

OFFICIAL REPORT OF BOARD OF CANVASSERS

East Lansing, May 30, 2012

We, whose signatures appear below, declare the following to be the result of ballots received in accordance with the provisions of Article XI, Section 1 to amend the Michigan High School Athletic Association Constitution as follows:

From Article VII, Section 4-E (*Handbook* Page 17), remove the first nine words (“Except for the eligibility rule in regard to age, . . .”).

Should this amendment be adopted by membership vote, the Representative Council has approved the following two changes:

- For high school students under Regulation I, Section 2 (*Handbook* Page 29), add this new sub-section:

SECTION 2(B) - The Executive Committee may consider an exception to the maximum age limitation for up to one year only (student not to exceed age 20 prior to Sept. 1) for students (1) who, following medical documentation sufficient to establish that they had a disability as defined by the Americans With Disabilities Act and/or the Persons With Disabilities Civil Rights Act, were delayed in their education progress prior to their initial enrollment in the ninth grade in any school solely by reason of such disability; and (2) who at the time of the request for waiver are determined by the Executive Committee (a) to not present a significant risk of injury to themselves, teammates or opponents, and (b) to not create a competitive advantage in comparison to teammates and opponents. The burden of proof regarding these factors rests with the party seeking the waiver; the Executive Committee has no duty to conduct an independent inquiry. If the Executive Committee determines in its sole discretion that it is impossible to make a determination about a particular student’s competitive advantage or physical risk, it is not required to consider the request any further.

Waiver may be approved in the Executive Committee’s sole discretion only for students who are documented by qualified medical professionals to have a disability which at the time of the request for waiver limits both physical and either intellectual or emotional capabilities. The disability must have a direct and significant negative impact on the student’s physical athletic ability. Policies and procedures for submission and review of waiver requests shall be determined by the Executive Committee. The Executive Committee may develop a list of disabilities recognized by the medical community to severely diminish both physical and either intellectual or emotional capacity that may qualify for review. If the Executive Committee chooses to develop such a list, each individual for whom waiver is approved must be determined by the Executive Committee to meet all criteria for waiver; no approval is automatic.

- For junior high/middle school students under Regulation III, Section 2 (*Handbook* Page 74), add this new sub-section:

SECTION 2(E) – Utilizing the same criteria and processes as stated in Regulation I, Section 2(B), the Executive Committee may consider an exception to the maximum age limitations of Regulation III, Sections 2(B) and (D) above for students who, solely by reason of a medically documented disability, have been delayed in their education process prior to their initial enrollment in the grade for which waiver is sought.

(OVER)

Total number of legal ballots received.....		701
Yes.....	661	
No.....	40	
Illegal or incomplete ballots received.....		43

BOARD OF CANVASSERS (Signed)

Mike Garvey, Athletic Director, Kalamazoo-Hackett Catholic Central High School
Leon Olszamowski, Principal, Pontiac-Notre Dame Preparatory School