulation I, Section 9) – A request to waive the transfer regulation and specifically Interpretation 59 (public school of residence) was made on behalf of a 12th-grade foreign exchange student from a CSJET-approved program whose host family lives in the Akron-Fairgrove School District. The host family has two children (grades 7 and 11) who have attended Caro schools since kindergarten. In addition, the student will be living with a second host family who resides in Caro for the second semester of 2009-10.

The Executive Committee approved the request for waiver.

Cass City High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 10th-grade student whose parents have been legally separated for nine years. The student attended Cass City schools in grades 2-8 while living with his mother. To begin the 9th grade, the student moved to Louisiana to reside with his biological father where he did not participate in athletics. The student has returned to Cass City to live in the former residence with his mother, enrolling there to begin the 2009-10 school year.

The Executive Committee approved the request for waiver for this one time only.

Crystal Falls-Forest Park 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 school and participated in sports in Milwaukee. The student has moved with his mother only to Crystal Falls to care for grandparents who are ill and need assistance in their daily lives. The father and a 12th-grade sister will remain until graduation in Milwaukee and then make a permanent move to Crystal Falls. The family intended to relocate after the 2009-10 school year but moved their schedule up due to the grandparents' medical issues.

The Executive Committee approved the request for waiver.

Farmington Hills-North Farmington 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 sub-varsity level only until Jan. 18, 2010. The student previously attended Novi-Detroit Catholic Central High School and participated in athletics. The student enrolled at North Farmington to begin the 2009-10 school year due to financial difficulty and emotional trauma from the loss of the student's uncle.

Citing the specific requirement of this Section (no previous high school athletic participation), the Executive Committee did not approve the request for waiver.

Flint-Kearsley 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 Durand High School while living with his mother, who has been undergoing medical treatment. The student has moved to the residence of his grandmother in the Kearsley School District and will enroll to begin the 2009-10 school year.

Based solely on the information available, the Executive Committee did not approve the request for waiver.

Freeland High School (Regulation I, Section 9) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 (9th grader practicing with another school in August). The student practiced soccer for two days on Aug. 12-13, 2009 but did not scrimmage or play in a contest with Saginaw-Nouvel Catholic Central before enrolling at Freeland High School to begin the 2009-10 school year.

The Executive Committee approved the request for waiver.

Gaylord 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 Gaylord-Grace Baptist High School which is not a member of the MHSAA. The student has not participated in athletics previously and changed schools for more academic options.

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 a 12th-grade student who attended Grand Blanc schools from kindergarten until the second semester of the student's 10th grade. On Feb. 4, 2008, the father's job was transferred to Indiana and the family changed residences. The family was unable to sell their home in Grand Blanc. This summer, the student and his mother have returned to the same home in Grand Blanc while the father continues to reside and work in Indiana during the week, coming to Grand Blanc on the weekends.

The Executive Committee approved the request for waiver.

Grand Rapids-East Grand Rapids High School (Regulation I, Section 9) – A request was made on behalf of an 11th-grade student to waive or interpret the transfer regulation and specifically Interpretation 74 (full and complete residential change: former residence must be vacant, sold or rented to other than family members). The student previously attended Grand Rapids-Creston High School while residing in Grand Rapids with his parents and siblings. In May 2009, the family rented a home in the East Grand Rapids School District and rented their former home in Grand Rapids to the 29-year-old son of the student's mother who resides at the former residence with his wife and two young children. Other residential proofs have been provided as called for under the Interpretation. The student has not participated in a game or scrimmage for East Grand Rapids High School.

Principal Jennifer Fee and athletic director Scott Robertson met with the Executive Committee and explained that a preponderance of evidence supports that a complete relocation of the student and his family has occurred within the intent and spirit of the transfer regulation and its interpretations.

The Executive Committee determined that the totality of information provided by the school and staff demonstrates that the residential change is full and complete and, therefore, that the request to waive the requirement that the previous residence not be rented to a family member be approved in this case.

Grand Rapids Christian High School (Regulation I, Section 9) – A request to waive the transfer regulation and specifically Interpretation 82 was made on behalf of a 12th-grade foreign exchange student from a CSIET-approved program who attended school in Missouri for the 10th grade in 2007-08 and then moved to Grand Rapids with another host family and attended Grand Rapids Christian where he did not participate in athletics. The student would like to become eligible for either wrestling or lacrosse for the 2009-10 school year.

The Executive Committee did not approve the request for waiver.

Grayling 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 Flint—Carman-Ainsworth High School while living in Flint with his father and stepmother before moving to the residence of an older sister in Grayling when the parents moved to Alabama for a job transfer. The biological mother and a brother live nearby. The student intends to enroll to begin the 2009-10 school year.

The Executive Committee questioned why the student did not relocate to his mother's residence and be eligible by rule with a completed Educational Transfer Form at the school that served that residence. The request for waiver was not approved.

Grayling 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 Detroit-Kettering High School while living in Detroit with his grandmother, mother and three siblings before moving to Grayling to live with a cousin when the mother moved to Ohio for employment. The grandmother is moving into a one-bedroom apartment and the cousin offered to take the student in.

In the absence of information regarding the current residence of the student's three siblings and compelling reasons why the student could not remain with his grandmother or relocate with his mother, the Executive Committee did not approve the request for waiver.

Holland-Black River 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 Holland-West Ottawa High School, played soccer and is the subject of an IEPT. The student's psychologist recommends a smaller school. Black River is the closest charter school to the student's residence.

The Executive Committee did not approve the request for waiver.

Holland-Calvary 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 Holland High School and is enrolling at Calvary Christian for academic and spiritual purposes.

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 has some medical conditions. The student attended Howell High School for the 9th and most of the 10th grade before enrolling at Kensington Woods Charter High School on Jan. 20, 2009. The student has enrolled to begin the 2009-10 school year in an alternative education program affiliated with Howell High school, which does not permit alternative education students to participate on its sports teams.

The Executive Committee did not approve the request for waiver.

Leland High School (Regulation I, Section 9[C]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously attended Lake Leelanau-St. Mary for the 9th grade and participated in the cooperative volleyball program which was dissolved by action of the Leland Board of Education. The student resides in the Sutton's Bay School District and attended there from grades 2-8. The student had visited Leland High School on June 4, 2009, with the intention of transferring, and registered to enroll there on July 30, 2009. St. Mary has declined to support the change of school, as called for under the regulation.

The Executive Committee did not approve the request for waiver.

Livonia-Stevenson 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 Stevenson High School, participated in girls swimming and then moved to the Livonia-Franklin attendance area. The district did not allow the student to remain enrolled at Stevenson High School. The student then enrolled in the Creative and Performing Arts Program at Livonia-Churchill for the second semester of the 9th grade and did not participate under the transfer regulation. The school district has allowed the student to return to Livonia-Stevenson to begin the 2009-10 school year.

The Executive Committee did not approve the request for waiver.

Madison Heights-Madison High School (Regulation I, Section 9) - A request to waive the transfer regulation was made on behalf of a 10th-grade student who attended Madison schools from the 5th through 8th grades before enrolling at Clawson High School to begin the 9th grade in the 2008-09 school year. The parents have recently divorced and the mother can no longer find transportation to Clawson. The student participated in athletics at Clawson and continues to reside in the Madison School District.

The Executive Committee did not approve the request for waiver.

Marlette High School (Regulation I, Section 9) – A request to waive the transfer regulation and specifically Interpretation 59 (public school of residence) was made on behalf of an 18-year-old 12th-grade hearing-impaired student who is moving from Oklahoma under Exception 12, providing an otherwise completed Educational Transfer Form. The student will be taking classes at a career center to learn a skilled trade and at Marlette, both for credit toward graduation at Marlette High School. The family the student will be residing with lives in Capac, but their three children attend Marlette Schools. The student has not participated in athletics for the past two years.

The Executive Committee approved the request for waiver.

Marysville 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 Marine City-Cardinal Mooney Catholic High School and participated in competitive cheer. The student's 9th-grade sister will be enrolling at Marysville to begin the 2009-10 school year and the family prefers to have both children in the same school.

The Executive Committee did not approve the request for waiver.

Muskegon Heights 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 maternal grandfather in Muskegon from 2001-2005 because the mother had been incarcerated. When the grandfather became ill in 2005, the student relocated to his paternal grandmother in Texas where he has lived from 2005 until July 2009. The maternal grandfather has returned to health and the student has returned to Muskegon Heights, enrolling there to begin the 2009-10 school year.

The Executive Committee did not approve the request for waiver.

North Branch High School (Regulation I, Section 9[B]) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 to permit eligibility at the subvarsity level only until Jan. 18, 2010. The student practiced football and participated in a football scrimmage for Oxford High School this August before it was determined that the student would leave his mother in Oxford to reside with the grandmother in North Branch.

Citing the specific requirement of this Section (no previous high school athletic participation), the Executive Committee did not approve the request for waiver.

Northville High School (Regulation I, Section 9[B]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously attended Novi-Detroit Catholic Central High School before enrolling at Northville to begin the 2009-10 school year. The student did not play interscholastic athletics at Detroit Catholic Central. The request was for eligibility in the fall of 2009 for ice hockey. If denied, the school requested subvarsity eligibility until Jan. 18, 2010.

The Executive Committee approved the request for waiver at the subvarsity level only until Jan. 18, 2010.

Novi-Franklin Road Christian 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 Walled Lake Western High School and has enrolled at Franklin Road Christian for safety reasons.

The Executive Committee did not approve the request for waiver.

Ontonagon High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who attended Ontonagon his entire career except for seven months when the student enrolled at Painesdale-Jeffers early in November 2008 where the family had built a new home. The student did not participate in athletics at Jeffers and has reenrolled at Ontonagon to begin the 2009-10 school year.

The Executive Committee did not approve the request for waiver.

Owosso 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 parents and attended school in Virginia until his mother transferred jobs to Michigan in January. The student and father remained in Virginia to finish the school year. The family has purchased the great-grandmother's home in Chesaning and the father has been deployed to Afghanistan. The student will enroll at Owosso High School to begin the 2009-10 school year because the mother attended Owosso High School.

The Executive Committee did not approve the request for waiver.

Pontiac-Notre Dame Preparatory High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who attended Clarkston Middle School and participated on 9th-grade teams at Clarkston High School. The student is enrolling for academic and religious reasons at Notre Dame Prep to begin the 2009-10 school year.

The Executive Committee did not approve the request for waiver.

Pontiac High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 12th-grade student who attended Pontiac Central High School for the 9th and 10th grades beginning in the 2006-07 school year and was remanded to Children's Village in September 2008. Upon his release in March 2009, and without the prescribed hearing, the student was denied reenrollment at Pontiac Central High School, which forced the student to enroll in the Life Skills Program from March through May 2009. Subsequently, the student was the subject of a Pontiac Board of Education hearing which eventually allowed the student to take a summer school course and reenroll for the 2009-10 school year.

The Executive Committee approved the request for waiver.

Portage Northern High School (Regulation I, Section 9) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 (9th grader practicing with another school in August). The student practiced soccer for two days on Aug. 12-13, 2009, but did not scrimmage or play in a contest with Kalamazoo-Hackett Catholic Central before enrolling at Portage Northern to begin the 2009-10 school year.

The Executive Committee approved the request for waiver.

Reese High School (Regulation I, Section 9) – A confidential request to waive the transfer regulation was made on behalf of an 11th-grade student who previously attended Caro schools and has medical issues. The student has been hospitalized. It is believed that a fresh start will prevent his condition from recurring. The student has enrolled at Reese High School to begin the 2009-10 school year.

The Executive Committee approved the request for waiver.

St. Joseph High School (Regulation I, Section 9) – A request to waive or interpret the transfer regulation was made on behalf of an 11th-grade student who previously resided with both parents and attended school in Naperville, Illinois. On March 23, 2009, the student moved with his mother to a leased home in St. Joseph and enrolled there while the father remained in Chicago and commuted due to his employment. The father does not live in the original apartment but has another apartment closer to downtown Chicago and to St. Joseph.

The Executive Committee approved the request for waiver.

St. Louis High School (Regulation I, Section 9) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 (9th grader practicing with another school in August). The student practiced football for six days from Aug. 10-18, 2009, but did not scrimmage or play in a contest with Alma High School before enrolling at St. Louis to begin the 2009-10 school year. The student is a resident of St. Louis.

The Executive Committee approved the request for waiver.

Stevensville-Lakeshore High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who has a medical condition and had attended St. Joseph-Lake Michigan Catholic High School since 1998. The student, who resides in Coloma, has enrolled at Lakeshore High School because the former school did not have trained medical personnel on site who could diagnose and treat the student's condition.

The Executive Committee did not approve the request for waiver.

Suttons Bay High School (Regulation I, Section 9[C]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously attended Lake Leelanau-St. Mary High School and participated in the cooperative agreement between these two schools in football. The student enrolled at Suttons Bay to begin the 2009-10 school year. Support from St. Mary was received.

The Executive Committee approved the request for football only until Jan. 18, 2010.

Traverse City Central High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who attended Traverse City-St. Francis for the 9th and 10th grades and has enrolled at Traverse City Central to begin the 2009-10 school year. In November 2007, the student's father left the family. In December 2008, the parents divorced. A Personal Protection Order was issued June 3, 2009. In March 2009, the family home was foreclosed and the family moved to another residence within the same school district, within the Traverse City Central attendance area, for more affordable housing.

The Executive Committee did not approve the request for waiver.

Traverse City West High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who attended Traverse City West for the 9th grade in 2007-08 and whose father accepted a position as an airline pilot in Dubai. The family moved to Dubai and the student attended school there for the 10th grade in the 2008-09 school year. The family returned to Traverse City over the summer and the student will remain, live with family friends and reenroll at Traverse City West High School to begin the 2009-10 school year. The mother and father will return to Dubai to maintain employment.

The Executive Committee approved the request for waiver.

Warren-Cousino 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 Sterling Heights High School where he was unhappy and having problems with other students. This caused the student to request a transfer between these schools of the same district. The student enrolled at Cousino to begin the 2009-10 school year and participated previously in athletics at Sterling Heights.

The Executive Committee did not approve the request for waiver.

Whitmore Lake High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student who lives in the Whitmore Lake School District and attended Kensington Woods High School for the 10th grade and did not participate in athletics. The school requested eligibility for football at the subvarsity level.

Citing the specific limitation of this Section (applicable to 9th and 10th graders only), the Executive Committee did not approve the request for waiver.

Williamston High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of a 10th-grade student whose 6th-grade brother is a non-verbal autistic student attending Williamston Schools for the fourth year. The student previously attended Webberville High School, participated in athletics and resides in Webberville. The parents believe it would be best for the student to be closer to his younger brother.

The Executive Committee did not approve the request for waiver.

Wyoming-Rogers 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 Wyoming-Godwin Heights High School and has enrolled in the Frontiers program at Rogers High School. Frontiers is listed on the Rogers Enrollment Declaration Form and students are counted for MHSAA tournament classification purposes. The program results in a Wyoming-Rogers diploma, involves online learning and a curriculum in a blended setting, both on campus and outside of the school building. The Michigan Department of Education has allowed for this program and granted a seat time waiver.

The Executive Committee did not approve the request for waiver.

Wyoming-The Potter's House Christian High School (Regulation I, Section 9) – A request to waive the transfer regulation was made on behalf of an 11th-grade student whose parents are in the process of divorcing and attended The Potter's House since the 7th grade. The student lived in Texas with his mother and attended a Christian school there for the 10th grade for the 2008-09 school year and is returning to live with his father in Michigan. The Potter's House is not the closest Christian school to the father's residence.

The Executive Committee did not approve the request for waiver.

Wyoming Park 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 Muskegon Heights High School while residing with his mother who has been separated from the father for two years. The student has moved to the residence of his father in the Wyoming Park School District and intends to enroll to begin the 2009-10 school year. An incomplete Educational Transfer Form and support from Muskegon Heights High School were submitted. The student is relocating for academic, financial, work and family reasons.

The Executive Committee did not approve the request for waiver.

Yale High School (Regulation I, Section 9) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 (9th grader practicing with another school in August). The student practiced football for three days from Aug. 10-12, 2009, but did not scrimmage or play in a contest with Imlay City High School before enrolling at Yale to begin the 2009-10 school year. The student attended Imlay City Schools as an 8th grader and has a sister in attendance at Yale.

The Executive Committee approved the request for waiver.

Yale High School (Regulation I, Section 9) – A request was made on behalf of a 9th-grade student to waive the transfer regulation and Interpretation 71 (9th grader practicing with another school in August). The student practiced football for five days from Aug. 10-14, 2009, but did not scrimmage or play in a contest with Imlay City High School before enrolling at Yale to begin the 2009-10 school year. The student attended Imlay City Schools as an 8th grader.

The Executive Committee approved the request for waiver.

Yale High School (Regulation I, Section 9[B]) – A request to waive the transfer regulation was made on behalf of a 10th-grade student who previously attended Fraser High School while living with his parents and participated in athletics. The student was associating with people who did not take their academics or health seriously. Over the summer, the student moved in with an aunt who lives in the Yale School District. The school would like the student to be eligible for subvarsity football.

Citing the specific requirement of this Section (no previous high school athletic participation), the Executive Committee did not approve the request for waiver.

Subvarsity Waiver Requests Meeting All Conditions of Section 9(B) – The Executive Committee approved immediate eligibility at the subvarsity level only 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 |
|---------------------------|-------|------------------------------------|--------------------|---|
| Ada-Forest Hills Eastern | 9 | Grand Rapids-NorthPointe Christian | Sept. 2009 | Jan. 18, 2010 |
| Ann Arbor-Gabriel Richard | 10 | Canton-Salem | Sept. 2009 | Jan. 18, 2010 |
| Blanchard-Montabella | 10 | Cedar Lake-Great Lakes Adventist | Sept. 2009 | Jan. 18, 2010 |
| Bronson | 10 | Coldwater | Sept. 2009 | Jan. 18, 2010 |

| Requesting High School | Grade | Former High School | Date of Enrollment | Length of Sub-varsity Eligibility Status |
|---------------------------------|-------|---------------------------------|--------------------|--|
| Dearborn Heights-Robichaud | 10 | Dearborn-Advanced Tech Academy | Sept. 2009 | Jan. 18, 2010 |
| Dearborn Heights-Robichaud | 10 | Detroit Community | Sept. 2009 | Jan. 18, 2010 |
| Detroit Cristo Rey | 10 | Detroit-Martin Luther King | Aug. 17, 2009 | Jan. 18, 2010 |
| Detroit Cristo Rey | 10 | Detroit-Martin Luther King | Aug. 17, 2009 | Jan. 18, 2010 |
| Detroit Cristo Rey | 10 | Detroit-Consortium College Prep | Aug. 17, 2009 | Jan. 18, 2010 |
| Grand Rapids Christian | 10 | Grand Rapids-Catholic Central | Sept. 2009 | Jan. 18, 2010 |
| Gwinn | 10 | Marquette | Sept. 2009 | Jan. 18, 2010 |
| Haslett | 10 | Mexico City | Sept. 2009 | Jan. 18, 2010 |
| Holland | 10 | Holland-Black River | Sept. 2009 | Jan. 18, 2010 |
| Kentwood-West Michigan Lutheran | 10 | Grand Rapids-Central | Sept. 2009 | Jan. 18, 2010 |
| Kentwood-West Michigan Lutheran | 10 | Caledonia | Sept. 2009 | Jan. 18, 2010 |
| Leslie | 10 | Delaware | Sept. 2009 | Jan. 18, 2010 |
| Linden | 10 | Adelphian Academy | Sept. 2009 | Jan. 18, 2010 |
| Livonia-Clarenceville | 10 | Southfield-Bradford Acad. | Sept. 2009 | Jan. 18, 2010 |
| Middleton-Fulton | 10 | St. Johns | Sept. 2009 | Jan. 18, 2010 |
| Novi-Franklin Road Christian | 10 | Farmington | Sept. 2009 | Jan. 18, 2010 |
| Ortonville-Brandon | 10 | Pontiac Central | Sept. 2009 | Jan. 18, 2010 |
| Pontiac | 10 | Avondale Academy | Sept. 2009 | Jan. 18, 2010 |
| Portage-Northern | 10 | Mattawan | Sept. 2009 | Jan. 18, 2010 |
| Wyoming Park | 10 | Sacramento-Grant | Sept. 2009 | Jan. 18, 2010 |
| Wyoming Park | 10 | Wyoming-Kelloggsville | Sept. 2009 | Jan. 18, 2010 |

Kensington Lakes Activities Association (Regulation II, Section 8) – A request was made to modify the playing rules and specifically the overtime procedures for regular season ice hockey games of this league.

The Executive Committee recalled the Representative Council's previous discussions which reflect a desire to avoid shootouts and the Council's recent action to resolve ties in the MHSAA Ice Hockey Tournament with extra periods of reduced players rather than by shootouts. The Executive Committee did not approve this request for waiver but directed that the topic be reviewed again by the MHSAA Ice Hockey Committee.

Oscoda 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 the boys and girls swimming & diving coach who will become the administrator of the Otter Community Swim Program. The program was previously run by parents, who are stepping down. It is anticipated that the Otter Swim Program will have approximately 100 participants ages 5 -18 years with participants from four neighboring school districts. It is estimated that 70 students are below high school age, 30 in high school with 10-15 boys or girls from Oscoda High School involved. Oscoda is the only school of the neighboring four with a pool.

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

Holland Christian Middle School (Regulation III, Section 1) – A request to waive the enrollment regulation was made on behalf of a 12-year-old 11th-grade student whose course work has been modified to meet his exceptional academic abilities. The student takes no middle school classes, has completed the 9th and 10th grades at Holland Christian High School and will be dual enrolled in college and high school next fall, making this the final opportunity to participate in 7th-grade athletics, which would place the student with athletes his age.

The Executive Committee approved the request for waiver.

Regulation III, Section 1(C) – Pursuant to Interpretation 249, the Executive Committee approved waiver of the enrollment regulation for the following junior high/middle schools 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 |
|---------------------------------------|---|-----------------------------------|--|
| Allen Park—Inter-City Baptist | all sports | 87 | 20 7 th graders 26 8 th graders |
| AuGres-Sims | boys & girls basketball, boys & girls track & field | 126 | 25 7 th graders 32 8 th graders |
| Cooks-Big Bay de Noc | boys & girls basketball | 104 | 44 7 th & 8 th graders |
| Powers-North Central | boys & girls basketball | 152 | 32 7 th graders 34 8 th graders |
| Twining-Arenac Eastern | boys & girls basketball | 108 | 24 7 th graders 28 8 th graders |
| Watervliet-Grace Christian | all sports | 60 | 16 7 th graders 18 8 th graders |

The Executive Committee did **not** approve the following requests to permit 6th graders' participation with and against 7th and 8th graders:

| Junior High/ Middle School | Sport(s) | High School Enrollment | Middle School Enrollment |
|---------------------------------------|--|-----------------------------------|--|
| Allendale | boys soccer | 585 | 70 7 th graders 76 8 th graders |
| Pittsford | cross country | 224 | 53 7 th graders 51 8 th graders |
| Stephenson | 7 th grade girls basketball | 226 | 62 7 th graders 57 8 th graders |

Manistee-Catholic Central, Manistee-Casman Alternative Academy, Manistee-Trinity Lutheran and Free Soil Middle Schools (Regulation III, Section 1[D]) – The Executive Committee approved the addition of Casman Academy Middle School to a cooperative program between these three schools in boys and girls basketball, football and girls volleyball. Catholic Central will be the primary school.

New Member Schools – 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 schools:

Ann Arbor-Eastern Washtenaw Multicultural Academy is operated by Helilon Group which manages several other charter schools which are MHSAA members. The school was chartered by Bay Mills Community College. Currently there are 70 students attending grades 9-12 with a total anticipated K-12 enrollment of 200 students. Athletic facilities are currently limited with a multi-purpose room/gym which can accommodate up to 200 spectators. In 2009-10, the school intends to sponsor 8-player football, boys and girls basketball, baseball, and girls volleyball. The school played an 8-player football game at Owendale-Gagetown on the first date of 2009. The signed 2009-10 Membership Resolution was received July 22, 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.

Benton Harbor-Dream Academy is operated by the Leona Group which manages other charter schools which are MHSAA members. The school was chartered by Bay Mills Community College. Currently there are between 185 -200 students attending grades 9-12. The school is in its second year of operation and located in a remodeled cannery building in an industrial district. The school has limited athletic facilities and will play basketball in the BoBo Brazil Community Center. The school intends to sponsor boys and girls basketball in 2009-10 and hopes to form cooperative programs in the future in cross country and football. The signed 2009-10 Membership Resolution was received Aug. 17, 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.

Monroe-Meadow Montessori High School is a nonpublic high school with an enrollment of 20 students grades 9-12 and students in attendance Pre-K through 8 also. There are no athletic facilities at the school, which will most likely not sponsor stand-alone teams. The school has had discussions with Newport-Lutheran High School South about cooperative programs. Previous involvement in athletics has been through the Monroe CYO and used the facilities at Monroe Community College. The school has expressed an interest in cooperative agreements in boys and girls soccer, basketball, cross county, golf and track & field. The signed 2009-10 Membership Resolution was received July 28, 2009. The Athletic Department Code of Conduct is pending. The Preliminary Enrollment Declaration was 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.

Next meetings – The next meetings of the Executive Committee will be Monday, Oct. 5, 2009, at 8:30 a.m. in East Lansing; Wednesday, Nov. 4, 2009, at 8:30 a.m. in East Lansing; Thursday, Dec. 3, 2009, at 1:30 p.m. in East Lansing (with the Representative Council meeting the following morning); 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 to follow); and Thursday, March 25, 2010, at 8:30 a.m. in East Lansing (with the Representative Council meeting the following morning).