



**REPORT OF THE  
NCAA DIVISION I BOARD OF DIRECTORS  
OCTOBER 29-30, 2019, MEETING**

**INFORMATIONAL ITEMS.**

1. **NCAA Board of Governors Federal and State Legislation Working Group Update.** The NCAA Division I Board of Directors received a report of the NCAA Board of Governors' action related to the report of the Federal and State Legislation Working Group. The Board of Governors voted unanimously to permit students participating in athletics the opportunity to benefit from the use of their name, image and likeness in a manner consistent with the collegiate model, and directed the Board of Directors to immediately begin considering modification and modernization of relevant NCAA bylaws and rules in harmony with the specific principles and guidelines. The principles and guidelines, and additional information on the Board of Governors' action, including its October meeting report and the October report of the Federal and State Legislation Working Group are available [here](#). The Board of Directors directed the NCAA Division I Council to determine the process and timeline through which the Board of Governors' charge will be met.
2. **NCAA Division I Presidential Forum Update.** The Board of Directors received an update from the NCAA Division I Presidential Forum related to its discussion of state and federal legislation regarding name, image and likeness and the work of the Federal and State Legislation Working Group. The Presidential Forum provided feedback regarding the communications strategy, legal issues, the desired timeline for action, and efforts to coordinate with lawmakers on federal and state legislation.
3. **Division I Transfer Issues and Legislation.** The Board of Directors received a report regarding current issues related to four-year college transfers, including increased attention focused on the waiver process and criteria for evaluating whether a waiver should be granted for a student to be immediately eligible upon transfer. During its October 2018 meeting, the Board of Directors suspended the review of transfer eligibility requirements and agreed to monitor issues related to transfer eligibility. Three legislative concepts related to transfer eligibility were submitted by conferences into the 2019-20 legislative cycle. Based on the current landscape related to transfer eligibility issues, the Division I Board of Directors **approved a legislative moratorium** on transfer eligibility proposals, other than any that address the academic enrollment requirements for graduate student/postbaccalaureate participation. During the next year, additional data will be collected, and the waiver process and criteria will be examined. Additional data will be gathered in the following areas:
  - a. The NCAA transfer portal, including data on where students ultimately enrolled.
  - b. The potential impact on students and teams based on suggested changes to requirements for immediate eligibility upon transfer (e.g., requiring all student-athletes in all sports to fulfill a year of residence upon transfer; or permitting all students, regardless of sport, to avail themselves of a one-time transfer exception and compete immediately upon transfer) including potential additional financial costs incurred by students and changes to team financial aid limits.

- c. Sport-specific environmental differences.
- d. Potential academic models. The Board of Directors requests that the NCAA Division I Committee on Academics make recommendations with regard to possible academic criteria associated with transfer-eligibility requirements.

Finally, the Board of Directors requests that the Division I Council form a working group to conduct a comprehensive review of the four-year college transfer waiver process and criteria. This review is to be completed by April 2020.

4. **Independent Medical Care Legislation.** Based on a recommendation from the Council pursuant to the process to identify health and safety legislation previously adopted by the autonomy conferences that should be applicable to all of Division I, the Board of Directors adopted NCAA Division I Proposal No. 2019-99 (NCAA Membership – Conditions and Obligations of Membership – Independent Medical Care) effective August 1, 2020. The legislation requires a nonautonomy institution to establish an administrative structure that provides independent medical care and affirms the unchallengeable autonomous authority of primary athletics health care providers (team physicians and athletic trainers) to determine medical management and return-to-play decisions related to student-athletes. In addition, the legislation requires that an active institution designate an athletics health care administrator to oversee the institution's athletics health care administration and delivery. The autonomy conferences previously adopted the same legislation (Proposal No. 2015-15). (*Unanimous electronic vote. Per policy, the autonomy conference representatives did not vote.*)
5. **Diversity and Inclusion Update.** The Board of Directors received an update on actions taken during its May 1, 2019, meeting related to Foundational Goal No. 5 of the Board of Directors Strategic Areas of Emphasis for 2018-2023. The goal is to enhance diversity and inclusion in hiring practices, provide broader engagement and inclusion of diverse candidates for committee vacancies, and create a safe and inclusive environment for all student-athletes and administrators to allow for more active participation in all areas of intercollegiate athletics. The Board of Directors provided some initial feedback, which will be shared with the NCAA Board of Governors Committee to Promote Cultural Diversity and Equity, on the potential identification of an aspirational goal that would help better define success.
6. **NCAA Division I Board of Directors Finance Committee Report.** The Board of Directors received a report from the Board of Directors Finance Committee's October 28 meeting, including an update on the championships finance review. The recently formed NCAA Division I Championships Finance Review Working Group, in collaboration with the respective sports oversight committees, the NCAA Division I Strategic Vision and Planning Committee, the NCAA Division I Student-Athlete Advisory Committee and the Council, will lead a review of legislation and policy governing the allocation of Division I championships resources and facilitate the appropriate prioritization. The review is expected to take six to 14 months to complete. Updates will be provided as the review progresses.

7. **NCAA Division I Autonomy Legislative Concepts.** The Board of Directors received an update related to legislative concepts submitted by the autonomy conferences for the 2019-20 legislative cycle. The Board of Directors determined that specific legislative concepts related to development training expenses for a student-athlete who has been designated by the U.S. Olympic and Paralympic Committee and the sport-affiliated national governing body (or the international equivalent) as an elite athlete, and individual workout sessions conducted by a coaching staff member with such a student-athlete must be considered through the Council-governance legislative process. The Board of Directors supports the Council introducing proposals based on these concepts into the 2019-20 legislative cycle and noted the importance of a vote on the proposals in January 2020 in order to assist student-athletes who may participate in the 2020 Summer Olympic Games. (*Unanimous electronic vote.*)
8. **Board of Directors Oversight of the Infractions Process.** The Board of Directors deferred action to form a new Division I Board of Directors Infractions Process Oversight Committee until its January meeting. The NCAA Division I Board of Directors Administrative Committee will continue discussions related to the specific duties and responsibilities of the proposed oversight committee and will provide an updated recommendation for consideration at the January meeting.
9. **Division I Committee on Academics Update.** The Board of Directors received an update from the Committee on Academics, including information related to the ongoing holistic review of the NCAA Division I Academic Performance Program, its recommendations related to postgraduate academic enrollment requirements, and its discussion related to the current transfer landscape in Division I for four-year college student-athletes. The report of the October 8-9 Committee on Academics meeting may be accessed [here](#).
10. **Division I Council Update.** The Board of Directors received an update on actions taken and issues reviewed by the Council during its October 17-18 meeting, including an update on legislation introduced into the 2019-20 legislative cycle related to exemptions for need-based and nondiscretionary institutional financial aid, and restrictions on advertising and sponsorship activities in conjunction with NCAA championships. The report of the October 16-18 Council and Council standing committees meetings may be accessed [here](#). The report of the October 30 Council teleconference may be accessed [here](#).
11. **Update from the Division I Student-Athlete Advisory Committee.** The Board of Directors received a report from the Student-Athlete Advisory Committee, which highlighted its strategic priorities for the 2019-20 academic year, including diversity and inclusion, student-athlete health and well-being, the collegiate model and the importance of the student-athlete voice beyond athletics. A report of the Student-Athlete Advisory Committee's most recent meeting may be accessed [here](#).
12. **Overview of Key Division I Initiatives and Timeline** The Board of Directors reviewed and discussed an overview and timeline related to several key initiatives that will be areas of focus

for 2019-20 and beyond, including the review of issues related to name, image and likeness; championships finances; transfer-related issues; health and safety initiatives; and diversity and inclusion efforts.

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. **Report of the August 7 Board of Directors Meeting.** The Board of Directors approved the report of its August 7 meeting. (*Unanimous voice vote.*)

*Board of Directors chair: Eli Capilouto, University of Kentucky, Southeastern 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*

<b>Division I Board of Directors October 29-30, 2019, Meeting</b>	
<b>Attendees:</b>	
Guy Bailey, University of Texas Rio Grande Valley; Western Athletic Conference.	
Jeri Beggs, Illinois State University; Faculty Athletics Representatives Association.	
Dean Bresciani, North Dakota State University; The Summit League.	
Grace Calhoun, University of Pennsylvania; The Ivy League, Division I Council.	
Eli Capilouto, University of Kentucky; Southeastern Conference.	
Morgan Chall, Cornell University; Division I Student-Athlete Advisory Committee.	
Rita Cheng, Northern Arizona University; Big Sky Conference.	
Julie Cromer Peoples, Ohio University; Women Leaders in College Sports.	
Jack DeGioia, Georgetown University; Big East Conference.	
Michael Drake, The Ohio State University; Big Ten Conference.	
Phil Dubois, The University of North Carolina at Charlotte; Conference USA.	
Burns Hargis, Oklahoma State University; Big 12 Conference.	
Ron Machtley, Bryant University; Northeast Conference.	
James Maher, Niagara University; Metro Atlantic Athletic Conference.	
Phil Oldham, Tennessee Technological University; Ohio Valley Conference.	
Mary Papazian, San Jose State University; Mountain West Conference.	
Taylor Reveley, Longwood University; Big South Conference.	
David Wilson, Morgan State University; Mid-Eastern Athletic Conference.	
Randy Woodson, North Carolina State University; Atlantic Coast Conference.	
<b>Absentees:</b>	
Phil DiStefano, University of Colorado, Boulder; Pac-12 Conference.	
Jim Harris, University of San Diego; West Coast Conference.	
Renu Khator, University of Houston; American Athletic Association.	
Denise Trauth, Texas State University; Sun Belt Conference, vice chair.	
Satish Tripathi, University at Buffalo, The State University of New York; Mid-American Conference.	
<b>Guests in Attendance:</b>	
Rachel Baker, University of Kentucky.	
Frank Gilliam, The University of North Carolina at Greensboro; Division I Presidential Forum chair.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Diane Dickman, Jenn Fraser, Kevin Lennon, Donald Remy and Leeland Zeller.	
<b>Other NCAA Staff Members in Attendance:</b>	
Scott Bearby, Mark Emmert, Dan Gavitt, Brian Hainline, Michelle Hosick, Kathleen McNeely, Todd Petr, Bridget Rigney, Dave Schnase, Naima Stevenson, Cari Van Senus, Stan Wilcox, and Bob Williams.	