



**REPORT OF THE  
NCAA DIVISION I LEGISLATIVE COMMITTEE  
OCTOBER 23, 2023, VIDEOCONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- **NCAA Division I Committee on Student-Athlete Reinstatement Sports Wagering Guidelines.**

- (1) Recommendation. That the Division I Council Coordination Committee ratify amendments to the sports wagering guidelines, as specified. [Attachment]
- (2) Effective date. Immediate, for violations reported on or after May 2, 2023.
- (3) Rationale. The NCAA Division I Legislative Committee supports the recommendations made by the Division I Committee on Student-Athlete Reinstatement. The Committee on Student-Athlete Reinstatement substantially modified its guidelines for sports wagering violations in May 2023 to signal an understanding of the evolving sports wagering landscape while maintaining significant consequences for violations that compromise the integrity of intercollegiate competition. These guidelines were reviewed and ratified in June 2023 by the Legislative Committee. Based on a recommendation from the NCAA Division I Council and Collegiate Commissioners Association, the Committee on Student-Athlete Reinstatement reexamined its guidelines during its October 2023 meeting and amended the guidelines again, further recognizing the unique sports wagering landscape as it pertains to NCAA student-athletes. The Committee on Student-Athlete Reinstatement affirmed its stance that violations involving point shaving, use or sharing of insider information, and wagering on a student-athlete's own team constitute significant integrity concerns and warrant permanent ineligibility, absent extenuating circumstances. The dollar-value-based approach to "other" sports wagering violations was affirmed, including situations involving wagering on professional sports and wagering on college sports at other institutions not involving the student-athlete's own sport. Specifically, it was determined that student-athletes who wager on teams at their own institution, other than their own teams, should still have meaningful withholding conditions. However, a reduction from the previous starting point of permanent ineligibility to a withholding requirement of one season and charging two seasons of competition is appropriate. Wagering on teams at one's own institution, even if not one's own team, presumes an integrity concern given the unique nature of the shared experience of student-athletes including, but not limited to, shared

living space; shared academic space; shared athletics facilities and training rooms; and shared student-athlete communication media. Deregulating the approach to sports wagering consequences for this category of violations could undermine the credibility of college sports and expose student-athletes to greater risks of corruption, exploitation, and addiction. Further, the current longstanding policy of prohibiting all forms of sports wagering applies equally to student-athletes, coaches, administrators, and staff. Reducing penalties for student-athletes while not taking a similar action for others governed by the same policy would create unnecessary confusion and inequitable application. Sports wagering can create conflicts of interest, compromise the fairness of competition, and undermine the educational mission of the NCAA. Finally, student-athletes wagering on other sports at their institutions is a situation that has the potential to compromise the integrity of competition and such behavior warrants a stringent penalty. The recommendations are based on principles of protecting the integrity of college sports and the well-being of all participants. The newly amended guidelines continue to offer the opportunity for the Committee on Student-Athlete Reinstatement and NCAA student-athlete reinstatement staff to review cases on an individual basis and consider the totality of the circumstances while recognizing the Association's continued emphasis on preserving the integrity of competition and student-athlete protections from third-party harassment.

- (4) Estimated budget impact. None.
- (5) Student-athlete impact. Student-athletes will be provided the benefit of additional consideration of mitigating factors, as appropriate.

**INFORMATIONAL ITEMS.**

1. **Review of the NCAA Division I Council-Governance Proposals in the January 2024 Council-Governance Legislative Cycle.** The Division I Legislative Committee reviewed the Division I Council-governance legislative proposals in the January 2024 Council-governance legislative cycle. The Legislative Committee developed initial comments and feedback for consideration by the applicable standing committees and the Division I Council. In addition, the Legislative Committee reviewed recommendations for committees and other entities to review and provide feedback on the proposals in the January 2024 legislative cycle and provided guidance regarding other entities from which feedback should be sought.
2. **Approval of Legislative Committee October 2-3 Report.** The Legislative Committee approved the report of its October 2-3 meeting.

Report of the Division I Legislative Committee

October 23, 2023, Videoconference

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*Committee Chair: Doug Knuth, Southern Utah University*

*Staff Liaisons: Emily Capehart, Academic and Membership Affairs*

*Leeland Zeller, Division I Governance*

<b>NCAA Division I Legislative Committee October 23, 2023, Videoconference</b>	
<b>Attendees:</b>	
Lisa Archbald, Northeast Conference.	
Brady Barke, Southeast Missouri State University.	
Matt Boyer, NCAA Division I Interpretations Committee chair.	
Matt Burgemeister, Atlantic Coast Conference.	
Jeremiah Carter, University of Minnesota.	
Rick Christensen, NCAA Division I Committee on Student-Athlete Reinstatement chair.	
Stephen Corder, University of Detroit Mercy.	
Ashely Cozad, NCAA Division I Student-Athlete Advisory Committee.	
Doug Knuth, Southern Utah University.	
Jessica Kumke, Horizon League.	
Stephen LaPorta, NCAA Division I Committee for Legislative Relief chair.	
Julie Owen, Kansas State University.	
Julie Partridge, Southern Illinois University.	
Thomas Samuel, Southland Conference.	
Shalini Shanker, Colorado State University.	
Daryl Simpson, Middle Tennessee State University.	
<b>Absentees:</b>	
Molly Sullivan, Butler University.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Emily Capehart and Leeland Zeller.	
<b>Other NCAA Staff Members in Attendance:</b>	
Meg Durham Wright, Jenn Fraser, Jennifer Henderson, Sarah L'Hommedieu, Ty Medd, Karen Metzger and Jerry Vaughn.	

- Guidelines for violations reported on or after May 2, 2023:
  - (1) In situations where a student-athlete engages in activities designed to influence the outcome or integrity of an intercollegiate contest or in an effort to affect win-loss margins ("point shaving"), who participates in any sports wagering activity involving the student-athlete's **own team at their institution**, or who knowingly provides information to individuals involved in or associated with any type of sports wagering activities, the NCAA Division I Committee on Student-Athlete Reinstatement directed the NCAA student-athlete reinstatement staff to begin its withholding analysis at permanent loss of eligibility in all sports. *(May 2018, updated May 2023, updated October 2023)*
  - (2) **In situations where a student-athlete engages in any sports wagering activity involving their own institution, other than their own team, the committee directed the reinstatement staff to require the student-athlete participate in sports wagering rules and prevention education and begin its withholding analysis at sit-one-season of competition and be charged with the use of two seasons of competition. (October 2023)**
  - (3) In situations where a student-athlete participates in any sports wagering activity on their own sport at another collegiate institution, the committee directed the reinstatement staff to require the student-athlete participate in sports wagering rules and prevention education and begin its withholding analysis at 50% of a season. *(May 2018, updated May 2023)*
  - (4) For all other violations of NCAA Division I Bylaw 10.3 (e.g., in-game betting, person-to-person wagers), the following guidelines shall apply (dollar value is cumulative amount wagered or risked):
    - (a) \$200 or less = participation in sports wagering rules and prevention education.
    - (b) Greater than \$200 to \$500 = 10% withholding condition and participation in sports wagering rules and prevention education.
    - (c) Greater than \$500 to \$800 = 20% withholding condition and participation in sports wagering rules and prevention education.
    - (d) Greater than \$800 = 30% withholding condition and participation in sports wagering rules and prevention education.

In cases where the impermissible sports wagering activity greatly exceeds \$800, the committee directed the reinstatement staff to consider whether additional withholding, including permanent ineligibility, may be appropriate. *(December 2011, affirmed May 2013, updated May 2023)*

- (5) In addition, for any violation where a student-athlete receives winnings associated with any sports wagering activity, the student-athlete must make repayment of full value received. (*December 2011, affirmed May 2013, affirmed May 2023*)
- (6) If the student-athlete is determined to have been involved in a later violation of any portion of Bylaw 10.3, the committee directed reinstatement staff to begin its withholding analysis at permanent loss of eligibility in all sports. (*affirmed May 2023*)