

# 2021 PROPOSED AMENDMENTS TO THE OHSAA CONSTITUTION AND BYLAWS

## 814 OHSAA HIGH SCHOOLS – 795 HIGH SCHOOLS VOTED

BALLOT FOR PROPOSED AMENDMENTS TO THE OHSAA CONSTITUTION AND BYLAWS (GRADES 9-12)

NOTE: ALL ISSUES HAVE BEEN APPROVED FOR REFERENDUM BY THE BOARD OF DIRECTORS

### HIGH SCHOOL – RESULTS – As of 4:00 p.m., Saturday, May 15, 2021

FAVOR	OPPOSE	ABSTAIN	ISSUE	Constitution Article 8-1-8, Amendments to the Constitution and Bylaws, Voting (New Exception)
<u>782</u>	<u>9</u>	<u>4</u>	1 C	<p>This proposed new exception would move the ballot deadline to 4:00 p.m. on the next business day should the May 15 deadline fall on a weekend or a holiday.</p> <p><b>If passed, effective date May 16, 2021</b></p>
<u>754</u>	<u>19</u>	<u>22</u>	1 B	<p><b>Bylaw 2-2-4, Tournament Assignments (Amended for Clarity)</b>            This proposed modification would clarify the tiering of a student who lives within a district with a non-parent who has legal custody of the student. In reviewing past guidance, a change from “parent” to “legal custodian” more accurately reflects the intention of the Tier analysis. The alteration to the Tier 2 language is simply an editorial change to distinguish that there are two distinct ways a student in a multiple high school district can be coded as Tier 1:</p> <p>a.) If they live outside the district but have been continuously enrolled in the district since the start of the 7th grade            OR            b.) If they live inside the district but attend a school outside their assigned attendance zone.</p> <p>This proposed modification has NO change in application of the bylaw.</p> <p><b>If passed, effective date August 1, 2021</b></p>
<u>741</u>	<u>40</u>	<u>13</u>	2 B	<p><b>Bylaw 4-1-3, Eligibility (New Bylaw)</b>            This proposed modification would clarify what an ineligible student is permitted or not permitted to do during her/his period of ineligibility.</p> <p><b>If passed, effective date August 1, 2021</b></p>
<u>718</u>	<u>54</u>	<u>22</u>	3 B	<p><b>Bylaw 4-3-1, Enrollment and Attendance, Exception 6 (Amended for Clarity)</b>            This proposed modification would clarify that non-enrolled students (specifically those who start at a public school and transfer to home education or another school where they are afforded a participation opportunity at their residential public school (i.e. community/STEM/non-public schools)) are still subject to the transfer consequence unless an exception can be met to restore full athletic eligibility. It also notes that these students must be eligible in accordance with all other areas of student eligibility (age, semesters and scholarship).</p> <p><b>If passed, effective date August 1, 2021</b></p>
<u>710</u>	<u>59</u>	<u>25</u>	4 B	<p><b>Bylaw 4--7, Transfer (Amended for Clarity)</b>            The proposed modification would clarify the penalty for students who do not meet an exception to the transfer bylaw. The language would be changed to reflect: a.) An ineligible transfer student shall not participate in any OHSAA tournament, and b.) It is permissible for the student to play the approved number of regular season games after the tournament has commenced. This proposed modification would also alter the note which precedes the exceptions in order to require a cause-and-effect relationship between the event and the transfer.</p> <p><b>If passed, effective date August 1, 2021</b></p>
<u>622</u>	<u>121</u>	<u>50</u>	5 B	<p><b>Bylaw 4-7-2, Transfers, Exception 9 (Modifications)</b>            The first proposed modification would change language to more closely align with other transfer exceptions and gives the Executive Director’s Office some discretionary authority to waive all or part of the period of ineligibility. Also, “transfer of participation opportunity” would be added to the first sentence to clarify that non-enrolled students are also permitted to use this exception one time to restore their full athletic eligibility (the concept has also been added to Note 3).</p> <p>Additionally, new language would be added to Note 1 that would allow a multiple-high school district superintendent, or her/his designee, to request the application to Exception 9 at a high school outside the student’s assigned attendance zone (or at a school not closest to the parent’s residence, in districts that do not have defined attendance zones) if the transfer to the school can be supported by objective educational criteria.</p> <p><b>If passed, effective date May 16, 2021</b></p>

<p><b>FAVOR</b></p> <p><u>710</u></p>	<p><b>OPPOSE</b></p> <p><u>64</u></p>	<p><b>ABSTAIN</b></p> <p><u>19</u></p>	<p><b>ISSUE</b></p> <p>6 B</p>	<p><b>Bylaw 4-7-3, Midseason Transfers (Modifications)</b></p> <p>The first proposed modification would remove the reference to the fact that the student is ineligible at the school to which the student transferred. There are occasions when a student transfers in the middle of a season and wants to resume participation at a school at which they are not enrolled in accordance with state law. However, removing this language would clarify that if a student transfers in the middle of a season, she/he is ineligible for the rest of the season regardless of where she/he desires a continued participation opportunity (unless one of the enumerated scenarios occurs).</p> <p>The second modification would move language from Bylaw 4-7-2 to Bylaw 4-7-3 which outlines the application of the transfer consequence for the season following a midseason transfer. Inaccurate application of this rule has led to some forfeitures when applied incorrectly so the language is being added to provide more clarification..</p> <p><b>If passed, effective date August 1, 2021</b></p>
<p><b>FAVOR</b></p> <p><u>604</u></p>	<p><b>OPPOSE</b></p> <p><u>159</u></p>	<p><b>ABSTAIN</b></p> <p><u>30</u></p>	<p><b>ISSUE</b></p> <p>7 B</p>	<p><b>Bylaw 4-9, Recruiting (Modifications/Amended for Clarity)</b></p> <p>These proposed modifications would provide more clarity in the recruiting bylaws.</p> <p>The new note to Bylaw 4-9-2, Exception 2, would clarify that the non-public school boundaries used for Competitive Balance are not the same as those referenced in Bylaw 4-9-2.</p> <p>Bylaw 4-9-3 #2 adds new language to clarify that only "occupant/resident" is permitted for direct mailings prior to a student shadowing at a school.</p> <p>Bylaw 4-9-3 #3 and Bylaw 4-9-5 adds new language to clarify that a coach can talk with a student during a shadow day in the presence of a school administrator if the conversation centers around program procedures and expectations but not the student's expected impact on the program.</p> <p>The language removed in Bylaw 4-9-3 #3 would allow the Executive Director's Office to approve an offsite open house even if other on-campus facilities are available. This gives schools more options when deciding where to conduct such meetings. The option is also now presented as an exception.</p> <p>Bylaw 4-9-3 #5 would add language to clarify that congratulatory billboards/newspaper ads are permitted as long as the marketing is congratulatory in nature and not used to promote the athletic program.</p> <p>Bylaw 4-9-3 #6 would be modified to clarify that brochures for athletic camps are solely to be used to advertise for a specific non-interscholastic opportunity (camp or clinic). These brochures/events are not to be used to promote the school. Likewise, 4-9-4 #9 would be added (new) to support this notion and clarify that admissions personnel/administrators are not permitted to be in attendance at these camps/clinics to answer questions about school enrollment.</p> <p>Bylaws 4-9-4 #3, 4-9-4 #6 and 4-9-6 would be modified to provide further clarification on when a school and/or coach is permitted to have unobstructed communication with a student not presently enrolled in their school:</p> <ol style="list-style-type: none"> <li>1) when the student's application fee is submitted to the school (for tuition-based schools) or</li> <li>2) when the school accepts the student's application for enrollment (for non-tuition-based schools).</li> </ol> <p><b>If passed, effective date August 1, 2021</b></p>
<p><b>FAVOR</b></p> <p><u>604</u></p>	<p><b>OPPOSE</b></p> <p><u>149</u></p>	<p><b>ABSTAIN</b></p> <p><u>40</u></p>	<p><b>ISSUE</b></p> <p>8 B</p>	<p><b>Bylaw 9, Contests Requiring Special Attention (Modifications)</b></p> <p>The first proposed modification to Bylaw 9--2--1 would now require schools to obtain approval from the Executive Director's Office prior to traveling to any non--bordering state for competition. This would allow staff to better track a respective team's travel in order to comply with sanctioning requests from the National Federation of State High School Associations (NFHS) as outlined in 9--2--3.</p> <p>The second proposed modification to Bylaw 9--2--3 are necessary to comply with current NFHS sanctioning requirements. Whether a contest/event is in Ohio or outside of Ohio, schools would need to secure a sanction through the NFHS for competition by a member school in any of the following contests:</p> <ol style="list-style-type: none"> <li>a.) Any event which includes either an Ohio or an out--of--state school that is co-sponsored by or titled in the name of an organization outside the school community;</li> <li>b.) Events involving non-bordering states where five (5) or more states are involved;</li> <li>c.) Events involving non--bordering states if more than eight (8) schools are involved;</li> <li>d.) Events involving two (2) or more schools that includes a team from a foreign country, with the exception of Canada and Mexico.</li> </ol> <p>Notes: In b.) and c.) above, no sanction is required if the contest(s) only involve Ohio schools and/or schools which border Ohio. Schools desiring to participate in an event covered under the aforementioned scenarios must visit <a href="http://www.nfhs.org/Sanctioning">www.nfhs.org/Sanctioning</a> in order to obtain the sanction.</p> <p><b>If passed, effective date August 1, 2021</b></p>