

NMAA BOARD OF DIRECTORS MEETING
Thursday, July 24, 2008
5:00 p.m., Hotel Albuquerque



- I. The NMAA Board of Directors met on Thursday, July 24, 2008 for an emergency meeting. Mr. Mike Phipps, Board President, called the meeting to order at 5:00 p.m.

Ms. Alissa McCarthy, Administrative Assistant, called roll and the following Board members were present: Mr. Dane Kennon (At-Large Member), Mr. Rick Ferguson (Small Area D), Ms. Janel Ryan (Large Area A), Dr. R.L. Richards (Small Area B), Mr. Bill Green (Small Area C), Mr. Dion Sandoval (New Mexico Board Association Representative). Those absent were Dr. James Abreu (Large Area D), Ms. Zita Lopez (Small Area A), Mr. Winston Brooks (Large School District I), Mr. Michael Harris (Large Area C), Mr. Stan Rounds (Large School District II) and Mr. Lawrence Johnson (NMAA Commission Representative), were absent.

Present from the NMAA were Mr. Gary Tripp, Executive Director, Mr. Rudy Aragon, Assistant Director, and Ms. Sally Marquez, Associate Director. Also present from the Public Education Department was Dr. Bill Blair.

A motion was made by Dr. Richards and seconded by Ms. Ryan to approve the agenda. A vote was taken and the motion carried unanimously.

The minutes of the June 5, 2008 Board meeting were absent. A motion was made by Dr. Richards to table the approval of the minutes. Mr. Green seconded the motion. A vote was taken and the motion carried unanimously.

- II. *Directors' Report* - Mr. Tripp welcomed the Board and thanked them all for attending. He stated that Ms. Marquez, Mr. Aragon, Mr. Cleland and Ms. McCarthy have been working on revising the by-laws through most of the summer. He thanked them for their hard work.

Ms. Marquez did inform the Board that she met with Dr. Garcia from the Public Education Department resolving Section 1 1.4A on page 3 which states that a SEA would be officially present at all NMAA meetings. She then introduced Dr. Bill Blair from the Public Education Department, who was elected by the Secretary to fill this position. She stated no action was needed on this item. Ms. Ryan recommended that the page numbers be changed from page 3 to read as pages 3-4 on the Board changes. Mr. Tripp welcomed Dr. Blair.

III. General Action Items – Consider revision of By-Law 1.8: Undue Influence – Ms. Marquez stated that currently in the By-Laws under undue influence there is not a statement regarding communication from a coach to an athlete. She stated that within the NMAA office there has been several instances where coaches are communicating to athletes. A motion was made by Ms. Ryan to approve this item, adding communication to Section 1.8: Undue Influence. Mr. Green seconded the motion. A vote was taken and the motion carried unanimously.

General Action Items – Consider revision of By-Law 2.2.1D 5b and 2.2.1 D 5c – Ms. Marquez stated that section 2.2.1D5b states the agendas should be mailed to the members of the Board no later than three days, however 2.2.1D 5c stated that items shall not be added to the addendum agenda less than 5 days prior to the meeting. She stated that she felt these two should be switched. Therefore 2.2.1D 5c would state the agenda is mailed/delivered to the members of the Board no later than 5 days prior to the meeting, and 2.2.1D 5c will read items may not be added to the agenda by the Director or by Board member less than 3 working days (addendum agenda) prior to the meeting. Mr. Kennon made a motion to approve this general action item. Mr. Green seconded the motion. A vote was taken and the motion carried unanimously.

General Action Items – Consider revision of By-Law 2.3.2: Junior High/Middle School to read as presented –Ms. Marquez stated that the current By-Law states Junior High/Middle school accredited by the State Education Agency that are eligible are required to be members in order to participate in athletic and non-athletic activities sanctioned by the association, providing the high school they feed into is an NMAA member. She stated that the NMAA currently has middle schools to which do not have specific high schools they feed into. Therefore she would like to eliminate the last sentence of 2.3.2. Mr. Green made a motion to approve this recommendation. Mr. Ferguson seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider revision of By-Law 2.4.1: Revenue to read as presented – Ms. Marquez stated this By-Law is part of the constitution that currently reads the NMAA funds from the Association are derived from...nominal non-athletic/academic fee. She stated the NMAA currently does not charge this fee, therefore she would like to eliminate this part of the By-Law. Mr. Ferguson made a motion to approve this recommendation. Mr. Green seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider revision of By-Law 2.7: Amendments to read as presented – Ms. Marquez stated that the NMAA currently does not practice this By-Law. She stated that currently amendments to the By-Laws are being proposed prior to the annual meeting. Mr. Green stated that the exception on page 11 does however cover what the NMAA is currently doing therefore he feels 2.7.1 should remain the same. Ms. Marquez then brought to the attention of the Board that under By-Law 2.7.2 it currently states voting is done by written/ electronic ballots.....She stated the NMAA does not currently vote electronically and would like to remove the word electronic from this By-Law. Mr. Green made a motion to accept these recommendations. Mr. Richards seconded the motion. A vote was taken and it was carried unanimously.

General Action Items – Consider revision of By-Law 3.2.3: Sports Specific Committees to read as presented – Ms. Marquez stated that currently sport specific committees are made up of all coaches and one athletic director. She recommended that there be two athletic directors added to committee. Mr. Tripp added he would like to see one athletic director represent the large schools and one athletic director to represent the small schools. Dr. Richards made a motion to accept this recommendation. Mr. Sandoval Seconded. Mr. Ferguson intervened stating that most small school athletic directors are coaches. Mr. Green made a motion to amend the recommendation by Dr. Richards stating there would be one athletic director representing the north and one representing the south to be appointed by the NMADA. Mr. Sandoval seconded the amended motion. A vote was taken and the motion carried unanimously.

General Action Items –Consider revision 6.1.3: Undue Influence, to read as presented. – Ms. Marquez stated that currently in 6.1.3 it states “the use of any of the following inducements constitutes undue influence...” She would like to add “resulting in ineligibility for all high school athletic participation for 180 school days/365 calendar days” to the end of that statement. Mr. Green made a motion to accept the addition to this By-Law. Mr. Kennon seconded. The motion carried unanimously.

General Action Items – Consider revision of By-Law 6.5.6 International Student Exchange Participant as presented- Ms. Marquez stated that this By-Law currently states foreign exchange students may participate for more than one year at different high schools. Ms. Marquez stated that foreign exchange students should only be able to participate in athletics for one calendar school year. Mr. Ferguson made an addition stating the word varsity should be eliminated as well. Ms. Ryan made a motion to revise this By-law to state “*Students who receive a foreign exchange waiver are eligible to participate in NMAA sanctioned athletic events for a period of one calendar school year. If they return for a second year to the host school or any other member school, they are ineligible to participate in NMAA sanctioned athletic events.*” Mr. Ferguson seconded the motion. The motion carried unanimously.

General Action Items –Consider elimination of 6.10.3B: Post Secondary School Participation. Ms. Marquez stated By-law 6.10.3B is directly contradicting By-Law 6.15.6. She recommended completely eliminating 6.10.3B. Mr. Ferguson motioned to carry this action item. Ms. Ryan seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider elimination of By-Law 8.2.7 Out of State Travel – Ms. Marquez stated currently By-Law 8.2.7 requires spirit performances and competitions that are held outside of the state to get local school district approval, NFHS approval in conjunction with the NMAA. She recommended elimination of this By-Law. She added that out of state travel requirements are already covered under activities in By-Law 8.1.5. Mr. Green motioned to pass this action item. Dr. Richards seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider addition of By-Law 9.3 M: Middle School/Junior High Interscholastic Eligibility –Ms. Marquez stated that she would like to add

Section 9.3M: Transfer rules outlined in Section VI, do not apply to Junior High /Mid School students who have transferred in good standing and who have not participated at the high school level. Mr. Ferguson motioned to pass this action item Ms. Ryan seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider revision of By-Law 10.1.1, 10.4.1, and 10.5.1: Definitions of Charter School, Alternative School and Home School– Ms. Marquez referred the Board to the packet. She stated the changes to the definitions of a Charter School and Home school were taken directly from the Public Education Department, and the changes in Alternative school came from other state organizations. Mr. Ferguson made a motion to accept the revision made to these three By-Laws. Mr. Green seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider revision of By-Law 13.2.3: Matters Considered. Ms. Marquez stated this By-Law currently states appeal documentation will be delivered to the Board 14 days prior to which the appeal is to be considered. She recommended this be changed to 3 days prior. Mr. Kennon made a motion to accept the revision to this action item. Mr. Ferguson seconded the motion. A vote was taken and it carried unanimously.

General Action Items – Consider adopting the “Open Meetings” Act as enforced by the attorney general. Ms. Marquez referred the Board to a handout. She stated that this act needed to be in the constitution, and asked the Board if what was currently in the By-Laws is acceptable. Mr. Ferguson added this clause must be published each year in the newspapers. Mr. Ferguson made a motion to accept the current “Open Meetings” clause. Mr. Green seconded. A vote was taken and it carried unanimously.

VII. *Addendum Agenda*

No Addendum Agenda

VIII. *Next Board Meeting Wednesday, October 1, 2008 at 9:00 a.m. at the NMAA.*

IX. *Consider Adjournment*

A motion to adjourn was made by Ms. Ryan. The motion was seconded by Mr. Green and a vote was taken. The motion carried unanimously and the meeting adjourned at 5:48 p.m.