



EXECUTIVE COMMITTEE MINUTES

December 14, 2016

Highlights

- 3.1 **CARRIED:** November 16, 2016 Section VI Athletic Council meeting minutes
- 5.1 **CARRIED:** Combining of Schools applications, numbers 1 through 3
- 5.2 **CARRIED:** Outside Agency applications, letters (a) through (h)
- 6.2.1 **CARRIED:** Treasurer's report
- 10.1 **CARRIED:** 2017 Boys Tennis pre-season report

Please follow us on Twitter @ Section VI

***All Section VI meetings are recorded**



EXECUTIVE COMMITTEE MINUTES

Executive Committee (* indicates present)

President – Al Gens*

President-Elect – Adam Stoltman*

Superintendents' Rep. – Jeff Rabey*

Principals' Rep. – Jim Spanbauer*

Boys' Representative – Jim Graczyk*

Girls' Representative – Marisa Fallacaro*

Past President – Brett Banker

Executive Director – Timm Slade*

Treasurer – Don Scholla*

1.0 CALL TO ORDER

A. Gens

agens@dunkirk.wnyric.org

Commenced: 12:35pm

3.0 MINUTES

A. Gens

agens@dunkirk.wnyric.org

3.1 Minutes

Motion to approve the November 16, 2016 Section VI Executive Committee meeting minutes

CARRIED

Fallacaro/Spanbauer

4.0 EXECUTIVE DIRECTOR'S REPORT

T. Slade

tslade@e1b.org

4.1 Duration of Competition (Commissioner's Regulations)

A proposed amendment of Section 135.4(c)(7) of the Commissioner's Regulations relating to Eligibility for Participation in Interscholastic Sports and Duration of Competition was released in October of 2016. Recognizing that extenuating circumstances may exist, which do not neatly fit into the categories of accident or illness, but may still be suitable for extending a student's athletic eligibility, the Department seeks to amend the regulation and provide that the eligibility of a student who has not attained the age of 19 years prior to July 1st may be extended not only based on accident or illness, but also if sufficient evidence is presented that the failure to enter competition was based on "other circumstances beyond the student's control." The proposed amendment also provides the Commissioner with the discretion to review a determination to grant or deny an extension of eligibility based on specific criteria. As proposed, the regulation would permit a student's eligibility to be extended for illness, accident, or other circumstances beyond the control of the pupil if evidence in the record demonstrates that:

- (a) the pupil's failure to enter competition during one or more seasons of a sport was caused by illness, accident, or other circumstances beyond the control of the pupil;
- (b) as a direct result of such circumstances the pupil is required to attend school for one or more additional semesters in order to graduate
- (c) the safety of the pupil or others is not at risk; and
- (d) that the pupil will not hold an unfair advantage in the competition

In early December 2016, R. Zayas, NYSPHSAA Executive Director, requested that the Sections provide comments by emailing regcomments@nysed.gov expressing their concerns with the proposed regulation changes. The 45-day public comment period will expire on December 27, 2016. He also requested that Section Executive Directors and NYSPHSAA Executive and Central Committee members, provide comments of concern.

Please follow us on Twitter @ Section VI

***All Section VI meetings are recorded**

On December 12, 2016, Section VI submitted its comments to Regent Collins indicating concern that the proposed changes will result in confusion with the interpretation, establish a precedence which would be extremely challenging to maintain, and could subject school districts and Section Athletic Councils to increased litigation. Detailed points of concern were defined within the letter.

4.2 APP – K-8 School Districts

Under the current Athletic Placement Process (APP), *A board of education may permit pupils in grades no lower than seventh to compete on any senior high school team, or permit senior high school pupils to compete on any teams in grades no lower than seventh, provided the pupils are placed at levels of competition appropriate to their physiological maturity, physical fitness, and skills in relationship to other pupils on those teams in accordance with standards established the Commissioner.* Questions have arisen regarding the ability of students who are enrolled in K-8 public school districts to participate in the APP because they are not “enrolled” in a district with its own high school. The proposed regulation is therefore designed to clarify the conditions under which K-8 public school districts may employ the APP protocol to allow the opportunity for exceptional student athletes to participate in interscholastic sports at the high school(s) with which the K-8 school district contracts for the education of its high school students, when such students are bona fide students of the K-8 school district. However, in an effort to avoid recruitment or other efforts to entice middle-school students to play for a specific high school, the proposed regulation provides for a year of ineligibility if, following participation on a high school team pursuant to APP, the student chooses to attend a different high school with which the K-8 district contracts for the 9th grade year. Section VI does not have any concerns, at this time, regarding the APP proposed regulation, as we have only one K-8 member school district.

5.0 COMMUNICATIONS

T. Slade
tslade@e1b.org

5.1 ***Motion to approve Combining of Schools applications, numbers 1 through 3 2016-2017***

1. Boys/Girls Track, North Collins with **Eden**, 7/8th & V, 16-17
2. Golf, Pine Valley with **Forestville**, V, 16-17
3. Boys Tennis, North Collins with **Eden**, V, 16-17

CARRIED

Rabey/Fallacaro

5.2 ***Motion to approve Outside Agency applications, letters (a) through (h)***

- a) NFHS Festival of Lights Bowling Tour, 12/27/16 at Tonawanda Bowling Center, Co-sponsored by NFHS and Tonawanda Bowling Center
- b) Cataract City Hockey Contest 12/29 & 30/16 at Hyde Park Ice Rink co-sponsored by Co-sponsored by NFHS and Niagara Falls Education Foundation, NF, NY
- c) NFWOA Wrestling Tournament, 1/6 & 7/2017 at NCCC Co-sponsored Lockport HS & NFWOA
- d) Jamestown Boys/Girls United Way Showcases, 12/17/16 (girls), 1/7/17 (boys), at Jamestown HS, co-sponsored by United Way of Southern Chaut. County
- e) Hae Jude Tip-off, Girls Basketball, at Silver Creek HS, 12/2 & 12/3/16, co-sponsored by Hae Jude Signs
- f) Cataract Basketball Classic, Boys Basketball, 12/2 & 12/3/16, at Niagara Falls HS, co-sponsored by Niagara Falls Education Foundation
- g) Patrick J. Morales Wrestling Tournament, 1/13-1/14/17, at Falconer HS, co-sponsored by Falconer Wrestling Boosters
- h) Holiday Classic Wrestling Tournament, 12/16 & 12/17/16, at Seneca Allegany Community Center, co-sponsored by STWOA

CARRIED

Fallacaro/Spanbauer

Please follow us on Twitter @ Section VI

****All Section VI meetings are recorded***

6.2 Finance Committee

D. Scholla
dscholla@e1b.org

6.2.1 Treasurer's Report

No issues or concerns were presented.

Motion to receive the treasurer's report

CARRIED

Spanbauer/Graczyk

6.7 State Executive Committee/Central Committee

a) Superintendent

J. Rabey

jrabey@depew.wnyric.org

J. Rabey noted that the New York State Council of School Superintendents (NYSCOSS) does not support the Proposed Amendment of Section 135.4(c)(7) of the Commissioner's Regulations relating to Eligibility for Participation in Interscholastic Sports and Duration of Competition.

b) Principal

J. Spanbauer

jspanbauer@nfschools.net

Nothing to report

c) Boys Rep./Girls Rep.

J. Graczyk/M. Fallacaro

jgraczyk@pioneercsd.org / mfallacaro@edencsd.wnyric.org

Nothing to report

6.10 Transfer/Foreign Student

T. Slade

tslade@e1b.org

The transfer and foreign student reports were emailed to the committee prior to the meeting. It was noted that 2 student-athletes' applications were denied as they previously utilized their return to district of residence waiver.

10.0 **SPORTS REPORTS**

10.1 **Motion to approve the 2017 Boys Tennis pre-season report**

CARRIED

Fallacaro/Spanbauer

11.0 **OLD BUSINESS**

Nothing to report

Please follow us on Twitter @ Section VI

***All Section VI meetings are recorded**

12.0 **NEW BUSINESS**

12.1 WNYSO Grievance

Currently, the Section is involved in a grievance filed by the WNYSOs against the WNY Umpires Association. On December 8, 2016, T. Slade notified the attorney for G. Neunder, via email, that if an agreement is not reached at Level 1, the Section will proceed to Level 2, where the grievance will be submitted to the Section VI President.

13.0 **GOOD OF THE ORDER/ADJOURNMENT**

13.1 *Motion to adjourn*

CARRIED

Graczyk/Spanbauer

Respectfully Submitted,



Beth Fadeley
Recording Secretary

Please follow us on Twitter @ Section VI

***All Section VI meetings are recorded**