

NMAA

Board of Directors' Meeting



Wednesday, December 2, 2020

9:30 AM



NMAA Board of Directors

September 2020



Small, Area A – Term Expires Dec. 31, 2022

Mr. Anthony Casados, Superintendent
Chama Valley Independent Schools
P.O. Drawer 10
Tierra Amarilla, NM 87575-0010
Phone: (575) 588-7285
Fax: (575) 588-7860
Email: acasados@chamaschools.org

Small, Area B – Term Expires Dec. 31, 2021

Mr. Matt Moyer, Superintendent
Fort Sumner Municipal Schools
1001 E. Sumner Ave.
Fort Sumner, NM 88119
Phone: (575) 355-7734
Fax: (575) 355-7716
Email: mmoyer@ftsumnerk12.com

Small, Area C – Term Expires Dec. 31, 2022

Mr. David Lackey, Superintendent
Quemado Schools
P.O. Box 128
Quemado, NM 87829
Phone: (575) 773-4700
Fax: (575) 533-4717
Email: dlackey@quemadoschools.org

Small, Area D – Term Expires Dec. 31, 2020

Mr. Lee White, Superintendent
Loving Municipal Schools
P.O. Box 98
Loving, NM 88256
Phone: (575) 745-2000
Fax: (575) 745-2002
Email: lwhite@lovingschools.org

Large School District I

Mr. Scott Elder, Interim Superintendent
Albuquerque Public Schools
P.O. Box 25704
Albuquerque, NM 87125-0704
Phone: (505) 880-3742
Fax: (505) 872-8855
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At-Large – Term Expires Dec. 31, 2021

Ms. Lesa Dodd, Superintendent
Dexter Consolidated Schools
P.O. Box 159
Dexter, NM 88230
Phone: (575) 734-5420
Fax: (575) 734-6813
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New Mexico School Boards Association

Mr. Terry Martin
113 Cooper Court
Clovis, NM 88101
(575) 693-4781
email: terry.martin@clovis-schools.net

Large, Area A – Term Expires Dec. 31, 2020

Mr. Kirk Carpenter, Superintendent
Aztec Municipal Schools
1118 W. Aztec Blvd.
Aztec, NM 87410
Phone: (505) 334-9474
Fax: (505) 334-9861
Email: adcarpki@aztec.k12.nm.us

Large, Area B – Term Expires Dec. 31, 2021

Mr. T.J. Parks, Superintendent
Hobbs Municipal Schools
1515 E. Sanger
Hobbs, NM 88240
Phone: (575) 433-0100
Fax: (575) 433-0140
Email: parkstj@hobbsschools.net

Large, Area C – Term Expires Dec. 31, 2020

Mr. Travis Dempsey, Superintendent
Gadsden Independent School District
P.O. Drawer 70
Anthony, NM 88021
Phone: (575) 882-6200
Fax: (575) 882-6928
Email: tldempsey@gisd.k12.nm.us

Large, Area D – Term Expires Dec. 31, 2022

Mr. Fred Trujillo, Superintendent
Espanola Public Schools
405 Hunter Street
Espanola, NM 87532
Phone: (505) 367-3301
Fax: (505) 367-0031
Email: Fred.Trujillo@K12espanola.org

Large School District II

Dr. Karen Trujillo, Superintendent
Las Cruces Public Schools
505 South Main, Suite 249
Loretto Towne Centre
Las Cruces, NM 88001-1243
Phone: (575) 527-5805
Fax: (575) 527-5972
Email: ktrujillo@lcps.net

NMAA Commission

Mr. Ernie Viramontes
Las Cruces Public Schools
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Loretto Towne Centre
Las Cruces, NM 88001-1243
Phone: (575) 527-5812
Fax: (575) 527-6677
Email: eviramontes@lcps.net

Note: Initial term lengths are staggered as per approved procedure. Subsequent elected terms will be for three years each.



NEW MEXICO ACTIVITIES ASSOCIATION BOARD OF DIRECTORS' MEETING



Zoom Meeting

<https://us02web.zoom.us/j/81127225359>

Passcode: 491694

December 2, 2020 - 9:30 AM

NOTE: The Board will be hearing appeals prior to the regular meeting.

AGENDA

A= Action Item

D/I= Discussion/ Information Item

- I. Call Meeting to Order and Welcome**
Roll Call – Ascertain Quorum
(A) Approval of Agenda
(A) Approval of Minutes (October 1, 2020)
Alissa Wesbrook, Asst. to the Exec. Dir.
T.J. Parks, Board President
T.J. Parks, Board President
- II. NMAA Director's Report**
Sally Marquez, Executive Director
- III. NMAA Activities Report**
Dana Pappas, Comm. of Officials
- IV. New Mexico Officials Association Report**
Dana Pappas, Comm. of Officials
- V. Discussion/ Information Items**
(D/I) NMSBA: Scholastic Eligibility Inquiry
(D/I) Classification & Alignment for 2022-2024
Sally Marquez, Executive Director
Sally Marquez, Executive Director
- VI. Action Items**
(A) Approval of NMAA 990 for 2019-2020
(A) Student Eligibility: Participation after Graduation for 2021
(A) COVID Addendum: Cumulative Provision for Freshmen
(A) 2020-2021 Sports Calendar
Shari Kessler-Schwaner, Business Mgr.
Mike Hyatt, Superintendent of GMCS
Sally Marquez, Executive Director
Sally Marquez, Executive Director
- VII. Executive Session** (*Financial, Personnel, Legal Matters*)
- VIII. Consider Adjournment**

Next Regularly Scheduled Board of Directors' Meeting – February 17, 2021 (NMAA)



NEW MEXICO ACTIVITIES ASSOCIATION BOARD OF DIRECTORS' MEETING



Zoom Meeting

<https://us02web.zoom.us/j/81127225359>

Passcode: 491694

December 2, 2020 - 9:30 AM

NOTE: The Board will be hearing appeals prior to the regular meeting.

ADDENDUM AGENDA

A= Action Item

D/I= Discussion/ Information Item

I. *Discussion/ Information Items*

(D/I) Game/Event Limitations for 2020-2021

Sally Marquez, Executive Director

NMAA Board of Directors' Meeting
October 1, 2020
5:30 p.m.
Virtual

Welcome - Meeting called to order by Mr. TJ Parks, NMAA Board of Directors President, at 5:31 p.m. Ms. Alissa Wesbrook, NMAA Assistant to the Executive Director, conducted roll call and the following members were present:

Mr. Anthony Casados (Small Area A)
Mr. Kirk Carpenter (Large Area A)
Mr. Matt Moyer (Small Area B)
Mr. T.J. Parks (Large Area B - President)
Mr. David Lackey (Small Area C)
Mr. Travis Dempsey (Large Area C)
Mr. Lee White (Small Area D)
Mr. Scott Elder (Large School District I)
Dr. Karen Trujillo (Large School District II)
Mr. Terry Martin (New Mexico School Boards Association)
Mr. Ernie Viramontes (NMAA Commission)

Not Present:

Mr. Fred Trujillo (Large Area D)
Ms. Lesa Dodd (At-Large)

11 members were present representing a quorum.

Approval of the Agenda:

Mr. Parks asked for a motion to approve the agenda as presented. Mr. Carpenter made the motion to approve the agenda. Mr. White seconded the motion. A roll call vote was taken and passed unanimously (11-0).

Yes/For	No/Against	Board Member Name
Yes		Mr. Anthony Casados (Small Area A)
Yes		Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
Yes		Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

Approval of Minutes:

Mr. Parks asked for a motion to approve the minutes of the September 16, 2020 Board Meeting as presented. Mr. Casados made a motion to approve the minutes. Dr. Trujillo seconded the motion. A roll vote was taken and passed unanimously (11-0).

Yes/For	No/Against	Board Member Name
Yes		Mr. Anthony Casados (Small Area A)
Yes		Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
Yes		Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

Discussion/ Information Items

NM School Boards Association: 22-12A-10 NMSA 1978 – Ms. Sally Marquez, NMAA Executive Director, discussed the New Mexico state statute pertaining to the scholastic eligibility of students for participation in extra-curricular activities and the history of NMAA bylaws regarding this topic. A September Policy Services Advisory from the New Mexico School Boards Association has raised questions regarding the interpretation of the statute and NMAA bylaws. Ms. Marquez stated she will work with the NMSBA and member schools to clarify the matter.

Action Items

Scholastic Eligibility: Fall Semester – Ms. Marquez presented a proposal, on an emergency and temporary basis, to implement an amendment to scholastic eligibility for 2020-2021 in response to the educational disruption caused by the COVID-19 pandemic. Mr. Parks asked for a motion. Mr. Elder made the motion to accept proposal amendment 2a which reads a student may compete without reference to his/her immediate or previous scholastic record (Spring Semester, 2020). Additionally, a student shall have a 2.0 grade point average with no F's, based on a 4.0 grading scale, or its equivalent, for the semester grading period immediately preceding participation (Fall 2020). The cumulative provision may not be applied if a Student has more than one "F" in the semester grading period immediately preceding participation. Mr. Moyer seconded the motion. A roll call vote was taken and passed (8-3).

Yes/For	No/Against	Board Member Name
	No	Mr. Anthony Casados (Small Area A)
	No	Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
	No	Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

Santa Fe Indian school: Student Eligibility for Fall Sports – Ms. Marquez presented a proposal for the Fall 2020 semester only, and on an emergency and temporary basis due to the COVID-19 pandemic, permit Santa Fe Indian School (SFIS) students to participate in extracurricular athletics at their home attendance zone public school while maintaining enrollment at SFIS. Mr. Casados made the motion to amend the proposal as presented to not only include the Fall 2020 semester, but to also allow SFIS student athletes the opportunity to participate at their home attendance zone school throughout the 2020-2021 school year as long as their governing board keeps the school under its current restrictions. Mr. Lackey seconded the motion. A roll call vote was taken and passed unanimously (11-0).

Yes/For	No/Against	Board Member Name
Yes		Mr. Anthony Casados (Small Area A)
Yes		Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
Yes		Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

Executive Session

Mr. Parks asked for a motion to go into Executive Session at 6:15 p.m. to discuss Financial, Legal, and Personnel matters pertaining to the organization. Mr. Carpenter made the motion to enter into Executive Session. Mr. Viramontes seconded the motion. A roll call vote was taken and passed unanimously (11-0).

Yes/For	No/Against	Board Member Name
Yes		Mr. Anthony Casados (Small Area A)
Yes		Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
Yes		Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

Mr. Parks asked for a motion to exit out of Executive Session at 6:42 p.m. Mr. Parks stated no action was taken in Executive Session. Mr. Carpenter made the motion to exit out of Executive Session. Mr. Dempsey seconded the motion. A roll call vote was taken and passed unanimously (11-0).

Yes/For	No/Against	Board Member Name
Yes		Mr. Anthony Casados (Small Area A)
Yes		Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
Yes		Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

Consider Adjournment:

Mr. Parks asked for a motion to adjourn the meeting at 6:43 p.m. Mr. Carpenter made the motion to adjourn the meeting. Mr. Viramontes seconded the motion. A roll call vote was taken and passed unanimously (11-0).

Yes/For	No/Against	Board Member Name
Yes		Mr. Anthony Casados (Small Area A)
Yes		Mr. Kirk Carpenter (Large Area A)
Yes		Mr. Matt Moyer (Small Area B)
Yes		Mr. T.J. Parks, Board President (Large Area B)
Yes		Mr. David Lackey (Small Area C)
Yes		Mr. Travis Dempsey (Large Area C)
Yes		Mr. Lee White (Small Area D)
Yes		Mr. Fred Trujillo (Large Area D)
Yes		Mr. Scott Elder (Large School District I)
Yes		Dr. Karen Trujillo (Large School District II)
Yes		Ms. Lesa Dodd (At-Large Member)
Yes		Mr. Terry Martin (New Mexico School Boards Association)
Yes		Mr. Ernie Viramontes (NMAA Commission)

The next Board Meeting is scheduled for December 3, 2020

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POLICY SERVICES

ADVISORY

Volume 19, Number 4

September 2020

CONTENTS

Policy Advisory No. 209JJJ - Extracurricular Activity Eligibility

Correction to Policy Advisory No. 196 JJJ - Extracurricular Activity Eligibility. With apologies, Policy Services offers the following explanation and revisions.

22-12A-10 NMSA 1978 was included by House Bill 236/a as a part of the "Attendance for Success Act" replacing 22-12-2.1 of the former "Compulsory School Attendance Law" with only minor changes. When changes are made to the language of an existing statute, Policy Services will take a careful look at the applications of that statute in practice to ascertain if new policy or change is required for implementation and compliance. A more careful analysis was required in this case than given initially. The statute changes to 22-12A-10 are shown below by strike outs for removal and underlined for added letters in the law.

22-12A-10. Interscholastic extracurricular activities; student participation.

A. A public school student shall have at least a 2.0 grade point average on a 4.0 scale, or its equivalent, either cumulatively or for the grading period immediately preceding participation, ~~in order to~~ be eligible to participate in any interscholastic extracurricular activity. For purposes of this section, "grading period" is a period of time not less than six weeks. The provisions of this subsection shall not apply to students ~~placed in~~ receiving C or D level special education services.

B. A No student shall not be absent from school for ~~school-sponsored~~ interscholastic extracurricular activities in excess of fifteen days per

NEW MEXICO SCHOOL BOARDS ASSOCIATION

09/09/2020

semester, and no class ~~may~~ shall be missed in excess of fifteen times per semester for interscholastic extracurricular activities.

~~C. The provisions of Subsections A and B of this section apply only to interscholastic extracurricular activities.~~

~~D. C.~~ The secretary may issue a waiver relating to the number of absences for participation in any state or national competition that is not an interscholastic extracurricular activity. The secretary shall develop a procedure for petitioning cumulative provision eligibility cases, similar to other eligibility situations.

~~E. D.~~ Student standards for participation in interscholastic extracurricular activities shall be applied beginning with a student's academic record in ninth grade.

As you will see in the recommended policy below, the changes made include inserting the text of 22-12A-10 NMSA 1978. Though the "Attendance for Success Act" recognizes groups other than school districts sponsoring interscholastic extracurricular activities in 22-12A-2 (H), Policy Services found it difficult to reconcile some minor aspects of Section 6 NMAA rules in all respects given the purpose of the "Attendance for Success Act."

The purpose behind the "Attendance for Success Act" is to encourage student attendance and school participation, even putting limits and conditions on interscholastic activities eligibility for that purpose. The provision of the interscholastic extracurricular activity language of 22-12A-10 NMSA 1978 may favor eligibility of students by:

- Establishing the GPA as a determiner for participation in interscholastic extracurricular activity, and
- placing a foundation limit on grade point average (GPA) for both cumulative grades and grading periods preceding participation by a student.

Though a school district enforcing this statute could require a higher GPA for eligibility, removing the lower limit of GPA by not permitting an "F" in the grading period GPA calculation preceding participation by a student could be contrary to compliance with this statute. The question is: Does the statutory language "shall have at least a 2.0 grade point average on a 4.0 scale, or its equivalent, either cumulatively or for the grading period immediately preceding participation, to be eligible to participate in any interscholastic extracurricular activity" per 22-12A-10 (A) establish the lower limit of eligibility by statute?" Removing the lower limit GPA could be a punitive act

relating to attendance, something the "Attendance for Success Act," of which this statute is a part, is intended to attenuate.

The following policy is recommended for adoption by Policy Services.

This Material is written for information only and is not intended as legal advice. Please consult your attorney if legal explanations are needed.

New Mexico Activities Association

Board of Directors' Meeting – December 2, 2020



COVID Addendum: Cumulative Provision for Freshmen

☒ Action Item ☐ Referenda Item
☐ Discussion Item ☐ Non-Referenda Item

Presenter: Sally Marquez, Executive Director

Current: Bylaw 6.2.1 c2
Only semester grades can be used, and all semester grades starting with the 9th grade year must be utilized. (The cumulative provision cannot be used for **9th** or middle school/junior high Students.)

Proposal: On an emergency and temporary basis due to the COVID-19 pandemic for the 2020-2021 school year only, Bylaw 6.2.1 c2 would read as follows:

Only semester grades can be used, and all semester grades starting with the 9th grade year must be utilized. (The cumulative provision cannot be used for middle school/junior high Students.)

Rationale: This will allow 9th grade students who have one F and a 2.0 at semester to be eligible to participate in sports beginning in January. Freshmen students will now have the same opportunity as 10th-12th graders to become scholastically eligible.

Budget Impact: None

NMAA Staff Recommendation: Approve

NMAA Commission Recommendation: Approve (14-0)