

COMMISSION ON ATHLETICS CONSTITUTION COMMITTEE

MEETING MINUTES

*November 12, 2002
via videoconference*

A. Welcome: Ken Yglesias, Chair

In attendance: Don McKenzie, T. Mark Johnson, Ellie Bewley, Logan McKechnie, Dale Murray, Joanne Fortunato.

B. Constitution and Bylaw Review

The committee went through the Constitution and Bylaws and discussed the various sections, which needed clarification.

The recommended changes below are considered clarifications and not change of intent.

ARTICLES

Page 2 GENDER EQUITY: The COA is committed to providing an environment in which equitable athletic opportunities, benefits, and resources are available to all students, in which every person is treated with respect and dignity ~~and in which there is not tolerance for discrimination.~~

Page 3 2.3.1 ~~The members of the COA Board serve three (3) year terms. Terms of the members shall be staggered to provide continuity.~~

Page 3 2.3.2 ~~The COA chair is a CEO elected by the members of the COA Board to a three (3) year term. The chair is limited to a maximum of two (2) consecutive terms. There is no restriction on the number of terms the chair may serve.~~

Page 3 2.3.3 ~~The COA Board membership is limited to a maximum of two (2) consecutive terms. There is no restriction on the number of terms an individual may serve. Terms of office commence on July 1 and end on June 30 of the third year.~~

Page 3 2.3.1 The members of the COA Board shall serve a three (3)-year term. They are eligible for a second three (3) year term. COA Board membership is limited to six (6) consecutive years on the Board. Terms of office commence on July 1 and end on June 30. Please note that once a Board member has completed six (6) consecutive years and goes off the Board for a minimum of one (1) year, that member is eligible to again be nominated for Board membership.

- Page 3 2.3.2. The COA Board chair is a CEO elected by the COA Board on an annual basis.
[Above information regarding terms of office was presented to the Board for review and adoption. The changes are reflected in the new 2.3.1 and 2.3.2.]
- Page 6 Appeals Boards . . . (~~See Article 7.5.4~~11.4.)
- Page 10 ~~4.3.2. The MC chair will be elected by the members of the MC and will serve a three (3) year term. The chair may be elected to an additional term but no more than two (2) consecutive terms.~~
- Page 10 4.3.2 The members of the MC shall serve a three (3)-year term. They are eligible for a second three (3)-year term. MC membership is limited to six (6) consecutive years on the MC. Terms of office commence on July 1 and end on June 30. Please note that once a MC member has completed six (6) consecutive years and goes off the MC for a minimum of one (1) year, that member is eligible to again be nominated for MC membership.
- Page 10 ~~4.3.3 MC members shall serve a three (3) year term and shall be limited to a maximum of two (2) consecutive terms. There is no restriction on the number of terms a member may serve.~~
- Page 10 4.3.3 The MC chair is a member of the MC elected by the members of the MC on an annual basis.
[Above information regarding terms of office was presented to the Board for review and adoption. The changes are reflected in the new 4.3.2 and 4.3.3.]
- Page 22 7.4.2. In compliance with the due process procedures of the *Constitution*, such sanctions may be imposed by the conference commissioners, conferences, appeals boards, and/or by the COA Board.
- Page 23 7.5.6.1. The primary entity responsible for the application and implementation of COA rules, regulations, and procedures is the member college. The next level of enforcement of the rules, regulations, and procedures is the responsibility of the conference commissioner.
- Page 24 7.5.7.1. (~~except Disabilities Board, See Article 7.5.11.~~)
F. Binding Arbitration Panel (~~See Article 7.5.4~~213).
- Page 24 7.5.8.1. All requests for formal interpretation of the *Constitution* and/or appeals shall be submitted in writing to the Conference Commissioner.
- Page 25 7.5.8.3. The Conference Commissioner shall interpret and rule on the provisions of the *Constitution* for colleges, students, college administrators, and employees of member schools in his/her conference.
- Page 25 7.5.8.4. The Conference Commissioner is responsible for the first level interpretation, ruling, and enforcement of this *Constitution*.
- Page 25 7.5.8.5. His/her recommendation shall be forwarded to the conference hearing board for modification, reversal, or ratification, except for injury illness waivers.

- Page 25 7.5.9.2.
A. Written appeals from ~~recommendations~~ the rulings of the Conference Commissioner.
- Page 25 7.5.9.2
D. All rulings ~~Recommendations~~ by the Conference Commissioner that modify, extend, waive, or disregard any provisions of the *Constitution*, except for injury illness waivers.
[Forms need to be changed to reflect changes above on Page 25.]
- Page 27 7.5.10.1. (*Disabilities Board: see Article 7.5.4511*).
- Page 28 7.5.10.11. The decision of an appeals board shall be final, unless the provision of Article 7.5.4412 is implemented.
- Page 29 7.5.10.7. All decisions of the Disabilities Board are final unless the student/institution requests to implement the provisions of Article 7.5.4011.
- Page 31 7.5.14.4. A conference may, by a vote of the member college(s), place a college(s) on:
~~A. PROBATION— A conference college may be placed on probation by a majority vote of conference members for failure to abide by COA and conference rules and regulations. Probation may include appropriate sanctions, including loss of eligibility for PC.~~
Change B. to A. and C. to B.
- 7.5.14.8. For purposes of voting, as in Article 7.5.1443.5
- 7.5.14.10. Penalties for violation of any Bylaw may be imposed on colleges and their coaches, students, employees, and/or college representatives. Such penalties may be imposed by the college, the conference commissioner, conference, appeals board, or the COA Board.
- 7.5.14.10.1. Penalties for ~~first violations(s)~~ probation shall include:
- Page 32 7.5.14.10.2. Logan is revising the language of this section; however, under “C,” the article referenced should be 7.5.14, rather than 7.5.43.

BYLAWS

- Page 45 1.19.1. See Article 7.5.43.4014
- Page 45 1.17.1. If a sport is dropped before the first game, meet, or match, student athletes may request a waiver of ~~Bylaws 1.10.1A, 1.15.2, and 1.15.3~~ any bylaw that would prevent the student athlete from transferring and being eligible at another California community college that semester. The Conference Commissioner of the college where the sport was dropped has the authority to grant ~~this~~ these waivers and shall notify the conference hearing board and the State Commissioner of this action.

- Page 45 1.17.2. If a sport is dropped by a college and falls under the following criteria, the student athlete may request a waiver of ~~Bylaws 1.10, 1.15.2, 1.15.3, and 1.15.4~~ any bylaw that would prevent the student athlete from transferring and being eligible at another California community college that semester or having the partial season count as a year of eligibility.
- [The citations, which were lengthy, have been omitted and replaced with wording which covers all of the appropriate bylaws.]
- Page 47 2.1.1. If not specifically permitted in 2.1, the activity is disallowed.
- Page 48 2.3. First contact . . . However, any student who is ~~not~~ currently an enrolled and actively attending student at another California community college, regardless of residence, shall not be athletically recruited.
- Page 49 2.3.F.1. A student enrolled in and attending summer school and/or intercession at another college.
- Page 55 2.13.1. See Article 7.5.~~43.10~~14
- Page 57 3.1. The season of sport is defined as starting with the ~~first day of COA allowable practice~~ COA practice/scrimmage “may begin date” and ends with the ~~completion of conference competition~~ COA conference competition “ends date,” except for participants in COA approved PC. The dates may be found in the Sport Season Chart, Bylaw 3.11.
- Page 57 3.1.1. Teams that qualify for PC and ~~still have contests available on their season schedule under allowable contests~~ have not used all of their allowable contests may not schedule a contest(s) between the end of conference competition and the start of PC, up to the conference competition end date. The date may be found in the Sport Season Chart, Bylaw 3.11.
- Page 57 3.3.2.E. Can be scheduled after the ~~date of the first practice~~ COA practice/scrimmage “may begin date” and prior to the ~~date of the individual college’s~~ first game, meet, or match. The date may be found in the Sport Season Chart, Bylaw 3.11.
- Page 61 Softball W Max: ~~36~~ 52 contests
- Page 65 Teams separating/splitting their normal squad to attend two (2) separate meets, events on the same date shall count as ~~two (2) contests~~ one (1) meet. Teams that compete in a single meet/event that is held at two (2) separate sites shall count as one (1) ~~contest~~ meet. For track and field; separating/splitting their normal squad to attend two (2) separate meets on the same date shall count as one (1) meet. Teams that compete in a single meet that is held at two (2) separate sites shall count as one (1) meet.
- Page 69 3.20.1. See Article 7.5.~~43.10~~14
- Page 78 5.9.1. See Article 7.5.~~43.10~~14

Page 96 6.16.14.C.2. One (1)-day multi-team and regional two (2)-or three (3)-day events (baseball, softball, tennis, swimming, etc.) and state championship events: The event budget will include the cost of the time of the athletic trainer. Due to the high numbers and high incidents of injury: track will budget two (2) athletic trainers for regional and state championships; wrestling will budget one (1) athletic trainer for regional and two (2) athletic trainers for state championships.

Page 97 6.16.14.C.2.e. ~~or as mutually agreed upon by the host athletic director and athletic trainer.~~

6.16.14.2.c. for events scheduled over eight (8) hours (per day) the athletic trainer and event manager should arrange for extra compensation (e.g., compensation time, more pay, or any other type of compensation to which they can agree).

6.16.14.C.2.d. or as mutually agreed upon by the host athletic director and athletic trainer.

Page 121 8.1.3.2. Final expenses shall not exceed the approved budget.

FORMS

Form 3 Team Eligibility – the third column header should read “Last Institution Attended (excluding the present)”

Form 4 Injury/Illness Waiver Request

1.8.C. The injury or illness must have occurred prior to the beginning of the contest that begins the second half of the playing season in that sport as measured by the number of completed contests in that sport, excluding post-conference competition.

1.8.D. The injury or illness must have occurred before the student has participated in more than 20 percent of the institution’s completed contests in that sport, excluding post-conference competition.

1.8.E.2. The denominator shall be the institution’s completed contests in that sport, using the counting method outlined in ~~Article 10.6.2~~ Bylaw 1.8.E.

Form 4A At the signature blocks – Conference Commissioner’s ~~Recommendation~~ Ruling:
Conference Hearing Board’s ~~Recommendation~~ Ruling:

Form 4B At the signature blocks – Conference Commissioner’s ~~Recommendation~~ Ruling:
Conference Hearing Board’s ~~Recommendation~~ Ruling:

Form 4C At the signature block - Conference Commissioner’s Recommendation:
~~☐ To Granted ☐ To Denied~~
Date of ~~Ruling~~ Recommendation

Form S Pepsi Scholar Athlete Award – side 2

7.3.6. STATE SCHOLAR ATHLETE AWARD – The ~~Recognition~~ Awards Committee shall . . .

Form T Scholar Award

E. Badminton – 6

F. The ~~Recognition~~ Awards Committee will choose a winner . . .

Respectfully submitted by:

Ken Yglesias, Chair