



**REPORT OF THE
NCAA DIVISION I BOARD OF DIRECTORS
MAY 1, 2019, MEETING**

INFORMATIONAL ITEMS.

1. **NCAA Division I Board of Directors Strategic Areas of Emphasis.** The Board of Directors received several updates and discussed the overall progress that has been made in advancing the foundational goals of its Strategic Areas for Emphasis for 2018-2023 and took actions to continue to advance those goals.
 - a. **Health and Safety.** Foundational Goal #2 reflects a commitment to enhance the overall well-being of student-athletes, including their health and safety. As it relates to this goal, the Board of Directors **referred** the following items to the NCAA Division I Strategic Vision and Planning Committee to develop specific implementation plans and provide an initial report not later than January 2020: (*Unanimous voice vote.*)
 - (1) In collaboration with the NCAA Sport Science Institute staff, develop an overarching statement that calls for action on key items to be addressed by Division I governance groups and campus leaders on independent medical care and athletics health care administrators.
 - (2) Each institution should explore whether athletics health care administrators are properly empowered and provided with the necessary authority and resources to advance institutional health and safety goals pursuant to NCAA Constitution 3.2.4.17 (independent medical care).
 - (3) Each institution should provide a progress report to its president/chancellor on implementation of (or plan to implement) the mental health tool kit and evaluation of its concussion management plan and potential changes for enhancements (if any).
 - (4) Each institution should examine whether it is providing injury surveillance data to the NCAA, and potential steps to increase reporting.
 - (5) Each institution should examine whether the number of athletic trainers and treatment areas are sufficient to provide adequate coverage at all practices and competitions.
 - (6) In collaboration with the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports, evaluate current drug testing policies and educational programming related to cannabinoids to determine appropriate and effective strategies for supporting student-athlete health and safety. [Note: Cannabinoids were previously listed under the “Illicit Drugs” class. They will be listed under the class “Cannabinoids” effective August 1.]

- (7) Consider whether a self-study instrument should be developed to provide additional structure for campus assessment (and potential NCAA engagement) of health and safety implementation.

The Board of Directors **agreed** to prioritize a review and explore the viability of NCAA funding to assist with startup costs for the creation of a national organization of athletics health care administrators. (*Unanimous voice vote.*)

- b. **Diversity and Inclusion.** Foundational Goal #5 reflects a commitment to enhance diversity and inclusion in coaching and administrative positions, and representation in the governance structure. In addition, the following three main goals have been identified by the NCAA Board of Governors Committee to Promote Cultural Diversity and Equity and endorsed by the NCAA Board of Governors:

- Engage and align the NCAA governance structure to achieve inclusive excellence.
- Use metrics to galvanize accountability to diversify athletics leadership.
- Operationalize the Presidential Pledge and Commitment to Promoting Diversity and Gender Equity in Intercollegiate Athletics/Phase 2: Advancing the Presidential Pledge: From Commitment to Action.

The Board of Directors **approved** the following Division I specific actions to advance the Committee to Promote Cultural Diversity and Equity goals and identify other actions to advance Foundational Goal #5. (*Unanimous voice vote.*)

- (1) In order to engage and align the NCAA governance structure to achieve inclusive excellence, the Board of Directors **directed** the NCAA staff and NCAA Division I Nominating Committee to conduct a review of governance structure demographics that includes an analysis of turnover for available positions and **directed** the NCAA Division I Council to review governance structure demographics at its October 2019 meeting and discuss ways to increase opportunities for diverse candidates.
- (2) In order to implement the use of metrics to galvanize accountability to diversify athletics leadership, the Board of Directors **directed** the NCAA staff and the Strategic Vision and Planning Committee to:
 - (a) Analyze turnover rates for head coaches, directors of athletics, commissioners, other senior level athletics administrators and national office staff to create aspirational, yet realistic, goals for advancement

toward a more diverse Association. The Strategic Vision and Planning Committee and Council should review demographics and turnover data at their October 2019 meetings and engage in developing strategies to diversify leadership in athletics departments.

- (b) Examine outcome data on existing NCAA grant and internship programs that provide diverse leaders access to positions in athletics departments.
- (3) In order to operationalize the Presidential Pledge and Commitment to Promoting Diversity and Gender Equity in Intercollegiate Athletics/Phase 2: Advancing the Presidential Pledge: From Commitment to Action:
- (a) **Directed** the Strategic Vision and Planning Committee to review how conference grant funds for “enhancing diversity and inclusion efforts” are being utilized with the goal of identifying and sharing examples not later than October 2019.
 - (b) **Directed** the NCAA staff to determine feasibility and establish a timeline for developing an equity, diversity and inclusion app for the membership. (Such an app will provide useful information and guidance on equity, diversity and inclusion reviews. The app will be part of the NCAA Division I Institutional Performance Program and available to all members schools.) The Strategic Vision and Planning Committee should review progress on the app during its October 2019 meeting and offer feedback.

In addition, the Board of Directors supports the implementation and operation of NCAA-developed, but institutionally self-sustaining leadership development programs. Finally, the Board of Directors acknowledged the importance of the recently adopted requirement for institutions to conduct a review of equity, diversity and inclusion once every five years.

- c. **Enforcement and Infractions.** Foundational Goal #4 states that the Board of Directors will actively engage in the identification and examination of threats and opportunities impacting the Division I collegiate model and develop strategies to effectively manage outcomes and directions to enhance the student-athlete experience. One identified area of focus is threats and tensions present in the current infractions process. The Board of Directors received reports related to the current enforcement and infractions environment and **asked** the NCAA Division I Board of Directors Administrative Committee to discuss and provide recommendations in August regarding a more permanent group within the Division I governance structure to provide guidance on key (noncase specific) enforcement/infractions strategic issues. Additionally, the

Administrative Committee will consider the Board of Directors' discussion on the other enforcement and infractions-related matters and include any relevant recommendations for consideration in August. (*Unanimous voice vote.*)

- d. College Basketball Reform. Another identified area of focus related to Foundational Goal #4 is to address the recommendations of the Commission on College Basketball. The Board of Directors received an update on the progress of the reform efforts, including agent certification; degree completion programs and funding; the establishment of the independent accountability resolution process; summer basketball recruiting; and the professional development of institutional basketball staff members.
- e. Division I Student-Athlete Advisory Committee Update. The Board of Directors received a report from the Student-Athlete Advisory Committee, which highlighted recent contributions and areas of emphasis for the year ahead. The primary areas in which the Student-Athlete Advisory Committee has recently participated and influenced legislation and policy include the development of concepts and educational resources related to time demands, transfer regulations and early recruiting regulations. The Student-Athlete Advisory Committee's 2019-20 strategic areas of focus to influence the 21st Century collegiate model of athletics include increasing the impact of the student-athlete voice on campus and in conference and national discussions; diversity and inclusion and health and well-being. The Student-Athlete Advisory Committee elected the following student-athletes to serve as chair and co-vice chairs, with terms beginning June 1, 2019:

Chair: Morgan Chall, Cornell University; The Ivy League.

Vice Chair: Ethan Good, Bowling Green State University; Mid-American Conference.

Vice Chair: Samuel Perelman, Old Dominion University; Conference USA.

- 2. **Mental Health Services Legislation.** The NCAA Board of Directors **adopted** NCAA Division I Proposal No. 2019-15 (Awards, Benefits and Expenses – Medical Expenses – Mental Health Services and Resources) effective August 1, 2019, which requires a nonautonomy institution to make mental health services and resources available to its student-athletes through the department of athletics and/or the institution's health services or counseling services department. The autonomy conferences adopted the same legislation (Proposal No. 2018-118) in January. (*Unanimous electronic vote.*)
- 3. **NCAA Division I Presidential Forum Update.** The Board of Directors received a report on the Presidential Forum's review of academic misconduct concepts. The Presidential Forum acknowledged that issues of institutional autonomy, fair competition and reputational impact are at play when addressing academic integrity and fairness issues. The issue of academic

misconduct can be framed as fairness of competition (eligible students competing) and student-athlete well-being. The Presidential Forum has a strong commitment to deference to institutional decision-making on academic issues. However, the NCAA has a role when problems exist that are systemic and pervasive and reflect a willful disregard even in instances when a school believes otherwise, with appropriate checks and balances. Based on its discussion, the Presidential Forum agreed to seek membership feedback on four concepts:

Concept 1: Legislation that would add an overarching bylaw to capture instances of egregious academic misconduct that is systemic and pervasive and indicates a willful disregard for academic integrity as it pertains to student-athlete eligibility and fair competition. This approach could include some type of presidential review before a violation is charged. In addition, only the egregious (systemic and pervasive) violations would be termed “academic misconduct.” Other breeches of academic policy or legislation would be termed “academic violations.”

Concept 2: Legislation that would improve the overall clarity and reinforce the intended application of the academic misconduct legislation adopted in 2016.

Concept 3: Provide institutions with standards of review (e.g., “best practices”) to help prevent academic integrity issues involving student-athletes.

Concept 4: Allow the legislation adopted in 2016 and the new tools created as a result of the Commission on College Basketball’s recommendations (importation, Independent Accountability Resolution Process) to more fully play out before seeking alternative solutions.

After input and feedback on the concepts have been received from conferences and key governance committees, the NCAA Division I Presidential Forum Steering Committee will review the comments and provide a report to the Board of Directors in August. The Board of Directors will review the recommendations and may ask the Division I Council to introduce legislation into the 2019-20 legislative cycle.

4. **NCAA Division I Board of Directors Finance Committee Update.** The Board of Directors received an update from the Board of Directors Finance Committee regarding the expenses and funding of the Commission on College Basketball recommendations with a focus on the expenses and funding. The cost to fund all the approved recommendations totals \$16.2 million. Funding of the reforms will occur through revenue increases and cost reductions to offset a portion of the \$16.2 million in expenses. The national office will create \$11.2 million of funding through increased ticket revenue, agent and event certification revenue, and national office operations reductions. The Board of Directors **approved** a recommendation that the remaining \$5 million be funded through a pro-rata reduction in Division I revenue distribution funds effective for fiscal year 2019-20 other than the academic performance fund, student-athlete opportunity fund and special assistance fund. (*Unanimous voice vote.*)

5. **NCAA Division I Committee on Academics Update.** The Board of Directors received an update from the Committee on Academics, including a review of its key priorities: implementation of the NCAA Division I Men's and Women's Basketball Degree Completion Assistance Program; the holistic review of the NCAA Division I Academic Progress Rate; a comprehensive review of postgraduate academic enrollment requirements; review of academic misconduct concepts; review of information and data related to the NCAA Accelerating Academic Success Program; continued outreach and development of educational materials related to the academic unit of revenue distribution; and preparations for an academic-athletics summit in 2020.
6. **Division I Council Update.** The Board of Directors received an update on actions taken and issues reviewed by the Council, including information related to legislative actions taken. In particular, proposals to address early recruiting and to enact the final legislative recommendations from the NCAA Division I Transfer Working Group were highlighted. It was noted that the Council adhered to the Division I Presidential Forum's guiding principles and acted consistent with the Board of Directors' strategic areas of emphasis; however, the Board of Directors expressed concern related to verbal offers and **directed** the Council to continue to explore, in all sports, legislation to establish the appropriate time for verbal offers to be made to prospective student-athletes. The Board of Directors took no legislative action related to the Council's legislative actions. Finally, the Board of Directors thanked outgoing Council chair, Blake James, director of athletics at the University of Miami (Florida), for his leadership over the last two years, noting the significant accomplishments of the Council during this time span. (*Unanimous voice vote.*)
7. **Election of a New Chair of the Board of Directors.** The Board of Directors elected Eli Capilouto, president of the University of Kentucky (Southeastern Conference), as chair of the Board of Directors. (*Unanimous voice vote.*)
8. **Designation of a New Chair of the Board of Directors Finance Committee.** The Board of Directors designated Denise Trauth, president of Texas State University (Sun Belt Conference), as chair of the Board of Directors Finance Committee. (*Unanimous voice vote.*)
9. **Director of Athletics Accountability.** The Board of Directors received an update on discussions and actions related to accountability of presidents or chancellors and directors of athletics for institutional violations, and discussions and actions related to implementation of the attestation of compliance requirements that were adopted based on a recommendation from the Commission on College Basketball. The Council adopted noncontroversial legislation (Proposal No. 2019-12) that modifies the attestation and certification of compliance requirements to set appropriate expectations and shift the certification responsibilities to directors of athletics. The first phase of the process to review expectations for director of athletics accountability will consist of engagement with the leadership groups of directors of athletics (e.g., LEAD1, National Association of Collegiate Directors of

Athletics) from each subdivision of Division I. After the initial round of feedback, a wider circulation of key issues will be made with the director of athletics community.

10. **Coaches Credentialing.** The Board of Directors received an update concerning coach credentialing and a pilot program that will be conducted in the summer and fall of 2019. Coaches are uniquely positioned to positively influence student-athletes' physical and emotional development. Credentialing is used in many professions, including education, health care, engineering and legal, among others. Currently, there is no national, standardized process in place for accreditation or certification of coaches in the United States. In January 2019, the Board of Governors requested the development of a preliminary credentialing framework grounded in accessible and meaningful education that provides learning opportunities for coaches that would benefit them and the students they coach. The National Association of Basketball Coaches and the Women's Basketball Coaches Association have been involved in the process to develop the pilot program for basketball coaches. The pilot program will include modules to provide education to basketball coaches related to sexual violence prevention and mental health.
11. **NCAA President's Report.** The Board of Directors received a report from NCAA President Mark Emmert regarding several important current issues, including the appointment of independent members of the Board of Governors, sports wagering, esports and opportunities to be more engaged with the International University Sports Federation.
12. **Board of Governors Update.** The Board of Directors received an update on actions taken and issues reviewed by the Board of Governors, including discussions related to esports, sports wagering, the strategic planning process and the appointment of independent members.
13. **Legal Update.** The Board of Directors received a privileged and confidential update from Scott Bearby, vice president of legal affairs, related to ongoing legal matters.
14. **Use of Boardvantage.** The Board of Directors received an update regarding the use of Boardvantage to distribute Board of Directors meeting materials. For future meetings, only materials deemed privileged and confidential in nature will be placed on Boardvantage.
15. **Report of the January 24 Board of Directors Meeting.** The Board of Directors approved the report of its January 24 meeting. (*Unanimous voice vote.*)

Board of Directors chair: Eric Kaler, University of Minnesota, Twin Cities, Big Ten Conference
Staff Liaisons: Diane Dickman, Law, Policy and Governance

Jenn Fraser, Law, Policy and Governance
Kevin Lennon, Law, Policy and Governance
Donald Remy, Law, Policy and Governance
Leeland Zeller, Law, Policy and Governance

Division I Board of Directors May 1, 2019, Meeting	
Attendees:	
Guy Bailey, University of Texas Rio Grande Valley; Western Athletic Conference.	
Dean Bresciani, North Dakota State University; The Summit League.	
Eli Capilouto, University of Kentucky; Southeastern Conference.	
Ted Carter, United States Naval Academy; Patriot League.	
Christine Copper, United States Naval Academy; Faculty Athletics Representatives Association.	
Julie Cromer Peoples, University of Arkansas; Women Leaders in College Sports.	
Jack DeGioia, Georgetown University; Big East Conference.	
Phil DiStefano, University of Colorado, Boulder; Pac-12 Conference.	
Anthony Frank, Colorado State University; Mountain West Conference.	
Susan Herbst, University of Connecticut; American Athletic Conference.	
Blake James, University of Miami (Florida); Atlantic Coast Conference, Division I Council.	
Eric Kaler, University of Minnesota, Twin Cities; Big Ten Conference, chair.	
Noah Knight, University of Missouri-Kansas City, Division I Student-Athlete Advisory Committee.	
James Maher, Niagara University; Metro Atlantic Athletic Conference.	
G.P. "Bud" Peterson, Georgia Institute of Technology; Atlantic Coast Conference.	
Michael Rao, Virginia Commonwealth University; Atlantic 10 Conference.	
Taylor Reveley, Longwood University; Big South Conference.	
Nayef Samhat, Wofford College; Southern Conference.	
Denise Trauth, Texas State University; Sun Belt Conference, vice-chair.	
Satish Tripathi, University at Buffalo, The State University of New York; Mid-American Conference.	
Absentees:	
Phil Dubois, The University of North Carolina at Charlotte; Conference USA.	
Burns Hargis, Oklahoma State University; Big 12 Conference.	
Andrew Hugine, Alabama A&M University; Southwestern Athletic Conference.	
Ron Machtley, Bryant University; Northeast Conference.	
Guests in Attendance:	
Grace Calhoun, University of Pennsylvania; The Ivy League, Division I Council.	
Michael Drake, The Ohio State University; Big Ten Conference.	
Frank Gilliam, The University of North Carolina at Greensboro; Division I Presidential Forum chair.	
Renu Khator, University of Houston; American Athletic Association.	
NCAA Staff Liaisons in Attendance:	
Diane Dickman, Jenn Fraser, Kevin Lennon, Donald Remy and Leeland Zeller.	
Other NCAA Staff Members in Attendance:	
Katrice Albert, Scott Bearby, Jon Duncan, Mark Emmert, Brian Hainline, Michelle Hosick, Charnele Kemper, David Lafiosca, Felicia Martin, Joel McGormley, Kathleen McNeely, Adam Replogle, Bridget Rigney, Dave Schnase, Cari Van Senus, Wendy Walters, Stan Wilcox, Bob Williams, and Amy Wilson.	