



## A G E N D A

### National Collegiate Athletic Association Division II Legislation Committee

Pat Summit/John Wooden Room  
NCAA National Office  
Indianapolis

March 11-12, 2019

1. Welcome and announcements. (Cherrie Wilmoth)
2. Approve the November 5-6, 2018, NCAA Division II Legislation Committee report. [Supplement No. 1] (Wilmoth)
3. Review the NCAA Division II Presidents Council and NCAA Division II Management Council January 2019 summary of actions. [Supplement No. 2] (Karen Wolf)
4. Review of Interpretations Subcommittee of the Division II Legislation Committee teleconference reports. (Chris Gregor)
  - a. November 12, 2018, teleconference; [Supplement 3a]
  - b. November 26, 2018, teleconference; [Supplement 3b]
  - c. December 10, 2018, teleconference; and [Supplement 3c]
  - d. February 4, 2019, teleconference. [Supplement 3d]
5. Review of Legislative Review Subcommittee of the Division II Legislation Committee teleconference reports. (Keith Vitense)
  - a. January 15, 2019, teleconference; and [Supplement 4a]
  - b. February 8, 2019, teleconference. [Supplement 4b]
6. Review NCAA Conflict of Interest Policy. [Supplement No. 5] (Wolf)
7. Discussion of Division II legislation adopted at the 2019 NCAA Convention.
  - a. NCAA Division II Proposal No. 2019-3 and the period between service commitment and enrollment. [Supplement No. 6a] (Wolf)
  - b. Proposal No. 2019-6 and application to student-athletes who have exhausted eligibility. [Supplement No. 6b] (Geoff Bentzel)

8. Discussion regarding attestation of compliance. [Supplement No. 7 – To be hand-delivered] (Wolf)
9. Update from the NCAA Division II Culture of Compliance Summit.
  - a. Update on tools and resources, Professional Development Workshop for Compliance Administrators and Division II Academic Requirements Committee review of academic advising. (Stephanie Quigg Smith)
  - b. Review of feedback from the Conference Commissioners Association Compliance Administrators regarding training table legislation. [Supplement No. 8a] (Wolf)
  - c. Review of two-year college scrimmage legislative history. [Supplement No. 8b] (Chelsea Hooks)
  - d. Discussion regarding playing cards legislation. (Bentzel)
  - e. Review of legislative history requests. [Supplement No. 8c] (Bentzel and Hooks)
10. Review of feedback from the Division II Presidents Council and Division II Student-Athlete Advisory Committee on notification of transfer. [Supplement No. 9] (Bentzel)
11. Review of feedback from coaches on individual sport student-athletes participating in individual workout sessions during an institutional vacation period. [Supplement No. 10] (Hooks)
12. Division II University update.
  - a. Status of required courses for 2019-20 academic year and communication plan. [Supplement No. 11] (Bentzel)
  - b. Update on courses in development and identification of future courses. (Wolf)
13. Discussion regarding official visit transportation legislation and payment of expenses for a prospective student-athlete's relatives, friends or legal guardians. [Supplement No. 12] (Hooks)
14. Review of congratulatory advertisement legislation. [Supplement No. 13] (Hooks)
15. Discussion regarding expenses for student-athletes to attend the funeral of a former teammate. [Supplement No. 14] (Bentzel)
16. Review of an educational document on NCAA rules for institutional staff members. [Supplement No. 15] (Hooks)

17. Review and approval of the 2019-20 NCAA Eligibility Center Amateurism Certification Process policies and procedures. [Supplement No. 16] (Ashley Thornburg)
18. Discussion regarding the number of hard copies of the Division II manual and official notice mailed to institutions and conferences. [Supplement No. 17] (Wolf)
19. Discussion regarding 2019-20 compliance forms. (Hooks)
20. Midterm Assessment of the Division II 2015-21 Strategic Plan. [Supplement No. 18] (Maritza Jones)
21. Subcommittee appointments. (Wilmoth)
22. Future meeting dates.
  - a. June 20-21, 2019, in-person meeting; (Indianapolis).
  - b. November 4-5, 2019, in-person meeting; (Indianapolis).
  - c. March 2020 date to be determined, in-person meeting; (Indianapolis).
    - March 8-9, 2020.
23. Other business.
24. Adjournment.



REPORT OF THE  
NCAA DIVISION II LEGISLATION COMMITTEE  
NOVEMBER 5-6, 2018, IN-PERSON MEETING

**ACTION ITEMS.**

**1. Legislative Items.**

- a. 2020 NCAA Convention Legislation – NCAA Bylaw 12.1.3 – Amateurism – General Regulations – Permissible – Following Initial Full-Time Collegiate Enrollment – Actual and Necessary Expenses From an Outside Amateur Sports Team or Organization – Donations From Outside Sponsors – Institutional Staff Members.**
- (1) Recommendation. Sponsor legislation for the 2020 Convention to amend Bylaw 12.1.3-(b)-(1) (donation from outside sponsors) to permit a student-athlete to receive actual and necessary expenses from an institutional staff member, excluding athletics department staff members, to participate as a member of an outside team.
  - (2) Effective date. August 1, 2020.
  - (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation permits an individual to receive actual and necessary expenses from an outside sponsor other than an agent, a representative of an institution's athletics interests or professional sports organization. This proposal provides the opportunity for enrolled student-athletes to seek out additional permissible financial resources from institutional staff members, other than an athletics department staff member, to support their athletics aspirations without compromising the fundamental purpose of the collegiate model. It would remain impermissible for a student-athlete to receive expenses from an agent, representative of an institution's athletics interests that is not an institutional staff member or professional sports organization.
  - (4) Estimated budget impact. Will vary.
  - (5) Student-athlete impact. Student-athletes would be permitted to receive expenses for outside competition from institutional staff members, as specified.
- b. Noncontroversial Legislation – Bylaw 12.1.4 – Amateurism – General Regulations – Impermissible-Following Initial Full-Time Collegiate**

**Enrollment – Educational Expenses – Educational Expenses From Outside Sports Team or Organization Based on Athletics Ability.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 12.1.4 (impermissible – following initial full-time collegiate enrollment) to eliminate the restriction on receipt of educational expenses from an outside sports team or organization based in any degree on athletics ability.
- (2) Effective date. Immediate.
- (3) Rationale. Under current legislation, a student-athlete may not receive educational expenses from an outside sports team or organization when it is based on the recipient's athletics ability. However, a student-athlete should be permitted to receive educational expenses based on athletics ability from an outside sports team or organization, provided that the recipient's choice of institution is not restricted by the outside sports team or organization and there is no direct connection between the outside sports team or organization and the student-athlete's institution. This change would promote student-athlete well-being and ease budgetary and compliance burdens on Division II institutions.
- (4) Estimated budget impact. Will vary.
- (5) Student-athlete impact. Student-athletes will be permitted to receive aid based on athletics ability from an outside sports team or organization, provided that the recipient's choice of institution is not restricted by the outside sports team or organization and there is no direct connection between the outside sports team or organization and the student-athlete's institution.

**c. Noncontroversial Legislation – Bylaw 13.5 – Recruiting – Transportation – Reorganization.**

- (1) Recommendation. Adopt noncontroversial legislation to reorganize Bylaw 13.5 (transportation), as specified.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Organizing the legislation in a more straightforward manner will assist

member institutions in understanding and applying the recruiting transportation legislation.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

**d. Noncontroversial Legislation – Bylaw 13.6.3.2 – Recruiting – Official (Paid) Visit – Length of Official Visit – Exception to 48-Hour Period for Extenuating Circumstances – Elimination of Requirement to Submit Report to Conference Office.**

(1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 13.6.3.2 (exception to 48-hour period for extenuating circumstances) to eliminate the requirement that institutions submit a report to the conference office noting the details of the circumstances that extended an official visit beyond the 48-hour period.

(2) Effective date. Immediate.

(3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation requires institutions to submit a report to the conference office when the length of an official visit exceeds 48 hours due to extenuating circumstances. This recommended change will eliminate an unnecessary compliance burden. Institutions are encouraged to retain information on file regarding the extension of the 48-hour period.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

**e. Noncontroversial Legislation – Bylaw 13.6.6.7.1.1 – Recruiting – Official (Paid) Visit – Entertainment/Tickets on Official Visit – Meals on Official Visit – Entertainment at Staff Member's Home – Elimination of Restriction on Meals at the Home of an Institutional Staff Member.**

(1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 13.6.6.7.1.1 (entertainment at staff member's home) to eliminate the restriction that a meal at an institutional staff member's home may only be provided on one occasion during an official visit.

- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation allows a prospective student-athlete to receive a meal at an institutional staff member's home on one occasion during an official visit. Institutions should be permitted to provide a meal at an institutional staff member's home on more than one occasion during an official visit at the institution's discretion.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**f. Noncontroversial Legislation – Bylaw 13.6.7 – Recruiting – Official (Paid) Visit – Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student-Athlete – Elimination of Duplicate Reference to Official Visit Entertainment Restriction.**

- (1) Recommendation. Adopt noncontroversial legislation to eliminate Bylaw 13.6.7 (entertainment on official visit for relatives or legal guardians of prospective student-athlete).
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. This bylaw is redundant as the limitation on entertainment, meals and lodging on a prospective student-athlete's official visit to a prospective student-athlete, and the prospective student-athlete's relatives [or legal guardian(s)] is already addressed in Bylaw 13.6.6.1 (general restrictions).
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**g. Noncontroversial Legislation – Bylaw 13.8.1 – Recruiting – Entertainment, Reimbursement and Employment of High School/College-Preparatory School/Two-Year College Coaches – Entertainment Restrictions – Increase in Number of Complimentary Admissions From Two to Four.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 13.8.1 (entertainment restrictions) to increase, from two to four, the number of complimentary admissions that an institution may provide for a home athletics contest to a high school, college-preparatory school or two-year college coach or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation permits institutions to provide no more than two complimentary admissions for a home athletics contest to high school, college-preparatory or two-year college coaches. The restriction is unduly restrictive, and a coach should not have to choose between his or her spouse or children in determining who to bring to an institution's contest.
- (4) Estimated budget impact. Potential loss of revenue on the sale of tickets.
- (5) Student-athlete impact. None.

**h. Noncontroversial Legislation – Bylaw 13.10 – Recruiting – Publicity – Reorganization.**

- (1) Recommendation. Adopt noncontroversial legislation to reorganize the recruiting publicity legislation set forth in Bylaw 13.10 (publicity), as specified.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Organizing the publicity legislation in a more straightforward manner will assist member institutions in understanding and applying the legislation.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.



**i. Noncontroversial Legislation – Bylaw 13.11.2.1 – Recruiting – Tryouts – Permissible Activities – Tryouts – Length of Tryout.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 13.11.2.1 (tryouts) to specify that the length of a prospective student-athlete's tryout shall be limited to two hours.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation specifies that tryout activities shall be limited to the length of the institution's normal practice period in the sport but in no event longer than two hours. The legislation should be simplified to specify that tryouts are limited to a period of two hours.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**j. Noncontroversial Legislation – Bylaw 13.15.2.2 – Recruiting – Precollege Expenses – Permissible Expenses – Collect and Toll-Free Telephone Calls – Elimination of Collect and Toll-Free Telephone Calls.**

- (1) Recommendation. Adopt noncontroversial legislation to eliminate Bylaw 13.15.2.2 (collect and toll-free telephone calls).
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Bylaw 13.1.3.2.1 (telephone calls initiated by prospective student-athlete) allows institutions to accept collect telephone calls and use of a toll-free number to receive calls from prospective student-athletes. A separate reference to collect and toll-free telephone calls, which are mostly obsolete and rarely placed by prospective student-athletes, should be eliminated.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**k. Noncontroversial Legislation – Bylaw 14.2.4.2.2.4 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Participation in Organized Competition Before Initial Collegiate Enrollment – Exceptions to Participation in Organized Competition – Men's Ice Hockey Exception – Elimination of Requirement that Competition Must Be Sanctioned by the United States Hockey Association or International Equivalent.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 14.2.4.2.2.4 (men's ice hockey exception) to eliminate the requirement that the competition must be sanctioned by the United States Hockey Association or its international equivalent [See Attachment].
- (2) Effective date. Immediate.
- (3) Rationale. In April 2018, the NCAA Eligibility Center began certifying the amateur status of NCAA Division II men's ice hockey prospective student-athletes enrolling for the 2018-19 academic year. Eliminating the requirement that competition be sanctioned by the United States Hockey Association, which is not required in Divisions I or III, is in the best interest of Division II men's ice hockey student-athletes and ensures equity in recruiting among the three divisions.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**l. Noncontroversial Legislation – Bylaws 14.11.2.1 and 14.11.3 – Eligibility – Certification of Eligibility – Eligibility List Form – Eligibility List – Elimination of Requirement to Include All Student-Athletes Who Have Signed a Drug-Testing Consent Form to be Included on the Eligibility List and Separate Reference to Drug-Testing Consent-Form Requirement.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 14.11.2.1 (eligibility list) to eliminate the requirement that all student-athletes who sign a drug-testing consent form be included on the eligibility list; further, to eliminate a duplicate reference to the drug-testing consent-form requirement in Bylaw 14.11.3 (drug-testing consent-form requirement).
- (2) Effective date. Immediate.

- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation requires an institution to include all student-athletes who sign a drug testing consent form on the institution's eligibility list; however, some student-athletes sign a drug testing consent form but never show up for practice or a tryout. These student-athletes should not be included on the eligibility list, which should be limited to student-athletes who are members of the team. Finally, a separate reference to the drug-testing consent form requirement in Bylaw 14.11.3 (drug-testing consent-form requirement) should be eliminated as it is addressed in other legislation.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**m. Noncontroversial Legislation – Bylaw 15.4.1.2 – Financial Aid – Maximum Institutional Grant-In-Aid Limitations by Sport – Counters – Athletics Aid Not Renewed, Successful Appeal – Participation Requirement for Counter Status.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 15.4.1.2 (athletics aid not renewed, successful appeal) to specify that a student-athlete must continue to participate in the sport after a successful appeal to be considered a counter.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation specifies that if an institution does not renew athletics aid for a counter, and an appeal hearing results in the restoration of aid, the student-athlete continues to be a counter if the individual continues to receive athletics aid, even if the individual no longer participates in intercollegiate athletics in the sport. Classifying a nonparticipant as a counter is unwarranted and limits athletics aid that could be provided to other student-athletes.
- (4) Estimated budget impact. Potential for additional expenditure on athletics aid for institutions who wish to provide aid to other student-athletes on teams where a student-athlete successfully appeals the nonrenewal of

athletics aid but no longer participates in intercollegiate competition in that sport.

- (5) Student-athlete impact. Potential for additional athletics aid availability for student-athletes on teams where a student-athlete successfully appeals the nonrenewal of athletics aid but no longer participates in intercollegiate competition in that sport.

**n. Noncontroversial Legislation – Bylaw 16.1.3.4 – Awards and Benefits – Awards – Types of Awards, Awarding Agencies, Maximum Value and Numbers of Awards – Local Civic Organization – Award to Individual Student-Athlete.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.1.3.4 (local civic organization) to allow a local civic organization (e.g., Rotary Club, Touchdown Club) to provide an award to an individual student-athlete.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation permits a local civic organization to provide an award to a team but not an individual student-athlete. Provided that the award is approved by the institution and counted in the institution's limit for institutional awards, a local civic organization should be permitted to provide an award to an individual student-athlete.
- (4) Estimated budget impact. Potential reduction in institutional expenditure on student-athlete awards.
- (5) Student-athlete impact. Potential expansion of awards from local civic organizations.

**o. Noncontroversial Legislation – Bylaw 16.1.5 – Awards and Benefits – Awards – Awards Banquets – Elimination of Mileage Radius on Booster Club Recognition Banquet.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.1.5 (awards banquets) to eliminate the 100-mile radius restriction on a booster club recognition banquet.

- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation specifies that a booster club recognition banquet must occur within a 100-mile radius of the institution's campus. The elimination of the mileage radius restriction will ease the burden on compliance administrators and provide institutions in remote geographic areas with additional venues for a booster club recognition banquet.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**p. Noncontroversial Legislation – Bylaws 16.3, 16.11.1.8 and 16.11.1.11 – Awards and Benefits – Academic and Other Support Services – Career Services – Elimination of List of Permissible Categories of Academic and Other Support Services and Incorporation of Career Counseling and Internship/Job Placement Services.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.3 (academic and other support services) by eliminating the list of permissible academic and other support services; further, to include career programs/support services as a permissible academic and other support service.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation allows an institution to finance academic and other support services that the institution determines to be appropriate and necessary for the academic success of its student-athletes and provides a list of permissible categories of expenses. While the list is not exhaustive, to ease the compliance monitoring burden, the list of permissible categories of academic and others support expenses should be eliminated and should mirror Bylaw 16.4 (medical expenses) to provide for additional institutional discretion while maintaining the restriction on providing required books as that is an element of a full grant-in-aid. Further, given that an institution may provide career counseling expenses pursuant to the academic and other support services legislation, separate references to career programs in

Bylaws 16.11.1.8 (coaching and/or athletics administration career educational programs) and 16.11.1.11 (career counseling and internship/job placement services) should be moved under Bylaw 16.3 for ease of reference for the membership.

- (4) Estimated budget impact. Potential increased expenditure on academic, career and other support services for student-athletes.
- (5) Student-athlete impact. Potential for additional support from the institution for academic, career and other support services.

**q. Noncontroversial Legislation – Bylaw 16.6.1.1 – Awards and Benefits – Expenses for Student-Athlete's Friends and Relatives – Permissible – Expenses for Relatives to Attend Postseason Football Game/NCAA Championship – Elimination of One Round Restriction.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.6.1.1 (expenses for relatives to attend postseason football game/NCAA championship) to eliminate the restriction on providing expenses to relatives to only one round of any NCAA championship in which the student-athlete is a participant.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation allows an institution to provide the cost of actual and necessary expenses (e.g., transportation, lodging, meals and expenses associated with team entertainment functions) for the relatives or legal guardians of an eligible student-athlete to accompany the student-athlete to a postseason football game or an NCAA football championship in which the student-athlete is a participant, and in other sports, to one round of any NCAA championship in which the student-athlete is a participant. The legislation is unduly restrictive, and institutions should be allowed to decide whether to provide such expenses for more than one round in all sports.
- (4) Estimated budget impact. Will vary.
- (5) Student-athlete impact. Will vary.

**r. Noncontroversial Legislation – Bylaw 16.10.1.3 – Awards and Benefits – Provision of Expenses by Individuals or Organizations Other Than the Institution – Permissible – Meeting Expenses – Elimination of Mileage Radius Restriction.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.10.1.3 (meeting expenses) to eliminate the 30-mile radius restriction for a student-athlete's receipt of transportation and meal expenses in conjunction with participation in a meeting of a booster club or civic organization.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation allows a prospective student-athlete to accept transportation and meal expenses in conjunction with participation in a meeting of a booster club or civic organization, provided the meeting occurs within a 30-mile radius of the institution's main campus. The legislation is unduly restrictive and should be amended to specify that a student-athlete may accept transportation and meal expenses for booster club or civic organization meetings regardless of location.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. Will vary.

**s. Noncontroversial Legislation – Bylaw 16.11.1.4 – Awards and Benefits – Benefits, Gifts and Services – Permissible – Retention of Athletics Apparel and Equipment – Retention of Used Equipment.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.11.1.4 (retention of athletics apparel and equipment) to allow student-athletes to retain used equipment at the end of the individual's collegiate participation.
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation allows a prospective student-athlete to retain athletics

apparel items at the end of the individual's collegiate participation, but used equipment must be purchased by student-athletes on the same cost basis as any other individual interested in purchasing such equipment. The legislation is unduly restrictive and allowing student-athletes to retain used equipment at the end of their collegiate careers will ease a compliance burden associated with valuation and sale of used equipment.

- (4) Estimated budget impact. Potential loss of revenue on the sale of used equipment.
- (5) Student-athlete impact. Retention of used equipment at no cost to student-athletes who have exhausted eligibility.

**t. Noncontroversial Legislation – Bylaws 16.11.1.9 and 16.11.1.10 – Awards and Benefits – Benefits, Gifts and Services – Telephone Calls and Miscellaneous Benefits – Elimination of Restriction on Telephone Calls to Emergency Situations and Separate Reference to Telephones.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.11.1.10 (miscellaneous benefits) to eliminate the restriction on student-athlete telephone calls in emergency situations when provided or arranged by the institution; further, to eliminate Bylaw 16.11.1.9 (telephones).
- (2) Effective date. Immediate.
- (3) Rationale. Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation permits a student-athlete to use an institutional telephone for personal reasons without charge or at a reduced rate if such use is generally available to the institution's students and their friends and relatives and allows an institution to provide or arrange for telephone calls for student-athletes in emergency situations. Given that most student-athletes provide for their own mobile phone use, the legislation is outdated and overly complicated. In addition, the miscellaneous benefits legislation should be amended to allow an institution to provide or arrange for telephone calls for student-athletes in non-emergency situations and a separate reference to telephone calls should be eliminated.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.



**2. Nonlegislative Items.**

- None.

**INFORMATIONAL ITEMS.**

- 1. Review of 2019 NCAA Convention Division II Second Publication of Proposed Legislation and the Legislative Proposal Question and Answer Guide.** The committee reviewed the 2019 Convention proposals and the Legislative Proposal Question and Answer Guide to resolve all possible questions and procedural issues prior to the 2019 Convention Division II business session January 26, 2019.

Staff also provided the committee with an update on the release of the Question and Answer Guide. Staff noted that the final version of the guide for the 2019 Convention will be available in early December 2018 and will only be produced electronically.

- 2. Review of 2019 Convention Membership-Sponsored Proposals Not Properly Co-Sponsored.** The committee reviewed three membership-sponsored proposals that did not receive proper co-sponsorship for the 2019 Convention. The first proposal would have amended the recruiting legislation to allow an athletics department staff member to take actions (e.g., "like," "favorite," republish) on social media indicating approval of content generated by an institutional staff member, provided the content was not generated at the direction of a coaching staff member.

The second proposal would have amended the playing and practice seasons legislation in sports other than football by eliminating the limitation of two hours of team activities within the weekly hour limitation of eight hours of out-of-season athletically related activities. Further, it would have limited countable athletically related activity to two hours per day out of season and permitted a student-athlete to participate in one two-hour tryout with a prospective student-athlete or currently enrolled student each week during the 14-consecutive-calendar-day period following the institution's final contest or date of competition in the segment that concludes with the NCAA championship.

The third proposal would have amended the playing and practice seasons legislation in football by eliminating the restriction on the number of student-athletes participating in skill instruction outside of the playing season during the academic year. The committee took no further action on any of the three proposals.

- 3. Discussion Regarding Donations from Institutional Staff Members.** At its meeting in April 2018, the NCAA Division II Presidents Council approved, in concept, a 2019 Convention proposal to permit a student-athlete to receive actual and necessary expenses from an institutional staff member to participate as a member of an outside team. The Presidents Council asked the committee to address how the proposed legislation would

apply to an institutional staff member who also meets the definition of a representative of athletics interest (booster).

At its meeting in June 2018, the committee agreed that the concept would permit an institutional staff member who meets the definition of a representative of athletics interest to provide actual and necessary expenses to the student-athlete for outside competition. At its meeting in July 2018, the NCAA Division II Management Council expressed concerns about whether an athletic department staff member should be permitted to donate to student-athletes and the Presidents Council withdrew its sponsorship of the proposal at its meeting in August 2018.

The committee agreed to recommend sponsorship of a 2020 Convention proposal to permit a student-athlete to receive actual and necessary expenses from an institutional staff member, except an athletics department staff member, to participate as a member of an outside team. [See Legislative Action Item No. 1-a.]

#### **4. NCAA Division II Culture of Compliance Think Tank.**

- a. Review of legislative recommendations from the Culture of Compliance Think Tank.** The committee reviewed 31 legislative recommendations from the December 2017 Culture of Compliance Summit and recommended 15 noncontroversial proposals. [See Legislative Action Item Nos. 1-c through 1-j and 1-l through 1-t.] The committee also requested feedback from the Division II Conference Commissioners Association Compliance Administrators on a legislative concept involving the elimination of the training table meals legislation. Additionally, the committee requested staff review the legislative history of Bylaw 14.2.4.1.1 (criteria for determining season of eligibility – exception – two-year college scrimmages) for further discussion at the March 2019 meeting. The committee agreed to continue its review of the legislative histories from the summit at its next in-person meeting.
- b. Review of feedback from the NCAA Division II Student-Athlete Advisory Committee on contact restrictions at specified sites legislation.** At its June 2018 meeting, the committee recommended the Management Council refer a legislative concept to amend Bylaw 13.1.7.2 (contact restrictions at specified sites – practice or competition) to the Student-Athlete Advisory Committee on whether to eliminate the restriction on contact with a prospective student-athlete at the site of competition during a multiday event until after the prospective student-athlete's final contest is completed and he or she is released by the appropriate institutional authority and leaves the dressing and meeting facility.

The committee reviewed the feedback gathered from the Student-Athlete Advisory Committee during its July 2018 in-person meeting. A majority of the student-

athletes were opposed to the concept, and the committee agreed to take no further action.

- c. **Discussion regarding the player/trading cards legislation.** At its March 2018 meeting, the committee reviewed a recommendation from the December 2017 Culture of Compliance Summit to eliminate Bylaw 12.5.1.1.6 (player/trading cards) and requested a legislative history on the restriction on the sale of player/trading cards that bear a student-athlete's name or picture. After reviewing the legislative history, the committee requested feedback from the NCAA's Office of Legal Affairs for further discussion at its next in-person meeting.
  - d. **Discussion on potential reorganization of Bylaw 13.5.** The committee reviewed a draft of a potential reorganization of Bylaw 13.5 (transportation). The committee agreed to recommend noncontroversial legislation. [See Legislative Action Item No. 1-c.]
5. **Review of feedback from the Student-Athlete Advisory Committee regarding individual sport student-athletes participating in individual workout sessions during an institutional vacation period.** At its June 2018 in-person meeting, the committee recommended the Management Council refer a legislative concept to amend Bylaw 17 (playing and practice seasons) to the Student-Athlete Advisory Committee on whether to permit, in individual sports, a coach to participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, provided the request for such assistance is initiated by the student-athlete.

The committee reviewed the feedback gathered from the Student-Athlete Advisory Committee during its July 2018 in-person meeting, which indicated that student-athletes supported the concept. The committee asked staff to gather additional feedback from coaches through the Division II coaches connection program and agreed to continue its discussions regarding the concept at its next in-person meeting.

6. **NCAA Division II University update.** The committee was provided an update regarding system capabilities for Division II University and provided feedback on ideas for future educational modules. The committee agreed to continue its discussion regarding future modules at its next in-person meeting.

The committee also discussed the selection of educational modules for coaches certification for the 2019-20 certification year, pending the adoption of Proposal No. 2019-4 (personnel – coaches certification requirement – regulations – annual certification requirement – certification administration – required completion of educational modules) by the Division II membership at the 2019 Convention. The committee selected six educational modules that will be required for certification in 2019-20, as follows: NCAA Coaches Assist for Mental Health; NCAA Coaches Assist for

Sexual Violence Prevention; Eligibility: General Eligibility Requirements; Eligibility: Initial Eligibility Requirements; Recruiting: Tryouts; and Recruiting: Who, What, When. The committee also prepared draft questions for the required modules and reviewed updated draft certification procedures and question and answer documents for Division II University that would go into effect if the proposal is adopted.

Finally, the committee was provided with an update on the panel discussion regarding Division II University during the October 29, 2018, Knight Commission on Intercollegiate Athletics meeting at the National Press Club in Washington, D.C.

7. **Discussion regarding implementation of new financial aid legislation.** The committee discussed the implementation of the new financial aid legislation, which went into effect August 1, 2018. NCAA staff shared information regarding updates to the Compliance Assistant program and encouraged the committee to contact staff with questions.
8. **Discussion Regarding Student-Athletes Receiving Financial Aid from An Outside Sports Team.** The committee discussed whether an outside team or organization may provide financial aid to a student-athlete who is also a member of the outside team or organization. The committee agreed to recommend adoption of noncontroversial legislation to allow a student-athlete to receive educational expenses based on athletics ability from an outside sports team or organization provided the student-athlete's choice of institution is not restricted and there is no direct connection between the outside sports team or organization and the student-athlete's institution. [See Legislative Action Item No. 1-b.]
9. **Discussion Regarding Men's Ice Hockey and the United States Hockey Association.** The committee discussed whether to eliminate the requirement that competition beyond the one-year grace period in men's ice hockey must be sanctioned by the United States Hockey Association. The committee agreed to recommend adoption of noncontroversial legislation to amend the men's ice hockey exception of the organized competition legislation to eliminate the requirement that the competition is sanctioned by the United States Hockey Association or international equivalent. [See Legislative Action Item No. 1-k.]
10. **Update Regarding Notification of Transfer Concept and Demonstration of Transfer Portal.** The committee continued to discuss a potential legislative change from permission to contact for recruiting to a notification of transfer model. The committee will review feedback from the Student-Athlete Advisory Committee and Presidents Council at the March 2019 in-person meeting. Additionally, the committee received a demonstration of the NCAA Transfer Portal, which launched October 15, 2018.
11. **Issuance of Official Interpretation.** The committee discussed whether a Division I student-athlete in the NCAA Transfer Portal is considered to have permission to contact

for purposes of Division II legislation and agreed to issue the following official interpretation:

Notice to Transfer in NCAA Transfer Portal (II)

The NCAA Division II Legislation Committee confirmed that a Division II athletics staff member may contact student-athletes whose names appear in the NCAA Transfer Portal as the notification of transfer constitutes a written permission to contact for purposes of Division II.

[References: Division II Bylaw 13.1.1.2 (four-year college prospective student-athletes)]

12. **Issuance of Official Interpretation.** The committee issued the following official interpretation regarding seasons of competition for Division I football student-athletes:

Seasons of Competition – Division I Football Student-Athlete Participation in up to Four Contests (II)

The NCAA Division II Legislation Committee confirmed that a football student-athlete who competes in up to four contests in Division I is considered to have used a season of competition under Division II legislation.

[References: Division II Bylaws 14.2 (seasons of competition: 10-semester/15-quarter rule) and 14.2.4.1 (minimum amount of competition)]

13. **Discussion with Stan Wilcox, Executive Vice President of Regulatory Affairs.** The committee welcomed Stan Wilcox, Executive Vice President of Regulatory Affairs at the NCAA. The committee was provided an overview of his vision for regulatory affairs and given an opportunity to ask questions and provide feedback on current issues.
14. **2018-19 Division II Priorities.** The committee received an overview of the 2018-19 Division II Priorities.
15. **Update from the Presidents Council and Management Council October 2018 Meetings.** The committee received an update on the actions taken at the October Presidents Council and Management Council quarterly meetings.
16. **Review of October 5 and October 9 Teleconference Reports from the Legislative Review Subcommittee of the Division II Legislation Committee.** The committee reviewed and approved the October 5 and October 9 Legislative Review Subcommittee teleconference reports. The committee agreed to sponsor noncontroversial legislation to reorganize Bylaw 13.10 (publicity) as recommended by the subcommittee. [See Legislative Action Item No. 1-h.]

**17. Review of September 26 Teleconference Report to the Management Council.** The committee reviewed and approved the September 2018 teleconference report.

**18. Future Meeting Dates.**

- a. March 11-12, 2019, in-person meeting; (Indianapolis, Indiana).
- b. June 20-21, 2019, in-person meeting; (Indianapolis, Indiana).
- c. November 4-5, 2019, in-person meeting; (Indianapolis, Indiana).

*Committee Chair:* Cherrie Wilmoth, Southeastern Oklahoma State University  
*Staff Liaison(s):* Karen Wolf, Academic and Membership Affairs  
Geoff Bentzel, Academic and Membership Affairs  
Chelsea Crawford, Academic and Membership Affairs

NCAA Division II Legislation Committee November 5-6, 2018, In-Person Meeting	
<b>Attendees:</b>	
Molly Belden, Northeast-10 Conference.	
Jessica Chapin, American International College.	
Peggy Davis, Virginia State University.	
Diana Kling, Peach Belt Conference.	
Chris Gregor, Saint Martin's University.	
Brent Heaberlin, Lenoir-Rhyne University.	
Scott Larson, Lubbock Christian University.	
Pennie Parker, Rollins College.	
Darnell Smith, University of Central Oklahoma.	
Keith Vitense, Cameron University.	
Cherrie Wilmoth, Southeastern Oklahoma State University.	
Scott Young, University of Indianapolis.	
<b>Absentees:</b>	
Bailey Koch, Augustana University (South Dakota).	
<b>Guests in Attendance:</b>	
Josh Shapiro, Colorado Mesa University.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Geoff Bentzel, Chelsea Crawford and Karen Wolf.	
<b>Other NCAA Staff Members in Attendance:</b>	
Madison Arndt, Jennifer Beasley, Amanda Conklin, Terri Gronau, Maritza Jones, Melissa Marchini, Lynn Morrow, Susan Peal, Stephanie Quigg Smith, Rachel Stark and Stan Wilcox.	



## SUMMARY OF WINTER 2019 QUARTERLY MEETINGS

**National Collegiate Athletic Association**  
**January 23, 2019, Division II Management Council**  
**January 24, 2019, Division II Presidents Council**  
**February 5, 2019, Division II Management Council**

### 1. WELCOME AND ANNOUNCEMENTS.

Management Council. The chair convened the meeting at 8 a.m. Wednesday, January 23.

The chair welcomed the newest members of the Council, Laura Clayton Eady, senior woman administrator, University of West Georgia, representing the Gulf South Conference; and John Lewis, director of athletics, Bluefield State University, representing independent institutions in an at-large capacity.

The chair highlighted the schedule for the meeting, after which the Council proceeded with its agenda.

Presidents Council. The chair convened the meeting at 11:45 a.m. Thursday, January 24. The chair noted that Bill LaForge was participating via teleconference. Staff members were recognized by the chair.

The chair highlighted the schedule for the meeting, after which the Council proceeded with its agenda.

### 2. REVIEW OF PREVIOUS MINUTES.

#### a. Division II Management Council and Presidents Council.

Management Council. The Management Council approved the summary of actions document from its October 15-16 meeting.

Presidents Council. The Presidents Council approved the summary of actions document from its October 23-24 meeting.

#### b. NCAA Board of Governors.

Management Council. The Management Council reviewed the Board of Governors report from the October 23 meeting. The report was informational in nature.

Presidents Council. The Presidents Council reviewed the report from the Board of Governors' October 23 meeting.

#### (1) Board of Governors Ad Hoc Committee on Sports Wagering.

Management Council. The Management Council reviewed the charge, composition and duties of the Board of Governors Ad Hoc Committee on Sports Wagering.

Presidents Council. No action was necessary.

**(2) Board of Governors Committee to Promote Cultural Diversity and Equity.**

Management Council. The Management Council reviewed the August 16 Board of Governors Ad Hoc Committee to Promote Cultural Diversity and Equity report. The report was informational in nature.

Presidents Council. No action was necessary.

**c. Administrative Committee.**

Management Council. The Management Council approved the interim actions taken by the Administrative Committee.

Presidents Council. The Presidents Council approved the interim actions taken by the Administrative Committee.

**3. 2018-19 DIVISION II PRIORITIES.**

Management Council. The Management Council was updated on the status of the 2018-19 Division II priorities, noting that progress has been made on each of the various strategies within the priorities.

Presidents Council. No action was necessary.

**4. 2015-21 DIVISION II STRATEGIC PLAN.**

Management Council. The Management Council received a printed copy of the midterm assessment of the Division II Strategic Plan. The midterm assessment will be available to all delegates at the 2019 Convention. No action was necessary.

Presidents Council. The Presidents Council received a printed copy of the midterm assessment of the Division II Strategic Plan. No action was necessary.

**5. NCAA CONVENTION AND LEGISLATION.**

**a. 2019 Convention Schedule.**



Management Council. The Management Council received an update on the schedule for the 2019 Convention, noting those meetings where their attendance was most important.

Presidents Council. The Presidents Council was updated on the schedule for the 2019 Convention.

**b. Proposed Legislation for the 2019 Convention.**

Management Council. The Management Council reviewed the legislative proposals for the Association-wide and Division II business sessions. The Council discussed actions that could occur relative to the nine proposals.

Presidents Council. The Presidents Council received an update on the proposals for the business sessions.

**c. Review Management Council Assignments for the Division II Proposals.**

Management Council. The Management Council reviewed its speaking assignments for the Division II business session.

Presidents Council. The Presidents Council reviewed its speaking assignments for the Association-wide and Division II business sessions.

**d. Position Papers for the 2019 Convention Proposals.**

Management Council. The Management Council reviewed the position papers for each of the eight pieces of legislation that would be voted on at the Division II business session. Staff noted that individuals identified to speak on behalf of the Council had received the papers in advance.

Presidents Council. No action was necessary.

**e. Procedural Issues Document.**

Management Council. The Management Council reviewed and approved the procedural issues document as presented. It was noted by staff that this document would be provided to all delegates at the 2019 Division II business session.

Presidents Council. The Presidents Council approved the procedural issues document.

**f. Question and Answer Guide Related to 2019 Convention Proposals.**

Management Council. The Management Council reviewed the question and answer guide related to the 2019 Convention proposals, noting that it was a good reference tool when reviewing proposed legislation.

Presidents Council. No action was necessary.

**g. Noncontroversial Legislation.**

Management Council. The Management Council approved three noncontroversial proposals in legislative format, as presented.

Presidents Council. No action was necessary.

**6. REVIEW OF COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.**

**a. Division II Committees.**

**(1) Academic Requirements Committee.**

Management Council. The Management Council reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

**(2) Championships Committee.**

**(a) November 1 Teleconference.**

**i. Working Group to Review Division II National Championships Festivals.**

Management Council. The Management Council recommended that the Presidents Council approve a representative membership working group to review certain aspects of the Division II National Championships Festivals.

As with any broad-based program that has been in place for a number of years, it is prudent for a representative membership group to evaluate its status periodically to ensure expectations are being met. Eleven Division II National Championships Festivals have been conducted since 2004, three for fall sports, four for winter sports and four for spring sports. While responses from the 2018

Division II Membership Census indicate continued support for the festival concept overall, it is appropriate to review the basics, such as the frequency of the event, the sports included, the impact on playing and practice seasons, and other factors to ensure the festivals are being conducted as efficiently and effectively as possible. The Division II Championships Committee used a similar working group approach two years ago to review regionalization. The festival working group would be charged with developing recommendations to ensure that the festivals continue to provide memorable positive experiences for participating student-athletes and remain as a unique attribute for the division overall. The review would focus on enhancements and logistics and should not be construed as an evaluation of whether to retain or eliminate the festivals.

Presidents Council. The Presidents Council approved that a representative membership working group be appointed to review certain aspects of the Division II National Championships Festivals, including timing, date formulas, sports included, and enhancements to the student-athlete experience.

**ii. 2020 Division II Softball Championship.**

Management Council. The Management Council recommended that the Presidents Council approve the withdrawal of the 2020 Division II Softball Championship from the National Championships Festival.

This is a one-time recommendation based on the unusually high number of days lost during the regular season in 2020 because of the date formula. The festival date formula results in a loss of eight days in 2020 since the festival date formula does not align with softball's standard date formula. The date formula has not created such an impact in previous festival years. Data indicate that teams play roughly the same number of games in festival and non-festival years. In fact, in the 2012 and 2016 festival years, the national average for games played was 49.4, which was the highest out of a 10-year span from 2009-18. The overall average was 48.2 games in that period and ranged from 46.9-49.4 games. However, the unusual circumstances the date formula

creates in 2020 would require teams to squeeze the same number of games into fewer days, which would lead to more midweek games and more missed class time for student-athletes. The Division II Softball Committee over the past few years has grappled with how to address the loss of days in festival years and has considered many options. Ultimately, the committee recommended withdrawal from the 2020 festival since the other options have more far-reaching impacts than simply not participating in the festival. If this recommendation is approved, the Softball Committee would immediately begin seeking bids to host the 2020 championship. Both the Softball Committee and the Championships Committee acknowledged that the festival working group recommended should be able to address the loss of days in the softball season for the 2024 festival and beyond.

Presidents Council. The Presidents Council approved that the 2020 Division II Softball Championship be withdrawn from the National Championships Festival.

**(b) December 6 Teleconference.**

- **Sport and Rules Committee Appointments.**

Management Council. The Management Council ratified the following sports and rules committee appointments, effective immediately unless otherwise specified:

- i. **Baseball.** Appoint **Casey Rafferty**, assistant commissioner, East Coast Conference, to replace Jacob VanRyn, associate commissioner, Northeast-10 Conference, who has left Division II.
- ii. **Field Hockey.** A one-year term extension for **Kayte Kinsley**, head field hockey coach, Pace University, to avoid both East region members rotating off of the committee in the same year. Appoint **Matt Janik**, director of athletics communications, Franklin Pierce University, effective January 2019, to replace Debbie DeJong, senior associate director of athletics, Long Island University/LIU Post, whose institution is consolidating as Division I.

- iii. **Men's Basketball.** Appoint **Ted Hotaling**, head men's basketball coach, University of New Haven, to replace Brian Beaury, head men's basketball coach, The College of Saint Rose, who resigned his position.
- iv. **Women's Basketball.** Appoint **Cindy McKnight**, director of athletics, Ursuline College, to replace Jacob Yorg, head women's basketball coach, University of Wisconsin-Parkside, who has left the institution.
- v. **Men's and Women's Swimming and Diving Rules.** Appoint **Lindsie Micko**, head women's swimming coach, Augustana University (South Dakota), to replace Rebecca Tidwell, head women's swimming coach, University of Nebraska at Kearney, who has left the institution.
- vi. **Men's and Women's Track and Field.** Appoint **Kristen Decker**, interim director of athletics, Mansfield University of Pennsylvania, to replace Jody Russell, faculty athletics representative, Lock Haven University of Pennsylvania, who is no longer the FAR at the institution.

Presidents Council. No action was necessary.

**(3) Legislation Committee.**

- (a) 2020 NCAA Convention Legislation – NCAA Division II Bylaw 12.1.3 – Amateurism – General Regulations – Permissible – Following Initial Full-Time Collegiate Enrollment – Actual and Necessary Expenses from an Outside Amateur Sports Team or Organization – Donations from Outside Sponsors – Institutional Staff Members.**

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2020 NCAA Convention to amend NCAA Division II Bylaw 12.1.3-(b)-(1) (donation from outside sponsors) to permit a student-athlete to receive actual and necessary expenses from an institutional staff member, excluding athletics department staff members, to

participate as a member of an outside team, effective August 1, 2020.

Following the 2016 Convention, the governance structure began assessing the culture of compliance and reviewed legislation to ensure its alignment with the compliance resources available on Division II campuses. Current legislation permits an individual to receive actual and necessary expenses from an outside sponsor other than an agent, a representative of an institution's athletics interests or professional sports organization. This proposal provides the opportunity for enrolled student-athletes to seek out additional permissible financial resources from institutional staff members, other than an athletics department staff member, to support their athletics aspirations without compromising the fundamental purpose of the collegiate model. It would remain impermissible for a student-athlete to receive expenses from an agent, representative of an institution's athletics interests that is not an institutional staff member or professional sports organization.

Presidents Council. The Presidents Council received an update on this recommendation and will consider sponsorship during its April 2019 meeting.

**(b) Noncontroversial Legislation – Bylaw 12.1.4 – Amateurism – General Regulations – Impermissible-Following Initial Full-Time Collegiate Enrollment – Educational Expenses – Educational Expenses from Outside Sports Team or Organization Based on Athletics Ability.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 12.1.4 (impermissible – following initial full-time collegiate enrollment) to eliminate the restriction on receipt of educational expenses from an outside sports team or organization based in any degree on athletics ability.

Presidents Council. No action was necessary.

**(c) Noncontroversial Legislation – Bylaw 13.5 – Recruiting – Transportation – Reorganization.**

Management Council. The Management Council adopted noncontroversial legislation to reorganize Bylaw 13.5 (transportation).

Presidents Council. No action was necessary.

- (d) **Noncontroversial Legislation – Bylaw 13.6.3.2 – Recruiting – Official (Paid) Visit – Length of Official Visit – Exception to 48-Hour Period for Extenuating Circumstances – Elimination of Requirement to Submit Report to Conference Office.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.6.3.2 (exception to 48-hour period for extenuating circumstances) to eliminate the requirement that institutions submit a report to the conference office noting the details of the circumstances that extended an official visit beyond the 48-hour period.

Presidents Council. No action was necessary.

- (e) **Noncontroversial Legislation – Bylaw 13.6.6.7.1.1 – Recruiting – Official (Paid) Visit – Entertainment/Tickets on Official Visit – Meals on Official Visit – Entertainment at Staff Member's Home – Elimination of Restriction on Meals at the Home of an Institutional Staff Member.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.6.6.7.1.1 (entertainment at staff member's home) to eliminate the restriction that a meal at an institutional staff member's home may only be provided on one occasion during an official visit.

Presidents Council. No action was necessary.

- (f) **Noncontroversial Legislation – Bylaw 13.6.7 – Recruiting – Official (Paid) Visit – Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student-Athlete – Elimination of Duplicate Reference to Official Visit Entertainment Restriction.**

Management Council. The Management Council adopted noncontroversial legislation to eliminate Bylaw 13.6.7 (entertainment on official visit for relatives or legal guardians of prospective student-athlete).

Presidents Council. No action was necessary.

- (g) **Noncontroversial Legislation – Bylaw 13.8.1 – Recruiting – Entertainment, Reimbursement and Employment of High School/College-Preparatory School/Two-Year College Coaches – Entertainment Restrictions – Increase in Number of Complimentary Admissions from Two to Four.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.8.1 (entertainment restrictions) to increase, from two to four, the number of complimentary admissions that an institution may provide for a home athletics contest to a high school, college-preparatory school or two-year college coach or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved.

Presidents Council. No action was necessary.

- (h) **Noncontroversial Legislation – Bylaw 13.10 – Recruiting – Publicity – Reorganization.**

Management Council. The Management Council adopted noncontroversial legislation to reorganize the recruiting publicity legislation set forth in Bylaw 13.10 (publicity).

Presidents Council. No action was necessary.

- (i) **Noncontroversial Legislation – Bylaw 13.11.2.1 – Recruiting – Tryouts – Permissible Activities – Tryouts – Length of Tryout.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.11.2.1 (tryouts) to specify that the length of a prospective student-athlete's tryout shall be limited to two hours.

Presidents Council. No action was necessary.

- (j) **Noncontroversial Legislation – Bylaw 13.15.2.2 – Recruiting – Precollege Expenses – Permissible Expenses – Collect and Toll-Free Telephone Calls – Elimination of Collect and Toll-Free Telephone Calls.**



Management Council. The Management Council adopted noncontroversial legislation to eliminate Bylaw 13.15.2.2 (collect and toll-free telephone calls).

Presidents Council. No action was necessary.

- (k) **Noncontroversial Legislation – Bylaw 14.2.4.2.2.4 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Participation in Organized Competition Before Initial Collegiate Enrollment – Exceptions to Participation in Organized Competition – Men's Ice Hockey Exception – Elimination of Requirement that Competition Must Be Sanctioned by the United States Hockey Association or International Equivalent.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 14.2.4.2.2.4 (men's ice hockey exception) to eliminate the requirement that the competition must be sanctioned by the United States Hockey Association or its international equivalent.

Presidents Council. No action was necessary.

- (l) **Noncontroversial Legislation – Bylaws 14.11.2.1 and 14.11.3 – Eligibility – Certification of Eligibility – Eligibility List Form – Eligibility List – Elimination of Requirement to Include All Student-Athletes Who Have Signed a Drug-Testing Consent Form to be Included on the Eligibility List and Separate Reference to Drug-Testing Consent-Form Requirement.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 14.11.2.1 (eligibility list) to eliminate the requirement that all student-athletes who sign a drug-testing consent form be included on the eligibility list; further, to eliminate a duplicate reference to the drug-testing consent-form requirement in Bylaw 14.11.3 (drug-testing consent-form requirement).

Presidents Council. No action was necessary.

- (m) **Noncontroversial Legislation – Bylaw 15.4.1.2 – Financial Aid – Maximum Institutional Grant-In-Aid Limitations by Sport –**

**Counters – Athletics Aid Not Renewed, Successful Appeal – Participation Requirement for Counter Status.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 15.4.1.2 (athletics aid not renewed, successful appeal) to specify that a student-athlete must continue to participate in the sport after a successful appeal to be considered a counter.

Presidents Council. No action was necessary.

- (n) **Noncontroversial Legislation – Bylaw 16.1.3.4 – Awards and Benefits – Awards – Types of Awards, Awarding Agencies, Maximum Value and Numbers of Awards – Local Civic Organization – Award to Individual Student-Athlete.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.1.3.4 (local civic organization) to allow a local civic organization (e.g., Rotary Club, Touchdown Club) to provide an award to an individual student-athlete.

Presidents Council. No action was necessary.

- (o) **Noncontroversial Legislation – Bylaw 16.1.5 – Awards and Benefits – Awards – Awards Banquets – Elimination of Mileage Radius on Booster Club Recognition Banquet.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.1.5 (awards banquets) to eliminate the 100-mile radius restriction on a booster club recognition banquet.

Presidents Council. No action was necessary.

- (p) **Noncontroversial Legislation – Bylaws 16.3, 16.11.1.8 and 16.11.1.11 – Awards and Benefits – Academic and Other Support Services – Career Services – Elimination of List of Permissible Categories of Academic and Other Support Services and Incorporation of Career Counseling and Internship/Job Placement Services.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.3 (academic and other support services) by eliminating the list of permissible academic and other support services; further, to include career programs/support services as a permissible academic and other support service.

Presidents Council. No action was necessary.

- (q) **Noncontroversial Legislation – Bylaw 16.6.1.1 – Awards and Benefits – Expenses for Student-Athlete's Friends and Relatives – Permissible – Expenses for Relatives to Attend Postseason Football Game/NCAA Championship – Elimination of One Round Restriction.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.6.1.1 (expenses for relatives to attend postseason football game/NCAA championship) to eliminate the restriction on providing expenses to relatives to only one round of any NCAA championship in which the student-athlete is a participant.

Presidents Council. No action was necessary.

- (r) **Noncontroversial Legislation – Bylaw 16.10.1.3 – Awards and Benefits – Provision of Expenses by Individuals or Organizations Other Than the Institution – Permissible – Meeting Expenses – Elimination of Mileage Radius Restriction.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.10.1.3 (meeting expenses) to eliminate the 30-mile radius restriction for a student-athlete's receipt of transportation and meal expenses in conjunction with participation in a meeting of a booster club or civic organization.

Presidents Council. No action was necessary.

- (s) **Noncontroversial Legislation – Bylaw 16.11.1.4 – Awards and Benefits – Benefits, Gifts and Services – Permissible – Retention of Athletics Apparel and Equipment – Retention of Used Equipment.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.11.1.4 (retention of athletics apparel and equipment) to allow student-athletes to retain used equipment at the end of the individual's collegiate participation.

Presidents Council. No action was necessary.

- (t) **Noncontroversial Legislation – Bylaws 16.11.1.9 and 16.11.1.10 – Awards and Benefits – Benefits, Gifts and Services – Telephone Calls and Miscellaneous Benefits – Elimination of Restriction on Telephone Calls to Emergency Situations and Separate Reference to Telephones.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.11.1.10 (miscellaneous benefits) to eliminate the restriction on student-athlete telephone calls in emergency situations when provided or arranged by the institution; further, to eliminate Bylaw 16.11.1.9 (telephones).

Presidents Council. No action was necessary.

(4) **Membership Committee.**

- a. **Noncontroversial Legislation – Bylaws 20.10.3.3.4 and 20.10.3.3.4.1 – Division Membership – Membership Requirements – Sports Sponsorship – Counting Multiteam Events in Individual Sports.**

Management Council. The Management Council adopted noncontroversial legislation to eliminate Bylaws 20.10.3.3.4 (counting multiteam events in individual sports) and 20.10.3.3.4.1 (meets with no team scoring); further, to specify that the elimination of the legislation would remove the opportunity for institutions to count multiteam events as more than one contest toward meeting the minimum contest requirements for sports sponsorship in individual sports.

Presidents Council. No action was necessary.

- b. **Discussion Regarding Division I Institutions Moving to Division II while Retaining Sports Programs in Division I.**

Management Council. The Management Council recommend that the Presidents Council request the Division I governance structure to discuss whether a Division I institution that intends to reclassify to Division II should be permitted to retain one or more sports programs at the Division I level as the legislation appears to permit such sponsorship.

Presidents Council. The Presidents Council recommend that the Division I governance structure discuss whether a Division I institution that intends to reclassify to Division II should be permitted to retain one or more sports programs at the Division I level. The council noted that current legislation appears to provide flexibility for a reclassifying institution to retain a sport(s) in Division I.

**c. Discussion Regarding Requirement that Institutions Spend at Least Five Years in Division II Before Applying for Division I Membership.**

Management Council. The Management Council recommended the Presidents Council request that the NCAA Division I Strategic Vision and Planning Committee reconsider the legislated requirement that an institution must spend at least five years in Division II before applying for Division I membership.

Presidents Council. The Presidents Council requested that the NCAA Division I Strategic Vision and Planning Committee reconsider the legislated requirement that an institution must spend at least five years in Division II before applying for Division I membership. The Council agreed that all three divisions have distinct philosophies and the current requirement places institutions and the Division II Membership Committee in a difficult position as it impacts the long-term stability of Division II conferences and the Division II membership as a whole. Further, the Council requested that Division I establish a process that vets applicant institutions to determine their viability for Division I membership, independently of Division II.

**(5) Nominating Committee.**

Management Council. The Management Council recommended that the Presidents Council approve the following committee appointments:

- (a) **Division II Membership Committee.** **Linda Van Drie-Andrzjewski**, executive director of Title IX, Clery and regulatory affairs, Wilmington University (Delaware), effective immediately.
- (b) **Minority Opportunities and Interests Committee.** **Mark Brown**, director of athletics, Pace University; and **Roy Brown III**, deputy director of athletics, University of Illinois at Springfield, effective immediately.

Presidents Council. The Presidents Council approved the appointments, as recommended.

(6) **Planning and Finance Committee.**

(a) **December 13 Teleconference.**

i. **Local Ground Transportation Reimbursement for 2017-18 Championships Participation.**

Management Council. The Management Council recommended that the Presidents Council approve a reimbursement of local ground transportation for team and individual travel during the 2017-18 championships, to be effective immediately and paid in February 2019, as follows:

- (a) Team Sports—\$1,100 per day times the number of per diem days to each team.
- (b) Individual Sports—\$25 per day times the number of eligible travelers times the number of per diem days.

This recommendation is consistent with the local ground transportation reimbursement approved for the 2016-17 championships participation and disbursed early in 2018. Due to increased expenses in championships travel during the 2017-18 academic year, the division reallocated \$348,000 from the \$1.4 million-line item originally earmarked for championships travel reimbursement to account for these increased travel costs. This left the division with \$1,052,000 in the championships travel reimbursement budget line item, which is meant to cover unexpected championships travel costs at year end, as the Association continues to evaluate the new championships

travel formula over the next several fiscal years. The committee is recommending allocating \$50,000 from the 2017-18 fiscal year surplus to reimburse for local ground transportation at the same rate as last year. The committee noted that for next fiscal year, this reimbursement will take place only if there is no need to use this line item to cover unexpected travel expenses. Finally, as originally planned, the committee will assess whether to add this reimbursement of local ground transportation to the base budget for the next triennial cycle.

Presidents Council. The Presidents Council approved the reimbursement of local ground transportation, as detailed above.

**ii. 2017-18 Division II Budget Surplus Funds.**

Management Council. The Management Council recommended that the Presidents Council approve the allocation of \$1,902,498 from the 2017-18 Division II budget surplus, effective immediately, as follows:

DII Supplemental Distribution	Approximately \$3,000 per institution	\$900,000
DII Joint Championships		\$360,677
DII University		\$250,000
DII Ground Transportation Reimbursement		\$50,000
DII Membership Education		\$15,000
DII Festival Working Group		\$10,000
DII Reserve		\$316,821
<b>Total</b>		<b>\$1,902,498</b>

In previous years, the division has allocated a portion of its surplus for a supplemental distribution to active and eligible schools to assist with the costs of sponsoring athletics. The Management Council is recommending a supplemental distribution of \$900,000 this year, which would equate to approximately \$3,000 per institution. In addition, the Management Council is recommending rolling over unused funds for joint championships initiatives in the amount of \$360,677, anticipating these funds will be used to cover expenses for the joint Division I, II and III men's basketball championship in April 2020. The Council also recommended rolling over unused funds from Division II university for continued implementation of the program. Further, the Council recommended an additional \$50,000 to reimburse for local ground transportation for 2017-18 championships at a rate consistent with last year (see previous item). Other minor adjustments are being recommended to cover new/enhanced initiatives for the division and support of additional groups within the governance structure.

Presidents Council. The Presidents Council approved the use of the surplus funds, as detailed above.

**(b) 2018-19 Year-to-Date Budget to Actual.**

Management Council. The Management Council reviewed the budget-to-actual figures as of November 30, 2018.

Presidents Council. The Presidents Council reviewed the budget-to-actual figures as of November 30, 2018.

**(7) Student-Athlete Advisory Committee.**

• **Division II Championships and Enforcement Fine Money.**

Management Council. The Management Council recommended that the Presidents Council approve a new allocation model for championships and enforcement fine dollars to Team IMPACT for current and new Division II matches and to Make-A-Wish for Division II campus wish reveals, as follows:

- (a) Team IMPACT. Seventy-five percent of fine monies.



- (b) Make-A-Wish. Twenty-five percent of fine monies to supplement Division II institutions that fundraise less than the national average cost of a wish reveal in an academic year, which is \$10,000.

In November 2004, the Division II Administrative Committee approved that monetary fines collected by sports committees for violations of NCAA Bylaws 31.1.8 (misconduct), 31.1.9 (failure to adhere to policies and procedures) and 31.1.9.2 (late-entry fines), and any fine established by the Division II Championships Eligibility Project Team be distributed to the Division II Student-Athlete Advisory Committee's fundraising efforts.

From 2004 to 2016, these fine monies benefitted Make-A-Wish and Team IMPACT in different ways. The committee would like to continue using fine monies to support these two partnerships and requested that fine monies be earmarked in the following ways starting with the 2018-19 academic year:

- (a) Team IMPACT. Seventy-five percent of the fine monies. The Team IMPACT model provides teams with an opportunity to build a multiyear relationship that the committee believes can impact student-athletes across an athletics department. Although the organization is small and relatively young, it continues to grow. As of July 2016, Division II had 216 matches with children facing serious or chronic illnesses since the organization was created in 2011. The total number of matches has increased to 371 as of July 2018. Team IMPACT has presented plans to SAAC on how it will maintain this growth with the help of fine monies from Division II. The committee believes an increase in fine monies will have far-reaching repercussions and benefits.
- (b) Make-A-Wish. Twenty-five percent of fine monies to supplement Division II institutions that fundraise less than the national average cost of a wish reveal in an academic year, which is currently \$10,000. The committee believes it is important to continue to supplement wish reveals for the impact they provide to the child, their family and the institution. Additionally, the committee would like to continue to support the conferences and institutions that fundraise for Make-A-Wish and the division's long-standing partnership.

Presidents Council. The Presidents Council approved the recommendation, as specified.

**(8) Committee on Student-Athlete Reinstatement.**

**(a) Noncontroversial Legislation – NCAA Division II Bylaw 14.2.4 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Transfer from a Non-Division II Institution.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 14.2.4 (criteria for determining season of eligibility) to specify that the Division II season of competition standard does not apply to a transfer student-athlete's previous participation in a non-Division II institution; further, to specify that a transfer student-athlete is subject to the legislation that applied to the previous institution during the term(s) of participation.

Current Division II legislation requires institutions to re-assess a transfer student-athlete's participation history prior to his or her enrollment at the Division II institution to determine if the transfer student-athlete used a season of competition based on Division II legislation. The NCAA Division II Committee on Student-Athlete Reinstatement agreed that an NCAA student-athlete's participation should be assessed based on the legislation at the NCAA division where the participation occurred.

Presidents Council. No action was necessary.

**(b) Noncontroversial Legislation – Bylaw 12.1.4 – Amateurism – General Regulations – Impermissible – Following Initial Full-Time Collegiate Enrollment – Educational Expenses – Educational Expenses from Outside Sports Team or Organization Based on Athletics Ability.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 12.1.4 (impermissible – following initial full-time collegiate enrollment) to eliminate the restriction on receipt of educational expenses from an outside sports team or organization based in any degree on athletics ability.

Presidents Council. No action was necessary.

- (c) **Noncontroversial Legislation – Bylaw 14.2.5.2.5 – Eligibility – Hardship Waiver – Criteria for Hardship Waiver Calculation – Percent Calculation – Elimination of Alumni Contests, Fundraising Activities and Celebrity Sports Activities from the Percent Calculation.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 14.2.5.2.5 (percent calculation) to eliminate an alumni contest, fundraising activity or celebrity sports activity from the hardship waiver percent calculation.

Presidents Council. No action was necessary.

- (d) **Noncontroversial Legislation – Bylaw 12.4.1 – Amateurism – Criteria Governing Compensation to Student-Athletes – Restitution.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 12.4.1 (criteria governing compensation to student-athletes) to specify that violations of the legislation related to employment and compensation to student-athletes shall be a "restitution" provision (if the value of the benefit is \$200 or less; eligibility is not affected; provided value is paid to a charity).

Presidents Council. No action was necessary.

**b. Association-Wide Committees.**

**(1) Committee on Competitive Safeguards and Medical Aspects of Sports.**

- (a) **Noncontroversial Legislation - NCAA Bylaw 18.4.1.4.1 - Championships and Postseason Football - Eligibility for Championships - Penalty - Banned Drug Classes Other Than Illicit Drugs.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 18.4.1.4.1 (banned drug classes other than illicit drugs) to clarify that a student-athlete who tests positive for use of a substance in a banned drug class other than illicit drugs shall:

- i. Be ineligible for competition in all sports until he or she has been withheld from the equivalent of one season (the maximum number of championship segment regular-season contests or dates of competition in the applicable sport per Bylaw 17) of regular-season competition;
- ii. Be charged with the loss of one season of competition in all sports if the student-athlete tests positive during a year in which he or she did not use a season of competition. A student-athlete who tests positive during a year in which he or she used a season of competition, shall be charged with the loss of one additional season of competition in all sports (additional to the season used) unless he or she uses a season of competition in the next academic year; and
- iii. Be ineligible for intercollegiate competition for 365 consecutive days after the collection of the student-athlete's positive drug-test specimen and until he or she tests negative pursuant to the NCAA Drug-Testing Program's policies and procedures.

Additionally, a transfer student-athlete may fulfill a transfer residence requirement and a drug-testing penalty concurrently if he or she meets all other eligibility requirements.

Presidents Council. No action was necessary.

- (b) **Noncontroversial Legislation - NCAA Bylaws 18.4.1.4.3.1 and 31.2.3.1.1 - Executive Regulations -- Eligibility for Championships -- Ineligibility for Use of Banned Drugs -- Drugs and Procedures Subject to Restrictions -- Tampering with and Manipulation of Urine Samples.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaws 18.4.1.4.3.1 (tampering with a drug-test sample) and 31.2.3.1.1 (drugs and procedures subject to restrictions) to clarify that tampering with an NCAA drug-test sample includes urine substitution and related methods; further, to clarify that manipulation of urine samples includes the use of substances and methods that alter the integrity and/or validity of urine samples provided during NCAA drug testing.

Presidents Council. No action was necessary.

**(2) Committee on Women's Athletics.**

Management Council. The Management Council reviewed the report from the September meeting, which was informational in nature.

Presidents Council. No action was necessary.

**(3) Honors Committee.**

Management Council. The Management Council reviewed the report from the October meeting, which was informational in nature. No action was necessary.

Presidents Council. No action was necessary.

**(4) Minority Interests and Opportunities Committee.**

Management Council. The Management Council reviewed the report from the September meeting and discussed a potential recommendation from the committee to establish an athletics diversity and inclusion designee in each athletics department and conference office. Several issues were discussed, including designation fatigue and ownership of a particular issue. Some support was expressed for a "voluntary" designation, rather than a legislated one. In addition, some support was expressed toward the designation at the conference level, if it is implemented at the campus level.

Presidents Council. No action was necessary.

**(5) Joint Committee on Women's Athletics/Minority Interests and Opportunities Committee.**

Management Council. The Management Council reviewed the report from the September meeting, which was informational in nature.

Presidents Council. No action was necessary.

**(6) Olympic Sports Liaison Committee.**

Management Council. The Management Council reviewed the report from the September meeting, which was informational in nature.

Presidents Council. No action was necessary.

**(7) Playing Rules Oversight Panel.**

Management Council. The Management Council reviewed the report from the August teleconference meeting, which was informational in nature.

Presidents Council. No action was necessary.

**(8) Research Committee.**

Management Council. The Management Council reviewed the report from the September meeting, which was informational in nature.

Presidents Council. No action was necessary.

**7. DIVISION II MANAGEMENT COUNCIL ISSUES AND UPDATES.**

**a. 2019 Committee and Project Team Assignments.**

Management Council. The Management Council reviewed its committee and project team assignments.

Presidents Council. No action was necessary.

**b. Management Council Policies and Procedures.**

Management Council. The Management Council approved the updated Management Council Policies and Procedures document, as submitted. The Management Council also requested that discussion take place at a future meeting regarding the current policy that prevents a representative from a conference who is sponsoring a membership proposal, from participating or voting on the Councils official position on such proposal.

Presidents Council. No action was necessary.

**8. DIVISION II PRESIDENTS COUNCIL.**

- a. Vice Chair Election.** The Presidents Council elected Sandra Jordan, chancellor, University of South Carolina, Aiken, as the new vice chair of the council, effective at the adjournment of the 2019 Division II business session through August 2019. Chancellor Jordan replaces Gary Olson, president, Daemen College, who was elected to serve in the capacity as chair at the October 2018 meeting.

- b. Guidance for Nominations and Selection Process of Independent Members on the NCAA Board of Governors.** The Presidents Council received information regarding the nomination and selection process of independent directors on the Board of Governors. No action was necessary.
- c. Division II Permission to Contact Review and Discussion.** The Presidents Council received a presentation from the academic and membership affairs staff regarding the permission to contact legislation. No action was necessary.
- d. Division II Degree Completion Program.** The Presidents Council received an update regarding the Division II Degree Completion Program. No action was necessary.
- e. Overview Document on Rules and Regulations for Presidents and Chancellors.** The Presidents Council received an overview document on rules and regulations for presidents and chancellors. It was discussed that email and via in-person conference meetings was the best way to disseminate this information. No action was necessary.
- f. Regular-Season Media Agreement.** The Presidents Council received an update on the regular-season media agreement. No action was necessary.

**9. NATIONAL OFFICE STAFF UPDATES.**

**a. Executive and Legal.**

Management Council. The Management Council received an update from the NCAA president and the chief of staff.

Presidents Council. The Presidents Council received an update from the NCAA president on issues surrounding the NCAA, which included an update on the grant-in-aid trial, an update on college basketball reform, a discussion surrounding esports and the upcoming Association-wide vote at the 2019 Convention.

**b. Sports Science Institute.**

Management Council. The Management Council received an update from Sport Science Institute staff on some initiatives that the office is working on, including the Interassociation recommendations on preventing catastrophic injury and death in college student-athletes.

Presidents Council. No action was necessary.

**c. Division II Academic Success Rate and Federal Graduation Rates.**

Management Council. The Management Council received information on the conference graduation/academic success rates of 2008-11 freshmen cohorts.

Presidents Council. The Presidents Council received the conference graduation/academic success rates.

**d. Division II SAAC Super Region Convention.**

Management Council. The Management Council received an update regarding the next Division II SAAC Super Region Convention, which is scheduled for April 12-14 in Orlando.

Presidents Council. No action was necessary.

**e. Division II University.**

Management Council. The Management Council received an update on the framework of the Affirmation of Compliance course being built in Division II University.

Presidents Council. The Presidents Council received an update on the framework of the Affirmation of Compliance course being built in Division II University.

**10. AFFILIATED ASSOCIATION UPDATES.**

Management Council. The Management Council was updated on the activities of the following affiliated associations.

- a. Division II Athletics Directors Association.**
- b. Division II Conference Commissioners Association.**
- c. CoSIDA.**
- d. Faculty Athletics Representative Association.**
- e. Minority Opportunity Athletics Administrators Association.**
- f. National Association for Athletics Compliance.**
- g. Women Leaders in College Sports.**



Presidents Council. No action was necessary.

#### **11. OTHER BUSINESS.**

Management Council. The Management Council received an update on January 18 Management Council Identity Subcommittee teleconference. The Identity Subcommittee is continuing discussions whether to partner with the Disney Institute and/or Division III on "Game Day the DIII Way." The subcommittee agreed that a train the trainer approach or modules in Division II University could be viable options. The subcommittee agreed to continue discussing at future meetings. The subcommittee also agreed to renew the Source One Digital contract for signage to be the primary large format printer and online ordering provider. No action was necessary.

Presidents Council. No action was necessary.

#### **12. RECOGNIZE OUTGOING COUNCIL REPRESENTATIVES.**

Management Council. The Management Council recognized the following individuals, whose terms are ending on the Management Council: Lynn Griffin, director of athletics, Coker College; Paul Leidig, faculty athletics representative, Grand Valley State University; Casey Monaghan, student-athlete, West Chester University of Pennsylvania; Pennie Parker, director of athletics, Rollins College; Lindsay Reeves, director of athletics, University of North Georgia; and Kim Vinson, senior woman administrator, Cameron University.

Presidents Council. The Presidents Council recognized the following individuals whose terms are ending on the Presidents Council: Cynthia Jackson-Hammond, Central State University; and Glen Jones, Henderson State University.

#### **13. MEETING RECAP/ITEMS TO REPORT BACK TO CONFERENCES.**

Management Council. The Management Council was provided with a list of topics/issues to report to its member institutions, via each member's preferred delivery method. These issues included: graduation rates and ASR information; approval of travel reimbursement and supplemental distribution; Division II Strategic Plan resources; Division II University module requirements; creation of a National Championships Festival working group; and the removal of softball from the 2020 National Championships Festival.

#### **14. POST-CONVENTION MANAGEMENT COUNCIL.**

- a. Convention Evaluation.** Via teleconference Tuesday, February 5, the Management Council discussed and evaluated the governance meetings that were held jointly with the Student-Athlete Advisory Committee and the Presidents

Council, as well as all other sessions developed for and by the division. Additionally, several members of the Convention management staff joined the meeting to obtain relevant feedback on the overall Convention and its programming and logistics. Suggestions were offered by the Council.

- b. Convention Legislation.** The Management Council noted the following results from the Association-wide and Division II Business Sessions, held during the 2019 NCAA Convention.

PROPOSAL NO.	BUSINESS SESSION	RESULT	COUNT (actual count or paddle)
2019-1	A-Wide	Adopted	793-205-13 (AW Vote)
2019-2	II	Adopted	Paddle
2019-3^	II	Adopted	Paddle
2019-4+	II	Adopted	309-2-0
2019-5	II	Adopted	305-7-1
2019-6*	II	Adopted	Paddle
2019-7*	II	Adopted	Paddle
2019-8*	II	Adopted	150-22-1
2019-9	II	Adopted	241-70-0

^ Effective April 1, 2019, for a student-athlete enrolling during the 2019-20 academic year, and thereafter.

+ Effective April 1, 2019, for certifications of coaches for the 2019-20 academic year, and thereafter.

\* Effective Immediately.

## 15. FUTURE MEETINGS.

Management Council. The Management Council reviewed the upcoming meetings for 2019 through January 2021.

Presidents Council. The Presidents Council reviewed the upcoming meeting schedule.

## 16. ADJOURNMENT.

Management Council. The Management Council adjourned at 12:40 p.m.

Presidents Council. The Presidents Council adjourned at 3 p.m.

Post-Convention Management Council. The Management Council adjourned at 2:20 p.m. Eastern time.

<b>Division II Management Council January 23, 2019 Orlando, Florida</b>	<b>Division II Presidents Council January 24, 2019 Orlando, Florida</b>	<b>Division II Post- Convention Management Council February 5, 2019 Via Teleconference</b>
ATTENDEES	ATTENDEES	ATTENDEES
Michael Cerino, Limestone College	John Denning, Stonehill College	Michael Cerino, Limestone College
Jessica Chapin, American International College	Michael Driscoll, Indiana University of Pennsylvania	Jessica Chapin, American International College
Teresa Clark, Cedarville University	Rex Fuller, Western Oregon University	Laura Clayton Eady, University of West Georgia
Laura Clayton Eady, University of West Georgia	Allison Garrett, Emporia State University	Bob Dranoff, East Coast Conference
J. Lin Dawson, Clark Atlanta University	Connie Gores, Southwest Minnesota State University	Amy Foster, Seattle Pacific University
Josh Doody, Notre Dame de Namur University	Gayle Hutchinson, California State University, Chico	Marty Gilbert, Mars Hill University
Bob Dranoff, East Coast Conference	Cynthia Jackson-Hammond, Central State University	Chris Graham, Rocky Mountain Athletic Conference
Amy Foster, Seattle Pacific University	Anthony Jenkins, West Virginia State University	Felicia Johnson, Virginia Union University
Chris Graham, Rocky Mountain Athletic Conference	Glen Jones, Henderson State University	Jim Johnson, Pittsburg State University
Lynn Griffin, Coker College	Sandra Jordan, University of South Carolina Aiken	David Kuhlmeier, Valdosta State University
Hannah Hinton, Mountain East Conference	William LaForge, Delta State University	John Lewis, Bluefield State College
Felicia Johnson, Virginia Union University	Brian May, Angelo State University	Laura Liesman, Georgian Court University
Jim Johnson, Pittsburg State University	Gary Olson, Daemen College	Courtney Lovely, Palm Beach Atlantic University
John Lewis, Bluefield State College	Pennie Parker, Rollins College	David Marsh, Northwood University
Laura Liesman, Georgian Court University	Elwood Robinson, Winston-Salem State University	Kristina Ortiz, Lynn University
Courtney Lovely, Palm Beach Atlantic University	William Thierfelder, Belmont Abbey College	Julie Rochester, Northern Michigan University

<b>Division II Management Council January 23, 2019 Orlando, Florida</b>	<b>Division II Presidents Council January 24, 2019 Orlando, Florida</b>	<b>Division II Post-Convention Management Council February 5, 2019 Via Teleconference</b>
<b>ATTENDEES</b>	<b>ATTENDEES</b>	<b>ATTENDEES</b>
Casey Monaghan, West Chester University of Pennsylvania Steve Murray, Pennsylvania State Athletic Conference Jack Nicholson, St. Thomas Aquinas College Pennie Parker, Rollins College Lindsay Reeves, University of North Georgia Julie Rochester, Northern Michigan University Jim Sarra, University of Illinois, Springfield Eric Schoh, Winona State University Kim Vinson, Cameron University Cherrie Wilmoth, Southeastern Oklahoma State University Steven Winter, Sonoma State University Griz Zimmermann, Texas A&M International University	M. Roy Wilson, Wayne State University (Michigan)	Judy Sackfield, Texas A&M University-Commerce Jim Sarra, University of Illinois, Springfield Eric Schoh, Winona State University Christie Ward, Georgia Southwestern State University Cherrie Wilmoth, Southeastern Oklahoma State University Steven Winter, Sonoma State University Griz Zimmermann, Texas A&M International University
<b>Division II Management Council January 23, 2019 Orlando, Florida</b>	<b>Division II Presidents Council January 24, 2019 Orlando, Florida</b>	<b>Division II Post-Convention Management Council February 5, 2019 Via Teleconference</b>
<b>ABSENTEES</b>	<b>ABSENTEES</b>	<b>ABSENTEES</b>
Paul Leidig, Grand Valley State University	None.	Teresa Clark, Cedarville University

<b>Division II Management Council</b> <b>January 23, 2019</b> <b>Orlando, Florida</b>	<b>Division II Presidents Council</b> <b>January 24, 2019</b> <b>Orlando, Florida</b>	<b>Division II Post-Convention Management Council</b> <b>February 5, 2019</b> <b>Via Teleconference</b>
		J. Lin Dawson, Clark Atlanta University Josh Doody, Notre Dame de Namur University Steve Murray, Pennsylvania State Athletic Conference Jack Nicholson, St. Thomas Aquinas College
<b>Division II Management Council</b> <b>January 23, 2019</b> <b>Orlando, Florida</b>	<b>Division II Presidents Council</b> <b>January 24, 2019</b> <b>Orlando, Florida</b>	<b>Division II Post-Convention Management Council</b> <b>February 5, 2019</b> <b>Via Teleconference</b>
OTHER PARTICIPANTS	OTHER PARTICIPANTS	OTHER PARTICIPANTS
Geoff Bentzel, NCAA Gary Brown, Division II Contractor Michael Cioroianu, NCAA Amanda Conklin, NCAA Mark Emmert, NCAA Terri Steeb Gronau, NCAA Brian Hainline, NCAA Maritza Jones, NCAA Melissa Marchini, NCAA Roberta Page, NCAA John Parsons, NCAA Molly Simons, NCAA Rachel Stark-Mason, NCAA Stephanie Smith, NCAA Gregg Summers, NCAA Cari Van Senus, NCAA Jill Waddell, NCAA Karen Wolf, NCAA	Madison Arndt, NCAA Geoff Bentzel, NCAA Gary Brown, Division II Contractor Amanda Conklin, NCAA Mark Emmert, NCAA Terri Steeb Gronau, NCAA Maritza Jones, NCAA Ryan Jones, NCAA Melissa Marchini, NCAA Stephanie Smith, NCAA Rachel Stark-Mason, NCAA Gregg Summers, NCAA Jill Waddell, NCAA Karen Wolf, NCAA	Jessica Arnold, Short's Travel Geoff Bentzel, NCAA Amanda Conklin, NCAA Jessica Faulk, NCAA Terri Steeb Gronau, NCAA Maritza Jones, NCAA Ryan Jones, NCAA Crystal Reimer, Short's Travel Molly Simons, NCAA Stephanie Quigg Smith, NCAA Gregg Summers, NCAA Jill Waddell, NCAA Karen Wolf, NCAA



**REPORT OF THE  
NCAA INTERPRETATIONS SUBCOMMITTEE OF THE  
DIVISION II LEGISLATION COMMITTEE  
NOVEMBER 12, 2018, TELECONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- The NCAA Interpretations Subcommittee of the Division II Legislation Committee reviewed a fact scenario regarding a softball team receiving travel expenses from an outside organization to work at an event which will also serve as a fundraiser for the institution. The subcommittee confirmed that if an event meets the definition of a camp or clinic, the event must meet all NCAA Division II Bylaw 13.12 (sports camps and clinics) requirements in order for institutional staff members and student-athletes to receive travel expenses and be employed at the event, including confirmation by the institution that the organization sponsoring the event is not a recruiting or scouting service. The subcommittee also noted that the accumulated travel and lodging expenses provided to the student-athletes must be commensurate with the going rate of compensation for all camp or clinic counselors (local and nonlocal) and that the student-athletes are not permitted to engage in countable athletically related activity during the event because it occurs during a period of time when such activities are impermissible.

**INFORMATIONAL ITEMS.**

- None.

*Subcommittee Chair: Chris Gregor, Saint Martin's University*

*Staff Liaisons: Geoff Bentzel, Academic and Membership Affairs  
Karen Wolf, Academic and Membership Affairs*

NCAA Interpretations Subcommittee of the Division II Legislation Committee November 12, 2018, Teleconference	
<b>Attendees:</b>	
Peggy Davis, Virginia State University.	
Chris Gregor, Saint Martin's University.	
Brent Heaberlin, Lenoir-Rhyne University.	
Darnell Smith, University of Central Oklahoma.	

<b>Absentees:</b>
Cherrie Wilmoth, Southeastern Oklahoma State University.
Scott Young, University of Indianapolis.
<b>Guests in Attendance:</b>
None.
<b>NCAA Staff Support in Attendance:</b>
Geoff Bentzel and Karen Wolf.
<b>Other NCAA Staff Members in Attendance:</b>
Melissa Marchini.



**REPORT OF THE  
NCAA INTERPRETATIONS SUBCOMMITTEE OF THE  
DIVISION II LEGISLATION COMMITTEE  
NOVEMBER 26, 2018, TELECONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- The NCAA Interpretations Subcommittee of the Division II Legislation Committee reviewed a fact scenario regarding the application of the competition in year of transfer legislation to a women's basketball student-athlete who competed in one exhibition contest at a Division I institution in her initial year of collegiate enrollment before transferring to the certifying institution. The subcommittee confirmed that pursuant to NCAA Division II Bylaw 14.2.4.1.5 (preseason exhibition contests or dates of competition/preseason scrimmages during initial year), the student-athlete's participation in an exhibition contest would not constitute the use of a season of competition. However, Bylaw 14.5.5.4 (competition in year of transfer) would prohibit the student-athlete from competing at the certifying institution during the 2018-19 season because she already competed during the segment that concludes with the NCAA championship at another four-year institution. The subcommittee requested that an official interpretation be issued in Division II, as follows:

**Application of Competition in Year of Transfer Legislation to Preseason Exhibition Contests or Dates of Competition/Preseason Scrimmages During Initial Year of Collegiate Enrollment**

**Date Issued:** November 26, 2018

**Date Published:**

**Item Ref:**

The NCAA Interpretations Subcommittee of the Division II Legislation Committee confirmed that a student-athlete in their initial year of collegiate enrollment may compete in a preseason exhibition contest or date of competition/preseason scrimmage without counting such competition as a season of competition. However, if the student-athlete transfers to another four-year institution after participating in a preseason exhibition contest or date of competition, they are not eligible to compete during the segment that concludes with the NCAA championship upon transfer.



[References: NCAA Division II Bylaws 14.2.4 (criteria for determining season of eligibility); 14.2.4.1 (minimum amount of competition); 14.2.4.1.5 (preseason exhibition contests or dates of competition/preseason scrimmages during initial year); and 14.5.5.4 (competition in year of transfer)]

**INFORMATIONAL ITEMS.**

- None.

*Subcommittee Chair: Chris Gregor, Saint Martin's University*  
*Staff Liaisons: Geoff Bentzel, Academic and Membership Affairs*  
*Karen Wolf, Academic and Membership Affairs*

NCAA Interpretations Subcommittee of the Division II Legislation Committee November 26, 2018, Teleconference	
<b>Attendees:</b>	
Peggy Davis, Virginia State University.	
Chris Gregor, Saint Martin's University.	
Darnell Smith, University of Central Oklahoma.	
Cherrie Wilmoth, Southeastern Oklahoma State University.	
<b>Absentees:</b>	
Brent Heaberlin, Lenoir-Rhyne University.	
Scott Young, University of Indianapolis.	
<b>Guests in Attendance:</b>	
None.	
<b>NCAA Staff Support in Attendance:</b>	
Geoff Bentzel.	
<b>Other NCAA Staff Members in Attendance:</b>	
Chelsea Crawford.	



**REPORT OF THE  
NCAA INTERPRETATIONS SUBCOMMITTEE OF THE  
DIVISION II LEGISLATION COMMITTEE  
DECEMBER 10, 2018, TELECONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- The NCAA Interpretations Subcommittee of the Division II Legislation Committee reviewed an interpretation request regarding a softball team receiving travel expenses from an outside organization to work at an event which will also serve as a fundraiser for the institution. The interpretation request was submitted in response to an earlier request that was reviewed by the subcommittee on November 12, 2018. The subcommittee reiterated its response to the previous request and confirmed that if an event meets the definition of a camp or clinic, the event must meet all of NCAA Division II Bylaw 13.12 (sports camps and clinics) requirements in order for institutional staff members and student-athletes to receive travel expenses and be employed at the event, including confirmation by the institution that the organization sponsoring the event is not a recruiting or scouting service. The subcommittee also noted that the accumulated travel and lodging expenses provided to the student-athletes must be commensurate with the going rate of compensation for all camp or clinic counselors (local and nonlocal) and that the student-athletes are not permitted to engage in countable athletically related activity during the event because it occurs during a period of time when such activities are impermissible.

**INFORMATIONAL ITEMS.**

- None.

*Subcommittee Chair: Chris Gregor, Saint Martin's University*

*Staff Liaisons: Geoff Bentzel, Academic and Membership Affairs  
Karen Wolf, Academic and Membership Affairs*

NCAA Interpretations Subcommittee of the Division II Legislation Committee December 10, 2018, Teleconference	
<b>Attendees:</b>	
Peggy Davis, Virginia State University.	
Chris Gregor, Saint Martin's University.	
Brent Heaberlin, Lenoir-Rhyne University.	

Darnell Smith, University of Central Oklahoma.
Cherrie Wilmoth, Southeastern Oklahoma State University.
<b>Absentees:</b>
Scott Young, University of Indianapolis.
<b>Guests in Attendance:</b>
None.
<b>NCAA Staff Support in Attendance:</b>
Geoff Bentzel.
<b>Other NCAA Staff Members in Attendance:</b>
Michael Bazemore and Melissa Marchini.



**REPORT OF THE  
NCAA INTERPRETATIONS SUBCOMMITTEE OF THE  
DIVISION II LEGISLATION COMMITTEE  
FEBRUARY 4, 2019, TELECONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- a. The NCAA Interpretations Subcommittee of the Division II Legislation Committee reviewed a fact scenario regarding an institution offering a “Living Learning Community” for student-athletes, which is a housing option available to other student groups and organizations on campus. The subcommittee determined that pursuant to NCAA Division II Bylaw 16.02.3 (extra benefit) and Bylaw 16.5.2.1 (housing benefits), it would not be permissible for an institution to isolate a block of rooms and provide a specific housing benefit for student-athletes because of their student-athlete status.
- b. The subcommittee also reviewed a fact scenario regarding the two-year automatic qualification waiting period for a conference that sponsors women’s bowling. The subcommittee confirmed that pursuant to Bylaw 31.3.4.3 (requirements – national collegiate championship), a member conference must sponsor the applicable sport for a two-year period to be eligible for automatic qualification in a National Collegiate Championship, and the legislation does not permit a waiver of the two-year waiting period.

**INFORMATIONAL ITEMS.**

- None.

*Subcommittee Chair: Chris Gregor, Saint Martin’s University*

*Staff Liaisons: Geoff Bentzel, Academic and Membership Affairs  
Karen Wolf, Academic and Membership Affairs*

NCAA Interpretations Subcommittee of the Division II Legislation Committee February 4, 2019, Teleconference	
<b>Attendees:</b>	
Chris Gregor, Saint Martin’s University.	
Brent Heaberlin, Lenoir-Rhyne University.	
Darnell Smith, University of Central Oklahoma.	
Cherrie Wilmoth, Southeastern Oklahoma State University.	

Scott Young, University of Indianapolis.
<b>Absentees:</b>
Peggy Davis, Virginia State University.
<b>Guests in Attendance:</b>
None.
<b>NCAA Staff Support in Attendance:</b>
Geoff Bentzel and Karen Wolf.
<b>Other NCAA Staff Members in Attendance:</b>
Amanda Conklin.

**REPORT OF THE  
NCAA DIVISION II LEGISLATION COMMITTEE  
LEGISLATIVE REVIEW SUBCOMMITTEE  
FEBRUARY 8, 2019, TELECONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- **Noncontroversial Legislation – Playing and Practice Seasons – Institutional Foreign Tour – Per Diem – Increase from \$20 to \$30.**

- (1) Recommendation. Sponsor noncontroversial legislation to increase, from \$20 to \$30, the amount of cash an institution may provide to a student-athlete per day to cover unitemized incidental expenses incurred in connection with a foreign tour.
- (2) Effective date. Immediate.
- (3) Rationale. Under current legislation, an institution may provide a student-athlete with \$20 cash per day to cover unitemized incidental expenses incurred in connection with a foreign tour. Increasing the value of the per diem creates consistency with the recent increases in other areas of the Division II legislation.
- (4) Estimated budget impact. Potential for increased cost associated with foreign tours.
- (5) Student-athlete impact. None.

**2. Nonlegislative Items.**

- a. **Legislative Referral to the NCAA Division II Men's Wrestling Committee – Dead Periods.**

- (1) Recommendation. That the NCAA Division II Management Council refer the review of the recruiting calendar legislation to the Division II Wrestling Committee for a potential legislative change in Division II:

Whether the day before the first day of the NCAA Division I Wrestling Championships to noon on the day after the championships and/or the Monday before the National Wrestling Coaches Association Convention

through the day of adjournment of the convention should be designated as a dead period.

- (2) Effective date. Immediate.
- (3) Rationale. The NCAA Division II Legislation Committee requests that the NCAA Division II Men's Wrestling Committee review the Division II recruiting calendar legislation and determine whether to designate the day before the first day of the NCAA Division I Wrestling Championships to noon on the day after the championships and/or the Monday before the National Wrestling Coaches Association Convention through the day of adjournment of the convention as a dead period.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**b. Legislative Referral to the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports and the Division II Football Committee – Use of a Football During Walk-Throughs During the Five-Day Acclimatization Period.**

- (1) Recommendation. That the NCAA Division II Management Council refer the acclimatization period legislation to the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports and the Division II Football Committee for a potential legislative change in Division II:

Whether to permit the use of a football during a walk-through during the five-day acclimatization period.

- (2) Effective date. Immediate.
- (3) Rationale. The Legislation Committee requests that the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports and the Division II Football Committee review the five-day acclimatization period in football and determine whether to permit the use of a football during a walk-through during the five-day acclimatization period.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**INFORMATIONAL ITEMS.**

- **Review of Legislation Adopted in Divisions I and III Since January 2019.** The subcommittee conducted a review of legislation previously adopted in Divisions I and III. The subcommittee made one legislative recommendation as a result of the review. [See Legislative Action Item No.1]. The subcommittee requested that the NCAA Division II Wrestling Committee review and consider Division I Proposal No. 2018-65 (recruiting – recruiting periods – dead periods – wrestling. [See Nonlegislative Action Item No 2a].

Further, the subcommittee requested that the NCAA Division II Committee on Competitive Safeguard and Medical Aspects of Sports and the Division II Football Committee review and consider Division I Proposal No. 107 (playing and practice seasons – football – acclimatization period – use of footballs. [See Nonlegislative Action Item No. 2b].

Finally, the subcommittee recommended that staff continue to monitor the changes associated with Division I Proposal No. 2018-19 (various bylaws – eliminate requirements to report or keep on file). The subcommittee agreed to review the proposal and whether it should be adopted in Division II during its next teleconference. The subcommittee recommended no action on the other seven proposals reviewed.

*Subcommittee Chair: Keith Vitense Cameron University, Lone Star Conference*

*Staff Support: Chelsea Hooks, Academic and Membership Affairs  
Karen Wolf, Academic and Membership Affairs*



Legislative Review Subcommittee of the Division II Legislation Committee February 8, 2019, Teleconference	
<b>Attendees:</b>	
Molly Belden; Northeast-10 Conference.	
Diana Kling, Peach Belt Conference.	
Scott Larson, Lubbock Christian University.	
Dave Marsh, Northwood University (Michigan).	
Keith Vitense, Cameron University.	
Cherrie Wilmoth, Southeastern Oklahoma University.	
<b>Absentees:</b>	
None.	
<b>Guests in Attendance:</b>	
None.	
<b>NCAA Staff Support in Attendance:</b>	
Chelsea Hooks and Karen Wolf.	
<b>Other NCAA Staff Members in Attendance:</b>	
Stephanie Quigg-Smith.	



**CONFLICT OF INTEREST POLICY**

The NCAA is a voluntary Association comprised of colleges, universities, conferences and other organizations, and governed through a membership-led committee structure. Within the governance structure, committee members must carefully balance their responsibilities to their respective institutions and/or conferences with the obligation to advance the interests of the Association, the division, or the sport, and ultimately enhance the student-athlete experience. While the fiduciary obligations of committee members to their own institution, their conference, and to the Association ordinarily are not in conflict, it is recognized that as a representative membership organization, committee members' fiduciary obligations are first to their institution, second to their conference, and third to the Association. NCAA committee service involves important ethical and moral obligations. Committee integrity is critical to the decision-making process and includes trust, confidentiality and honesty in all issues and aspects of service and representation. NCAA committee members shall disclose any conflict or potential conflict between their respective personal, professional, institutional, conference, or business interests and the interests of the Association that may affect or otherwise threaten such integrity, in any and all actions taken by them on behalf of the Association, for committee evaluation under this Statement.

In addition to any fiduciary obligation to their institution and conference, committee members also have a fiduciary duty to the Association not to use knowledge or information obtained solely due to service on that committee to the disadvantage of the Association during the term of committee service. Further, a Committee member shall not participate in the committee's discussion or vote on any action that might bring direct or indirect personal financial benefit to the member or any organization (other than the member's institution or conference) in which the member is financially interested. A committee member should also not participate in a discussion or vote for which the member's institution or conference is to be accorded a special benefit beyond benefits shared with other institutions or conferences or is to receive a penalty or disqualification. A violation of either of the above rules by a member of the committee shall not invalidate the action taken by the committee if, following disclosure of the conflict of interest, the committee authorizes, ratifies or approves the action by a vote sufficient for the purpose, without counting the vote of the committee member with the conflict of interest, and the appropriate oversight body approves the action.

A committee member is responsible for advising the chair of any actual or potential conflicts of interest or obligations which he/she may have hereunder, and should recuse him/herself from participating in proceedings, as may be warranted by this policy. Abuse of one's position as a member of a committee may result in dismissal from that position. Where such abuse appears evident, a committee member will be notified by the committee chair and will have the opportunity to present a rebuttal or details of the situation.

*Approved by the NCAA Executive Committee – August 2008*

**NCAA Bylaw 14.2.4.2 – Eligibility - Seasons of Competition:10-Semester/15-Quarter-  
Criteria for Determining Season of Eligibility - Participation in Organized Competition  
Before Initial Collegiate Enrollment-Exceptions to Participation in Organized Competition  
- Service Exception - Period Between Service Commitment and Enrollment**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend noncontroversial legislation to amend NCAA Bylaw 14.2.4.2.2.1 (service exceptions) to specify that participation in organized competition during the period between the completion of time spent in the armed services, on an official mission or with a recognized foreign aid service of the U.S. government and the first opportunity to enroll as a full-time student in a regular academic term is exempt from the application of Bylaw 14.2.4.2 (participation in organized competition before initial collegiate enrollment).

**Background and Analysis:**

Current legislation regarding organized competition before initial collegiate enrollment specifies that a student-athlete uses a season of competition for each consecutive 12-month period after the one-year period following high school graduation (“grace period”) in which the student-athlete participates in organized competition unless there is an exception. At the 2019 NCAA Convention, the Division II membership adopted Proposal No. 2019-3 (eligibility -- seasons of competition: 10-semester/15-quarter -- criteria for determining season of eligibility -- participation in organized competition before initial collegiate enrollment -- exceptions to participation in organized competition -- service exceptions), which will permit international student-athletes who participated in organized competition after their one-year grace period while on active duty in their country’s military, to no longer be charged a season of competition and serve a year in residence. The new legislation also exempts athletics participation that occurs during time spent on official religious missions or while serving recognized foreign aid services of the United States government. However, a student-athlete who delays enrollment due to a service exception but enrolls in a collegiate institution at the next opportunity is adversely impacted because he or she is not permitted to participate in organized competition during the time between completion of the commitment and the next opportunity for enrollment.

Division I recently adopted Proposal No. 2018-40 (athletics eligibility—seasons of competition: five-year rule—delayed enrollment – service exception – period between service commitment and enrollment) to permit student-athletes to compete in the period between completion of the service commitment and the first opportunity to enroll as a full-time student in a regular term without triggering use of a season of competition. The committee is asked to consider whether a similar legislative change is appropriate in Division II.

**Conclusion:**

1. The committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 14.2.4.2.2.1 (service exceptions) to specify that participation in organized competition during the period between the completion of time spent in the armed services, on an official religious mission or with a recognized foreign aid service of the U.S. government and the period between completion of the service commitment and the first opportunity to enroll as a full-time student in a regular academic term is exempt from the use of a season of competition.
2. The committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 14.2.4.2.1 (service exceptions).

**Associated References:**

*Division II Bylaw.*

**14.2.4.2 Participation in Organized Competition Before Initial Collegiate Enrollment.** An individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2. (Adopted: 1/8/01 effective 8/1/01, Revised: 2/21/08, 1/16/10)

**14.2.4.2.2.1 Service Exceptions.** Participation in organized competition during time spent in the armed services, on official religious missions or with recognized foreign aid services of the U.S. government is exempt from the application of Bylaw 14.2.4.2. (Adopted: 1/8/01 effective 8/1/01 for those individuals first entering a collegiate institution on or after 8/1/01, Revised: 4/15/14, 7/22/14, 1/26/19 April 1, 2019, for a student-athlete enrolling during the 2019-20 academic year, and thereafter.)

*Division I Proposal.*

**Division: I**

**Proposal Number: 2018-40**

**Title:** ATHLETICS ELIGIBILITY -- SEASONS OF COMPETITION: FIVE-YEAR RULE -- DELAYED ENROLLMENT -- SERVICE EXCEPTION -- PERIOD BETWEEN SERVICE COMMITMENT AND ENROLLMENT

**Convention year: 2019**

**Status:** Adopted Final

**Effective Date:** Immediate; may be applied retro-actively to a student-athlete with eligibility remaining in his or her five-year period of eligibility.

**Source:** Big Sky Conference

**Proposal Category:** Amendment

**Topical Area:** Athletics Eligibility

**Intent:** To specify that participation in organized competition during the period between the completion of time spent in the armed services, on an official religious mission or with a recognized foreign aid service of the U.S. government and the first opportunity to enroll as a full-time student in a regular academic term is exempt from the application of the delayed enrollment legislation.

**Bylaws:** Amend 12.8, as follows:

12.8 Seasons of Competition: Five-Year Rule. A student-athlete shall not engage in more than four seasons of intercollegiate competition in any one sport (see Bylaws 12.02.6 and 14.3.3). An institution shall not permit a student-athlete to represent it in intercollegiate competition unless the individual completes all of his or her seasons of participation in all sports within the time periods specified below:

[12.8.1 through 12.8.3 unchanged.]

12.8.3.2.1 Sports Other Than Men's Ice Hockey, Skiing and Tennis. In sports other than men's ice hockey, skiing and tennis, a student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term during a one-year time period after his or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

[12.8.3.2.1-(a) through 12.8.3.2.1-(b) unchanged.]

[12.8.3.2.1.1 unchanged.]

12.8.3.2.1.2 Service Exceptions. Participation in organized competition during time spent in the armed services, on an official religious mission or with a recognized foreign aid service of the U.S. government and the period between completion of the service commitment and the first

opportunity to enroll as a full-time student in a regular academic term is exempt from the application of Bylaw 12.8.3.2.1.

[12.8.3.2.1.3 through 12.8.3.2.1.4 unchanged.]

12.8.3.2.2 Tennis. In tennis, a student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term within six months (or the first opportunity to enroll after six months have elapsed) after his or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

[12.8.3.2.2-(a) through 12.8.3.2.2-(b) unchanged.]

[12.8.3.2.2.1 unchanged.]

12.8.3.2.2.2 Service Exceptions. Participation in organized competition during time spent in the armed services, on an official religious mission or with a recognized foreign aid service of the U.S. government and the period between completion of the service commitment and the first opportunity to enroll as a full-time student in a regular academic term is exempt from the application of Bylaw 12.8.3.2.2.

12.8.3.2.2.3 Matriculation After 20th Birthday -- Tennis. In tennis, a student who is eligible under Bylaw 12.8.3.2.2, but who participates in organized tennis events after his or her 20th birthday and before full-time enrollment at the certifying institution shall be subject to the following:

[12.8.3.2.2.3-(a) through 12.8.3.2.2.3-(b) unchanged.]

[12.8.3.2.2.3.1 through 12.8.3.2.2.3.2 unchanged.]

12.8.3.2.2.3.3 Service Exceptions. Participation in organized competition during time spent in the armed services, on an official religious mission or with a recognized foreign aid service of the U.S. government and the period between completion of the service commitment and the first opportunity to enroll as a full-time student in a regular academic term is exempt from the application of Bylaw 12.8.3.2.2.

[12.8.3.3 through 12.8.3.7 unchanged.]

[12.8.4 through 12.8.6 unchanged.]

**Rationale:** Currently, time spent in the armed services, on an official religious mission, or with a recognized foreign aid service of the U.S. government is exempted from both the five-year period of eligibility and the delayed-enrollment legislation. In addition, if a student-athlete enrolls in a regular term of a collegiate institution at the first opportunity following completion of the service commitment, the elapsed time between completion of the commitment and the first opportunity

for enrollment will not count toward the student-athlete's five-year of period of eligibility. However, the service exception to the delayed-enrollment legislation does not extend to the time between completion of the service commitment and the student-athlete's first opportunity to enroll. A student-athlete who delays enrollment due to a service exception but enrolls in a collegiate institution at the next opportunity is adversely impacted because he or she is not permitted to participate in organized competition during the time between completion of the commitment and the next opportunity for enrollment. This proposal aligns the delayed-enrollment exemption with the application of the five-year period of eligibility legislation.

**Estimated Budget Impact:** None

**Impact on Student-Athlete's Time (Academic and/or Athletics)**

**History:**

Aug 30, 2018:	Submitted to National Office	
Sep 28, 2018:	In Progress	
Jan 23, 2019:	Adopted by Council	Adopted as noncontroversial legislation.
Jan 23, 2019:	Adopted Final	

*Division II Proposal*

**Proposal Number:** 2019-3

**Title:** ELIGIBILITY -- SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- PARTICIPATION IN ORGANIZED COMPETITION BEFORE INITIAL COLLEGIATE ENROLLMENT -- EXCEPTIONS TO PARTICIPATION IN ORGANIZED COMPETITION -- SERVICE EXCEPTIONS

**Convention Year:** 2019

**Status:** Adopted Final

**Effective Date:** April 1, 2019, for a student-athlete enrolling during the 2019-20 academic year, and thereafter

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Proposal Category:** Presidents Council

**Topical Area:** Eligibility

**Intent:** To specify that participation in organized competition during time spent in the armed services, on official religious missions or with recognized foreign aid services of the U.S.

government are exempt from the application of the participation in organized competition before initial collegiate enrollment legislation.

**Bylaws:** Amend 14.2.4.2, as follows:

14.2.4.2 Participation in Organized Competition Before Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2.

14.2.4.2 Participation in Organized Competition Before Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2.

[14.2.4.2.1 unchanged.]

14.2.4.2.2 Exceptions to Participation in Organized Competition. An individual shall not be charged with a season of intercollegiate competition, provided the individual satisfies any of the following exceptions for each consecutive 12-month period in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2 following the one-year time period after the individual's high school graduation and before initial full-time collegiate enrollment.

14.2.4.2.2.1 U.S. or Canadian Armed Services Exceptions. Participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted during time spent on active duty in the U.S. or Canadian Armed Services in the armed services, on official religious missions or with recognized foreign aid services of the U.S. government is exempt from the application of Bylaw 14.2.4.2.

[14.2.4.2.2.2 through 14.2.4.2.2.4 unchanged.]

[14.2.4.2.3 unchanged.]

**Rationale:** Under current legislation, a student-athlete's participation in organized competition is exempt during their time spent on active duty in the U.S. or Canadian Armed Services. However, if an international student-athlete not from Canada participates in any organized competition while serving in their country's military, the student-athlete uses a season of competition for each year in which he or she participates in such organized competition. This application unfairly penalizes a student-athlete who spent time serving his or her country. A student-athlete who engages in this



type of service, whether voluntary or required, should not be penalized by using a season of competition for participating in any organized competition during their time of service. Additionally, student-athletes participating in official religious missions or with recognized foreign aid services of the U.S. government should not be penalized for their service. Broadening the exception recognizes these important forms of service.

**Co-sponsorship - Conference:** None

**Co-sponsorship - Institution:** None

**Position Statement(s):** None

**Review History:**

Jun 21, 2018: Recommends Approval - Legislation Committee

Jul 17, 2018: Approved in Concept - Management Council

Aug 8, 2018: Approved in Concept - Presidents Council

Aug 29, 2018: Approved in Legislative Format - Administrative Committee

**Additional Information:**

**Question No. 1:** What is the current legislation regarding organized competition before initial collegiate enrollment?

**Answer:** Current legislation specifies that a student-athlete uses a season of competition for each consecutive 12-month period after the one-year period following high school graduation (i.e., "grace period") in which the student-athlete participates in organized competition. However, there is an exception for participation during time spent on active duty in the United States or Canadian armed services.

**Question No. 2:** How does this proposal change the organized competition legislation?

**Answer:** This proposal expands an exception that currently exists for participation during time spent on active duty in the U.S. or Canadian armed services to time spent in the armed services in all other countries, and also exempts participation that occurs during time spent on official

religious missions or while serving recognized foreign aid services of the United States government.

**Convention Vote:** *Date of Vote:* January 26, 2019



**Division II Proposal No. 2019-6: Winter Break Restriction  
for Student-Athletes Who Exhaust Eligibility in the Fall**

**Issue:**

Whether the NCAA Division II Legislation Committee should issue an official interpretation to clarify that a student-athlete who exhausts eligibility after the fall term is not permitted to work a camp or clinic during the winter break immediately after the fall term.

**Background:**

Division II Proposal No. 2019-6 (recruiting – sports camps and clinics – institution’s sports camps and clinics – definition – football and basketball – elimination of timing restrictions – prohibition of student-athlete employment at institutional camps and clinics during the legislated winter break) [Attachment] was adopted at the 2019 NCAA Convention and amended the camps and clinics legislation by removing the summer vacation period restriction on the timing of football and basketball camps and clinics. Additionally, Proposal No. 2019-6 specified that a student-athlete may not be involved with institutional camps and clinics during the legislated winter break.

Before the convention, a question arose with respect to student-athletes who exhaust eligibility during the fall term. Specifically, whether a student-athlete who exhausts eligibility in the fall is subject to the winter break restriction at the end of that term. NCAA staff advised the proposal’s co-sponsors that the question would be reviewed by the Legislation Committee at its meeting in March 2019. The co-sponsors stated that their preference would be to apply the winter break restriction to student-athletes who exhaust eligibility in the fall.

The committee is asked to consider whether the winter break restriction on institutional camps and clinics applies to student-athletes who exhaust eligibility during the fall term immediately preceding the legislated winter break.

**Conclusions:**

1. The Legislation Committee **recommends** issuing an official interpretation to clarify that the winter break restriction on institutional camps and clinics applies to student-athletes who exhaust eligibility during the fall term immediately preceding the legislated winter break.
2. The Legislation Committee **recommends** issuing an official interpretation to clarify that the winter break restriction on institutional camps and clinics does not apply to student-athletes who exhaust eligibility during the fall term immediately preceding the legislated winter break.
3. The Legislation Committee **does not recommend** issuing an official interpretation.

**Associated References:**

*Division II Bylaw.*

**13.12.2.2.2 Employment in Own Institution's Camp or Clinic.** A member institution (or employees of its athletics department) may employ its student-athletes as counselors in camps or clinics, provided the student-athletes do not participate in organized practice activities other than during the institution's playing season in the sport (see Bylaw 17.1.1). [D] (Revised: 1/11/94, 1/10/95, 1/9/06 effective 8/1/06, 6/22/11)

**13.12.2.2.2.1 Exception - Winter Break.** A student-athlete may not be employed at an institutional camp or clinic during the winter break (See Bylaw 17.02.18). (Adopted: 1/26/19)

**Division:** II

**Proposal Number:** 2019-6

**Title:** RECRUITING -- SPORTS CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- DEFINITION -- FOOTBALL AND BASKETBALL -- ELIMINATION OF TIMING RESTRICTIONS -- PROHIBITION OF STUDENT-ATHLETE EMPLOYMENT AT INSTITUTIONAL CAMPS AND CLINICS DURING THE LEGISLATED WINTER BREAK

**Convention Year:** 2019

**Date Submitted:** June 13, 2018

**Status:** Adopted Final

**Effective Date:** Immediate

**IPOPL Number:** 1

**SPOPL Number:** 4

**Source:** Great Northwest Athletic Conference and East Coast Conference.

**Category:** Membership Proposal

**Topical Area:** Recruiting

**Intent:** To eliminate the timing restrictions for football and basketball camps and clinics; further, to prohibit student-athlete employment at an institutional camp or clinic during the legislated winter break.

**A. Bylaws:** Amend 13.12, as follows:

13.12 Sports Camps and Clinics.

13.12.1 Institution's Sports Camps and Clinics.

[13.12.1.1 unchanged.]

~~13.12.1.1.2 Football and Basketball. An institution's football or basketball camp or clinic may be conducted only during an institution's summer vacation period. [D]~~

[13.12.1.2 through 13.12.1.5 unchanged.]

13.12.2 Employment at Camp or Clinic.

[13.12.2.1 unchanged.]

13.12.2.2 Student-Athletes.

[13.12.2.2.1 unchanged.]

13.12.2.2.2 Employment in Own Institution's Camp or Clinic. A member institution (or employees of its athletics department) may employ its student-athletes as counselors in camps or clinics, provided the student-athletes do not participate in organized practice activities other than during the institution's playing season in the sport (see Bylaw 17.1.1). [D]

**13.12.2.2.1 Exception - Winter Break. A student-athlete may not be employed at an institutional camp or clinic during the winter break (See Bylaw 17.02.18).**

[13.12.2.3 through 13.12.2.4 unchanged.]

13.12.2.5 Athletics Staff Members. A member institution's athletics staff member may be involved in sports camps or clinics unless otherwise prohibited in this section. [D]

[13.12.2.5.1 unchanged.]

13.12.2.5.2 Other Noninstitutional Privately Owned Camps/Clinics. An institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to any individual who has started classes for the ninth grade). ~~In the sports of football and basketball, participation in such camps/clinics is limited to the institution's summer-vacation period.~~ [D]

[13.12.2.5.2.1 unchanged.]

**B. Bylaws:** Amend 17.02.18, as follows:

17.02.18 Winter Break. The winter break shall be a seven-consecutive-calendar-day period from December 20 through December 26. When December 20 falls on a Friday, Saturday or Sunday, the winter break shall be a seven-consecutive-calendar-day period that begins on the following Monday. When December 20 falls on a Monday, the winter break shall be a seven-consecutive calendar-day period that begins on the following Tuesday. During the winter break, a student-athlete **may not be employed at institutional camps and clinics**, may not participate in any countable athletically related activities and may not participate in any voluntary athletically related activities on campus unless the facility is open to the general student-body. (See Figure 17-4.)

**Rationale:** Football and basketball should not be treated differently than other sports in hosting and participating in camps and clinics. Restricting football and basketball camps to an institution's summer-vacation period prevents football and basketball coaches at quarter institutions from working some camps and clinics if a quarter institution's summer-vacation period begins and ends later than a semester institution. Additionally, a quarter institution's summer-vacation period may not align with high school summer-vacation periods and may affect the number of camps and clinics that could be hosted by a quarter institution or attended by its staff. Finally, amending the legislation to specify that student-athletes may not be involved with institutional camps and clinics during the legislated winter break period is consistent with Division II's "Life in the Balance" philosophy because it ensures that student-athletes will have time away from campus during the winter break. The immediate effective date will permit institutions to hold institutional camps and clinics during spring 2019.

**FAQ:**

**Co-sponsorship - Conference:**  
East Coast Conference

**Co-sponsorship - Institution:**  
None

**Position Statements:**

Football Committee	The Football Committee agreed to support the proposal based on the rationale presented by the sponsors.
Legislation Committee	The Legislation Committee agreed to take no position on the proposal.
Championships Committee	The Championships Committee agreed to support the proposal noting that it provides all sports an equal opportunity to grow through camps and clinics during a period accessible for local youth, and builds in protection for the legislated winter break. The committee noted that the Division II Men's and Women's Basketball Committees also support the proposal.
Presidents Council Management	The Presidents Council, Management Council and Men's and Women's Basketball Committees agreed to support the proposal. This proposal aligns all sports with equal opportunity to grow their sport through camps and clinics

Council  
Men's and  
Women's  
Basketball  
Committees

during a period of time accessible for local youth. It also provides universities on the quarter system potentially equal opportunity in hosting camps and clinics compared to semester-based institutions. The restriction of student-athlete employment at these events during the mandatory winter break period will provide current student-athletes with necessary time away from campus and prevents coaches or administrators from encouraging athletes to stay on campus.

#### Review History:

#### Additional Information:

**Question No. 1:** Under current legislation, when is it permissible for an institution to host an institutional football or basketball camp or clinic?

**Answer:** During the institution's summer vacation period.

**Question No. 2:** Would the proposed restriction on student-athlete employment during the legislated winter break apply to all sports?

**Answer:** Yes.

**Question No. 3:** May a student-athlete volunteer at an institutional camp or clinic during the legislated winter break period?

**Answer:** No.

#### Legislative References

Legislative Cite	Title
13.12	Sports Camps and Clinics.
13.12.1	Institution's Sports Camps and Clinics.
13.12.1.1.2	Football and Basketball.
13.12.2	Employment at Camp or Clinic.
13.12.2.2	Student-Athletes.
13.12.2.2.2	Employment in Own Institution's Camp or Clinic.
13.12.2.2.2.1	Exception - Winter Break.
13.12.2.5	Athletics Staff Members.
13.12.2.5.2	Other Noninstitutional Privately Owned Camps/Clinics.
17.02.18	Winter Break.

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To Be  
Hand-Delivered





**NCAA Division II Bylaws 15.3.2.2.1 and 15.3.2.2.1.6 – Financial Aid – Maximum Limit on Financial Aid – Institutional – Elements of Financial Aid – Room and Board – Off-Campus Room and Board Stipend – Training Table Meals**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Division II Bylaws 15.3.2.2.1 (off-campus room and board stipend) and 15.3.2.2.1.6 (training-table meals) to eliminate references to training table meals.

**Background:**

During its November 2019 in-person meeting, the NCAA Division II Legislation Committee reviewed a recommendation from the Culture of Compliance Think Tank to eliminate references to training table meals. The committee requested staff seek feedback from Division II conference offices regarding current use of training table meals.

Below is the excerpt from the November 2018 Legislation Committee meeting report:

**Review of legislative recommendations from the Culture of Compliance Think Tank.** The committee reviewed 31 legislative recommendations from the December 2017 Culture of Compliance Summit and recommended 15 noncontroversial proposals. [See Legislative Action Item Nos. 1-c through 1-j and 1-l through 1-t.]. The committee also requested feedback from the Division II Conference Commissioners Association Compliance Administrators on a legislative concept involving the elimination of the training table meals legislation. Additionally, the committee requested staff review the legislative history of Bylaw 14.2.4.1.1 (criteria for determining season of eligibility – exception – two-year college scrimmages) for further discussion at the March 2019 meeting. The committee agreed to continue its review of the legislative histories from the summit at its next in-person meeting.

**Feedback:**

The Division II CCACA provided the following feedback regarding current use of training table meals:

1. Eighteen conferences responded.
2. Fifteen conferences have no institutions using training tables.
  - One institution reported considering using training tables in the future.
3. One conference has one institution that uses training tables regularly.
4. One conference has one institution that provides training tables during finals week only and another institution that provides training tables for men's lacrosse only.

### **Conclusions:**

1. The Division II Legislation Committee **recommends** noncontroversial legislation to amend Bylaws 15.3.2.2.1 (off-campus room and board stipend) and 15.3.2.2.1.6 (training-table meals) to eliminate references to training table meals.
2. The Legislation Committee **does not recommend** noncontroversial legislation to amend Bylaws 15.3.2.2.1 (off-campus room and board stipend) and 15.3.2.2.1.6 (training-table meals) to eliminate references to training table meals.

### **References**

#### *Division II Legislation*

**15.3.2.2.1 Off-Campus Room and Board Stipend.** If a student-athlete lives and eats in noninstitutional facilities, the institution may pay the student-athlete an amount equal to the institution's official on-campus room allowance as listed in its catalog, the average of the room costs of all of its students living on campus or the cost of a room as calculated based on its policies and procedures for calculating the cost of attendance for all students. The institution also may pay the student-athlete an amount that is equivalent to an on-campus 7-day or 21-meal board plan or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students, excluding those meals provided as part of the training table. Meals provided on the training table shall be deducted at the regular-cost figure from such a student-athlete's board allowance.

**15.3.2.2.1.6 Training-Table Meals.** The cost of meals provided on the institution's training table shall be deducted from a student-athlete's board allowance, even if the student-athlete is not receiving a full grant-in-aid. In determining the cost figure to be deducted, the institution may use the actual meal costs listed in the institution's catalog or the average meal costs of its student-athletes living on campus.

**NCAA Bylaw 14.2.4.1.1 – Eligibility – Season of Competition: 10-Semester/15-Quarter  
Rule – Criteria for Determining Season of Eligibility – Exception – Two-Year College  
Scrimmages**

**Issue:**

In December 2017, the Division II Culture of Compliance Think Tank identified legislative concepts for review by the NCAA Division II Legislation Committee. The Think Tank recommended amending NCAA Bylaw 14.2.4.1.1 (exception—two-year college scrimmages) via noncontroversial legislation. According to the Think Tank, the definition of a scrimmage under Bylaw 14.2.4.1.1 should align with the definition of an official scrimmage as set forth in Bylaw 17 (playing and practice seasons). The Legislation Committee reviewed the recommendation at its November 5-6, 2018, in-person meeting and requested a legislative history on why the definition of a scrimmage under Bylaw 14.2.4.1.1 differed from the definition of a scrimmage in Bylaw 17.

**Legislative History:**

NCAA Division II Proposal No. 63 (No. 2-55) (season of competition) was adopted at the 1994 NCAA Convention. The proposal rationale stated: Many two-year colleges conduct preseason scrimmages to evaluate walk-ons and complete rosters, and many two-year college athletics organizations do not count involvement in such scrimmages as a season of competition. Accordingly, there have been instances in which a student-athlete (who later participated at an NCAA institution) did not realize that he or she had utilized a season of competition by participating in a preseason scrimmage at the two-year institution.

In some instances, this has caused NCAA member institutions to allow a student-athlete to participate in an impermissible fifth season of competition. This proposal will reduce an institution's vulnerability to such an occurrence and protect student-athletes who may have participated in limited, informal scrimmages against outside competition at a two-year college.

A delegate stated as is noted in the convention proceedings, that Proposal No. 63 was in the best interest of the student-athlete and protected the student-athlete should he or she receive inaccurate information from an unreliable source. Furthermore, NCAA Division II Proposal No. ER-2008-3 (eligibility – criteria for determining season of eligibility – minimum amount of competition – exception – two-year college scrimmages) revised the initial proposal and clarified that the two-year college scrimmage exception could only be used by two-year college student-athletes.

**Conclusions:**

1. The Division II Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 14.2.4.1.1 (exception – two-year college scrimmages) to align with the definition of an official scrimmage in Bylaw 17.

2. The Division II Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 14.2.4.1.1 (exception – two-year college scrimmages).

**Associated References:**

*Division II Legislation.*

**14.2.4.1.1 Exception -- Two-Year College Scrimmages.** A two-year college prospective student-athlete may compete in a scrimmage as a member of a two-year college team without counting such competition as a season of competition, provided the competition meets all of the following conditions: (*Adopted: 1/11/94, Revised: 4/4/07*)

- (a) The scrimmage is approved by the two-year college;
- (b) No official score is kept;
- (c) No admission is charged;
- (d) No official time is kept;
- (e) The scrimmage is played before the two-year college's first regularly scheduled outside competition; and
- (f) The student-athlete participates in not more than two such scrimmages or dates of competition per academic year.

*Division II Proposal.*

ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- MINIMUM AMOUNT OF COMPETITION -- EXCEPTION -- TWO-YEAR COLLEGE SCRIMMAGES

**Convention Year:**

**Date Submitted:** April 4, 2007

**Status:** Adopted Final

**Effective Date:** Immediate

**Official Notice Number:** ER-2008-3

**Source:** NCAA Staff.

**Proposal Category:** Editorial Revision

**Topical Area:** Eligibility

**Bylaws:** Amend 14.2.4.1.1, as follows:

14.2.4.1.1 Exception -- Two-Year College Scrimmages. *Participation in a A two-year college prospective student-athlete may compete in a scrimmage shall be exempt from as a member of a two-year college team without counting such competition as a season of competition, provided the competition meets all of the following conditions:*

[14.2.4.1.1-(a) through 14.2.4.1.1-(f) unchanged.]

**Co-sponsorship-Conference:**

None

**Co-sponsorship-Institution:**

None

**Additional Information:** When the two-year college scrimmage exception to the minimum amount of competition rule was initially adopted, it was intended to specify that participation in a two-year college scrimmage while enrolled at a two-year college only triggers the rule. This revision clarifies that the exception can only be used by two-year college student-athletes.

**Convention Vote:**

No Convention Record

**Legislative References**



**NCAA Division II Culture of Compliance Think Tank  
Legislative Review Subgroup  
Legislative History Requests**

<b>Bylaw:</b> 12.2.3.2.4
<b>Legislative Subgroup comment:</b> What is the legislative history? Possible interpretation that addresses this issue?
<b>Proposal No.:</b> Case Book 35 (1980-81 Manual)
<b>Intent:</b> The legislation was in response to a scenario as to whether an individual becomes professional under the Association's professional rulings by participation on the team. The answer was no, inasmuch as the participation of a professional coach or referee on a team does not cause it to be classified as a professional team under official interpretation 3, an individual may participate on the team.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>Bylaw:</b> 13.1.1.2.2
<b>Legislative Subgroup comment:</b> Look up legislative history. Hard to monitor when a student-athlete withdraws from a four-year institution. Maybe separated for one term.
<b>Proposal No.:</b> Case Book 199 (1985-86 Manual)
<b>Intent:</b> The legislation was in response to a situation as to whether it is necessary for the NCAA member institution to make contact with the previous four-year institution if the student-athlete officially withdraws from the first four-year institution. The answer was yes, if the contact with the student-athlete occurs within one academic year following the student-athlete's official withdrawal from the first institution.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>Bylaw:</b> 13.5.3
<b>Legislative Subgroup comment:</b> What is the legislative history? Is the last sentence necessary or is it contradictory to the general rule?
<b>Proposal No.:</b> NC-2007-18
<b>Intent:</b> To specify that an institution may provide transportation to attend the institution's home athletics contests (on or off campus) during an unofficial visit if transportation is available to prospective students generally.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>• Proposal No. NC-2008-14: Permitted an institution to provide transportation for a prospective student-athlete to attend a home athletics contest during an unofficial visit.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>Bylaw:</b> 13.6.2.1
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<b>Legislative Subgroup comment:</b> What is the legislative history? The term "current" should be eliminated. Institutions should be doing their due diligence to make sure PSAs are academically sound prior to having them come on an official visit. Would like to know why the term "current" is within the legislation.
<b>Proposal No.:</b> 1991-98
<b>Intent:</b> To require a prospective student-athlete to present an ACT or an SAT score prior to an official visit.
<b>Relevant Notes from Convention Discussion:</b> <ul style="list-style-type: none"> <li>To emphasize the importance of taking the ACT or SAT and encouraging a prospective student-athlete to take the test at an earlier date.</li> </ul>
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>Proposal No. 2014-21: Replaced the requirement for a PSAT, SAT, PLAN or ACT test score with a current high school or college-preparatory school transcript. According to the proposal, replacing the test score requirement with a current transcript maintained the requirement that a prospective student-athlete demonstrate his or her academic performance while providing flexibility based on the timing of the visit. The first opportunity to take an official visit was changed from the opening day of classes of the prospective student-athlete's senior year of high school to June 15 immediately preceding the prospective student-athlete's junior year.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>Division I does not require a "current" transcript.</li> <li>Division III legislation contains no transcript requirement for an official visit.</li> </ul>
<b>Bylaw:</b> 13.6.2.4
<b>Legislative Subgroup comment:</b> Question as to why we are precluding visits to off-campus contest when Bylaw 13.6.6.2.1 permits institutions to provide complimentary admissions to off-campus home competitions.
<b>Proposal No.:</b> Unknown. The legislation existed as early as 1971 as Bylaw 1-5(f), which included official interpretation 115.
<b>Intent:</b> Unknown.
<b>Relevant Notes from Convention Discussion:</b>
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>Proposal No. NC-2006-12: Allowed an institution, instead of a two-thirds majority of the Management Council, to consider games played at a substitute site as on-campus competition if the institution properly documented the conditions causing it to visit an off-campus site on an official visit.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>Division I limits an institution to providing transportation to attend an off-campus contest within a 30-mile radius of the member institution's main campus.</li> <li>No comparable legislation in Division III.</li> </ul>



<b>Bylaw: 13.6.6.6</b>
<b>Legislative Subgroup comment:</b> This does not seem applicable in Division II, but wanted to know why the bylaw was added. If found to be inapplicable, then would like to eliminate the bylaw.
<b>Proposal No.:</b> I-1991-21
<b>Intent:</b> To incorporate the October 1, 1991, official interpretation into the legislation by adding Bylaw 13.7.5.6 (now Bylaw 13.6.6.6)
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>• Division I has the same legislation.</li> <li>• No comparable legislation in Division III.</li> </ul>

<b>Bylaw: 13.6.8</b>
<b>Legislative Subgroup comment:</b> Under current legislation, siblings can stay in the same room as the prospect but then it says additional occupants should not be prospects recruited by the institution. But what if the sibling is someone that the institution is also recruiting, can they not stay in the same room as the prospective student-athlete? What overrides what, the fact that they are siblings or the fact that they are a prospective student-athlete?
<b>Proposal No.:</b> I-1992-25
<b>Intent:</b> To incorporate the August 22, 1990, official interpretation into the legislation by adding Bylaw 13.7.7 (now Bylaw 13.6.8)
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>• Proposal No. 2006-1: Replaced "parents/spouse" with "relatives."</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>Bylaw: 13.8.3.2-(c)</b>
<b>Legislative Subgroup comment:</b> Concerned with requiring a volunteer coach to "stick around" for an entire year. Hinders those coaches who want to briefly experience intercollegiate athletics for a short period of time.
<b>Proposal No.:</b> 1984-98
<b>Intent:</b> To allow member institutions in Divisions II and III the opportunity to employ individuals who presently hold positions in local high schools and junior or community colleges.
<b>Relevant Notes from Convention Discussion:</b> <ul style="list-style-type: none"> <li>• Institutions in Divisions II and III have not been able to hire full-time coaches in all sports, particularly in those sports which require a number of assistants.</li> <li>• The proposal would provide opportunities for institutions in Divisions II and III to maintain a strong college staff with qualified individuals from their local communities.</li> <li>• During the discussion at the 1984 Convention, one delegate, Theodore Bick of Union College (NY), expressed concern that it would be possible for an "unscrupulous" college or</li> </ul>

<p>university coach to hire an "unscrupulous" secondary school coach for the specific purpose of recruiting a member of that coach's team. Mr. Bick added: "We are protected, I am told, by the intention of the NCAA Council to interpret this amendment and similar existing legislation in such a way as to avoid that practice and similar practices."</p>
<p><b>Subsequent Revisions:</b></p> <ul style="list-style-type: none"> <li>Proposal No. ER-2005-6: Clarified that employment by a high-school, preparatory school or two-year college coach is permissible under specified conditions, regardless of sport. The bylaw previously distinguished between different sports or the same sport, despite Bylaw 11.4.3 never making such a distinction.</li> </ul>
<p><b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b></p> <ul style="list-style-type: none"> <li>Division I does not permit employment for high school, preparatory school or two-year college coaches.</li> <li>Division III legislation is the same as Division II.</li> </ul>
<p><b>Bylaw: 13.11.1.2</b></p>
<p><b>Legislative Subgroup comment:</b> Wanted to know why the legislation allows institutions to compete against AAU teams but not high school teams.</p>
<p><b>Proposal No.:</b> 1984 Column No. 34, Revised Case No. 205.  <a href="http://ncaanewsarchive.s3.amazonaws.com/1984/19841226.pdf">http://ncaanewsarchive.s3.amazonaws.com/1984/19841226.pdf</a></p>
<p><b>Intent:</b> The NCAA Administrative Committee determined that revised Case No. 205 would not preclude a member institution's varsity intercollegiate team from participating in a contest against an established outside team that includes prospective student athletes, it being understood that the outside team is continuing and ongoing and was not established for the specific purpose of competing against the collegiate team.</p>
<p><b>Relevant Notes from Convention Discussion:</b></p> <ul style="list-style-type: none"> <li>August 29, 1984 NCAA News: "Finally, the Council revised Case No. 205 (page 302, 1984-85 NCAA Manual) to prohibit competition between a member institution's varsity intercollegiate teams and high school or preparatory school teams. However, an institution's junior varsity or freshman intercollegiate teams would be permitted to participate in contests against such teams."</li> <li>1984 Column No. 34 – Date: December 26, 1984: "As set forth in revised Case No. 205, published in the Interpretations column of the August 29, 1984, issue of The NCAA News, an institution's varsity intercollegiate team is prohibited from participating in a contest against a high school or preparatory school team. Recently, the NCAA Administrative Committee determined that revised Case No. 205 would not preclude a member institution's varsity intercollegiate team from participating in a contest against an established outside team that includes prospective student athletes, it being understood that the outside team is continuing and ongoing and was not established for the specific purpose of competing against the collegiate team."</li> </ul>
<p><b>Subsequent Revisions:</b> N/A</p>
<p><b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b></p>

<b>Bylaw:</b> 13.11.2.6
<b>Legislative Subgroup comment:</b> It appears having both bylaws is redundant and would like to know why Bylaw 13.11.2.6.2 is necessary.
<b>Proposal No.:</b> 1988-18
<b>Intent:</b> To permit member institutions to administer medical examinations to prospective student-athletes who either have signed a National Letter of Intent at the involved institution or have been accepted for enrollment in a regular full-time program of studies at that institution.
<b>Relevant Notes from Convention Discussion:</b> N/A – adopted as part of a consent package
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>Proposal No. NC-2016-8: Permitted medical examinations for a prospective student-athlete who has signed a written offer of admission and/or financial aid or after the institution has received his or her financial deposit in response to its offer of admission.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>Division I has similar legislation, but is more restrictive on the timing of the medical examination.</li> <li>Division III does not have this legislation.</li> </ul>

<b>Bylaw:</b> 13.12.2.2.1.1
<b>Legislative Subgroup comment:</b> Want to know why we have both Bylaws 13.11.3.5 and 13.12.2.2.1.1 and why do we allow SAs to provide private lessons but not conduct their own camp or clinic.
<b>Proposal No.:</b> I-2015-1
<b>Intent:</b> Incorporating the October 2, 2013, official interpretation into the Manual will clarify the application of the legislation and eliminate confusion regarding student-athletes' receipt of compensation for fee-for-lesson instruction.
<b>Relevant Notes from Convention Discussion:</b> N/A <ul style="list-style-type: none"> <li>Student-athletes are not permitted to use their athletics reputation to promote the sale of the employer's product or services (Bylaw 12.4.1), even if the student-athlete is self-employed. As a result, it would be impossible to promote a camp or clinic without using student-athlete's athletics reputation.</li> </ul>
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>Division I has the same legislation regarding employment, but has additional requirements for fee-for-lesson instruction. Division I has the same prohibition on student-athletes conducting their own camp or clinic.</li> <li>Division III does not permit student-athletes to conduct their own events involving prospective student-athletes.</li> </ul>

<b>Bylaw:</b> 13.14.1
<b>Legislative Subgroup comment:</b> Further clarification on the bylaw. Is this relevant? What does it mean that the institution is entirely responsible for personal funds?
<b>Proposal No.:</b> 2002-32

<b>Intent:</b> To eliminate the requirement that funds expended for recruiting purposes must be deposited with the institution.
<b>Relevant Notes from Convention Discussion:</b> <ul style="list-style-type: none"> <li>• Many secondary violations were occurring because it was not practical for coaches to see reimbursement for each and every personal cent they spent when recruiting.</li> <li>• The practice was not conducive to how Division II institutions fund and manage recruiting efforts.</li> <li>• This proposal did not eliminate institutional control and the responsibility of an institution to monitor the recruiting process.</li> </ul>
<b>Subsequent Revisions:</b> n/a
<b>Is the legislation the same in Divisions I and III?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>Bylaw:</b> 13.15.2.1
<b>Legislative Subgroup comment:</b> Provide rationale of why you cannot currently pay the fee for a prospective student-athlete to register with the NCAA Eligibility Center, but can pay for a test score.
<b>Proposal Nos.:</b> I-2017-1, I-2017-2, I-2017-3, I-2017-4, I-2017-5
<b>Intent:</b> Incorporating the March 8, 2016, official interpretations into the Manual will clarify the application of the legislation regarding permissible pre-enrollment expenses to determine eligibility status.
<b>Relevant Notes from Convention Discussion:</b> n/a
<b>Subsequent Revisions:</b> None
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>• Division I's list of permissible fees is less exhaustive than Division II and also does not allow the Eligibility Center fee to be paid.</li> <li>• Division III does not require Eligibility Center registration.</li> </ul>

<b>Bylaw:</b> 14.1.10
<b>Legislative Subgroup comment:</b> Does it make sense for male practice student-athletes to receive an academic certification? Is there a way to differentiate a "general student" from a student-athlete.
<b>Proposal No.:</b> I-2008-1
<b>Intent:</b> To incorporate interpretations into the Manual that address the regulations surrounding male practice players with women's teams noting that many institutions do not understand or have knowledge of the regulations.
<b>Relevant Notes from Convention Discussion:</b> n/a
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>• Proposal No. NC-2012-10: eliminated requirement to receive an amateurism certification.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <ul style="list-style-type: none"> <li>• All three divisions have male practice player legislation, but the specific requirements are different across the divisions.</li> </ul>

- Division I does not require an academic certification.
- Division III requires male practice players to meet all applicable NCAA eligibility requirements to participate.

**Bylaw: 14.2.4.2.1.2**

**Legislative Subgroup comment:** Review legislative history and see if as a division we are still where we were at when this legislation was reviewed several years ago.

**Proposal No.:** 2010-11

**Intent:** To specify that an individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition; further, to amend the administration of the organized-competition regulations, as specified.

**Relevant Notes from Convention Discussion:**

The NCAA Division II Student-Athlete Advisory Committee supported Proposal No. 11 for the following reasons:

- The current organized competition legislation is often confusing and difficult for prospective student athletes to understand what activities subject them to the legislation.
- This proposal provides a clear definition of "organized competition" and the activities that subject a prospect to the legislation.

**Subsequent Revisions:** None

**Is the legislation the same in Divisions I and III?** Yes ☒ No ☐

- Both Division I and III have the one-year grace period as the general rule. Some of the underlying legislation across the divisions is different.

**Bylaw: 14.2.5.1.1**

**Legislative Subgroup comment:** Research medical hardship rules for junior colleges and NAIA institutions. Is this relevant if rules are stricter at those levels?

**Proposal No.:** I-2008-5

**Intent:** A student-athlete who receives a hardship waiver from a non-NCAA institution must have its member institution apply for a hardship waiver through the conference office, or the Committee on Student-Athlete Reinstatement, for independent institutions. This helps to ensure that the conditions for applying hardship waivers are consistent for all student-athletes participating at Division II institutions. In addition, incorporating the official interpretation into the Division II Manual will serve as notice that member institutions must apply for a hardship waiver through the conference office or NCAA when a two-year or four-year college transfer student receives a hardship waiver from a non-NCAA institution.

**Relevant Notes from Convention Discussion:** n/a

**Subsequent Revisions:** None

**Is the legislation the same in Divisions I and III?** Yes ☒ No ☐

- Divisions I and III have the same official interpretation that Division II incorporated in to the legislation.

**Bylaw: 14.3.1.1.2.1**

**Legislative Subgroup comment:** What is the purpose of this bylaw? Are institutions really tracking on this and is it necessary to have to go back and track this down if student-athlete has already been certified as a full qualifier? Why is institution required to submit this as in any other situation it's the student-athlete's responsibility to submit the high school transcript.

**Proposal No.:** NC-2010-1

**Intent:** To specify that an institution must submit a final high school transcript(s) to the NCAA Eligibility Center by November 15 following a student-athlete's initial full-time enrollment for any student-athlete who is certified as a qualifier pursuant to the early academic certification exception; further, to specify that a violation of this provision shall be considered an institutional violation, however, the student-athlete's eligibility shall not be affected.

**Relevant Notes from Convention Discussion:** This proposal was necessary due to the lack of transcripts submitted by early academic qualifiers, which created a significant gap in academic data available to NCAA research staff. Without such data, future policy decisions are threatened.

**Subsequent Revisions:** N/A

**Is the legislation the same in Divisions I and III?** Yes ☐ No ☒

- Division I requires final transcript to be submitted by February 1.
- Rule is not applicable in Division III.

**Bylaw: 14.3.3**

**Legislative Subgroup comment:** Clarification of why this bylaw was added. All student-athletes are only permitted four seasons of competition.

**Proposal No.:** 1991-83

**Intent:** To specify that a partial or nonqualifier who uses three seasons of competition at a Division I institution shall not be permitted to use a fourth season of eligibility at a Division II member institution.

**Relevant Notes from Convention Discussion:**

- Meant to correct a flaw of transfer regulations at the time and would not be consistent with the original intent of the legislation.
- Would only restrict student-athletes who had completed three seasons at Division I, not impact those who had completed one or two.
- Concerns about student-athletes coming from Division I which "currently does not have qualitative satisfactory progress requirements" to transfer to Division II.
- In the best interest of Division II to restrict.

**Subsequent Revisions:**

- Proposal No. NC-2012-14: Amended to allow a nonqualifier who had exhausted three seasons of eligibility at a Division I institution to be eligible for a fourth season following transfer to a Division II institution.

<b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b>
<b>Bylaw: 15.1.1.4.1</b>
<b>Legislative Subgroup comment:</b> If a former professional athlete is going to be a traditional student, why would institutions give them athletics aid? Want clarification on the application of Bylaw 15.1.1.4.1.
<b>Proposal No.:</b> Case Book 129 (1988-89 Manual)
<b>Intent:</b> N/A – This legislation was in response to a scenario where a student-athlete was no longer involved in professional baseball competition but remained bound by the option contract. The question posed was whether the student-athlete may receive institutional financial assistance while representing a member institution in a different sport. The answer given was yes, provided the student-athlete: (1) no longer is involved in professional athletics; (2) is not receiving any remuneration from a professional sports organization; (3) has no active contractual relationship with any professional athletics team.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b> <ul style="list-style-type: none"> <li>Division I Bylaw 15.3.1.4 permits institutions to award financial aid to a student-athlete under contract or is receiving compensation from a professional sports organization.</li> <li>Division III does not permit athletically related financial aid.</li> </ul>
<b>Bylaw:</b> Bylaws 15.3.3.2.6 (current) and 15.3.2.2.6 (effective 8/1/18)
<b>Legislative Subgroup comment:</b> Is this relevant anymore? Are Division II institutions still using this bylaw?
<b>Proposal No.:</b> Case Book 85 (1988-89 Manual)
<b>Intent:</b> N/A. This legislation was in response to a scenario where a grant-in-aid recipient lives and ate off campus and was given cash by the institution in lieu of room and board. The student-athlete used part of the money received, to purchase governmental food stamps which resulted in considerable savings. The question posed was whether it was permissible for the student-athlete to use the grant-in-aid funds to purchase food stamps. The answer given was yes. The purchase of food stamps with funds secured through an institutional grant-in-aid is permissible provided the stamps were available to the student body in general and the student-athlete who purchased them was eligible for such stamps without any special arrangement on the part of athletics department personnel or representatives of the institution's athletics interest.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> None.
<b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b> <ul style="list-style-type: none"> <li>Division III does not permit athletically related financial aid.</li> </ul>

<b>Bylaw:</b> 15.4.2.1.1
<b>Legislative Subgroup comment:</b> Why do sports have different numbers? How were the numbers selected as some seem random?
<b>Proposal No.:</b> 1973-42
<b>Intent:</b> To establish limitations on the number of athletically related financial aid awards and athletically related participants in NCAA recognized sports.
<b>Relevant Notes from Convention Discussion:</b> <ul style="list-style-type: none"> <li>No guidance provided from the proposal rationale or the discussion on the floor as to how the initial limits were established.</li> </ul>
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>Proposal No. 1992-64 – Reduced the number of permissible grants-in-aid in selected Division II sports by 10 percent, with a graduated two-year reduction in football and basketball. Intent was to assist Division II institutions in lowering costs and establish Division II limits in proportion to Division I.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

<b>Bylaw:</b> 15.4.2.1.2
<b>Legislative Subgroup comment:</b> Why do sports have different numbers? How were the numbers selected as some seem random?
<b>Proposal No.:</b> Proposal No. 1992-77
<b>Intent:</b> To establish limitations on the number of athletically related financial aid awards and athletically related participants in NCAA recognized sports.
<b>Relevant Notes from Convention Discussion:</b> <ul style="list-style-type: none"> <li>Prior to adoption, NCAA women's programs used the financial aid limitations set for men's programs.</li> <li>Any difference in number would refer to those sports in the women's programs with greater emphasis than the men's programs or due to balance of financial aid proportionality requirements in Title IX.</li> </ul>
<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>Proposal No. 1992-64 – Reduced the number of permissible grants-in-aid in selected Division II sports by 10 percent, with a graduated two-year reduction in football and basketball. Intent was to assist Division II institutions in lowering costs and establish Division II limits in proportion to Division I.</li> </ul>
<b>Is the legislation the same in Divisions I and III?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

<b>Bylaw:</b> 17.02.8-(b)
<b>Legislative Subgroup comment:</b> Review legislative history and bring back to the group.
<b>Proposal No.:</b> Case Book 286 (1988-89 Manual)
<b>Intent:</b> Question Posed: How is "intercollegiate competition" defined for purposes of use of a season of competition?
<b>Relevant Notes from Convention Discussion:</b> N/A – interpretive issue, incorporated in the legislation.



<b>Subsequent Revisions:</b> <ul style="list-style-type: none"> <li>• Proposal No. I-1994-24: Added "(excluding apparel no longer used from institution)"</li> <li>• Proposal No. NC-2017-26: Permitted student-athletes to use equipment received by the institution without triggering intercollegiate competition.</li> </ul>
<b>Is the legislation the same in Divisions I and III? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></b>

<b>Bylaw: 17.13.5.3</b>
<b>Legislative Subgroup comment:</b> Review legislative history as to why there are different exemptions in men's and women's ice hockey.
<b>Proposal No.:</b> ER-2008-24
<b>Intent:</b> Eliminated figures that outlined the annual and discretionary exemptions for each sport. Men's and women's ice hockey have differences in their exemptions due to the championship status. Women's ice hockey participates in a National Collegiate Championship and men's ice hockey does not have a Division II championship opportunity but can participate in the Division I championship.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b>

<b>Bylaw: 17.13.5.4</b>
<b>Legislative Subgroup comment:</b> Review legislative history as to why there are different exemptions in men's and women's ice hockey.
<b>Proposal No.:</b> ER-2008-24
<b>Intent:</b> Eliminated figures that outlined the annual and discretionary exemptions for each sport. Men's and women's ice hockey have differences in their exemptions due to the championship status. Women's ice hockey participates in a National Collegiate Championship and men's ice hockey does not have a Division II championship opportunity but can participate in the Division I championship.
<b>Relevant Notes from Convention Discussion:</b> N/A
<b>Subsequent Revisions:</b> N/A
<b>Is the legislation the same in Divisions I and III? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></b>



**Feedback from the NCAA Division II Presidents Council and NCAA Division II Student-Athlete Advisory Committee on the Notification of Transfer Concept**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of 2020 Convention legislation to amend Bylaw 13.1.1.2 (four-year college prospective student-athletes) to replace "permission to contact" legislation related to four-year college transfer student-athletes with a "notification of transfer" model. Additionally, whether the committee should recommend amending Bylaw 15.5.4.1 (reduction or cancellation permitted) to permit an institution to reduce or cancel a student-athlete's athletics aid for the following term or academic year if the student-athlete provides written notification of transfer.

**Background:**

In June 2018, the Division I Council adopted NCAA Proposal No. 2017-108 (recruiting and infractions program – contacts and evaluations – four-year college prospective student-athletes – notification of transfer), which replaced "permission to contact" in the transfer legislation with a "notification of transfer" model for four-year college transfers. Adoption of this proposal eliminated a Division I institution's ability to deny permission to contact, which prevented a transfer student-athlete from receiving athletics aid during the first academic year at the next institution.

Under the Division I notification of transfer model, once the student-athlete provides their institution with written notification of transfer, the student-athlete is entered into the national transfer portal within two business days. Proposal No. 2018-6 (autonomy proposal – financial aid – terms and conditions – reduction, cancellation or nonrenewal permitted – written notification of transfer), an autonomy proposal, was also adopted in June 2018 and states that institutional financial aid based on athletics ability may be reduced or cancelled for the following term or academic year if the student-athlete provides written notification of transfer to the institution.

At its June 2018 meeting, the committee recommended 2019 NCAA Convention legislation to amend NCAA Division II Bylaw 13.1.1.2 (four-year college prospective student-athletes) to replace "permission to contact" legislation related to four-year college transfer student-athletes with a "notification of transfer" model. Unlike Proposal No. 2017-108, however, the committee recommendation specified that a student-athlete must be entered into the transfer portal within seven-consecutive calendar days (as opposed to two business days) after receiving written notification of transfer from the student-athlete. Like Proposal No. 2018-6, the recommendation also specified that institutional athletics aid may be reduced or cancelled for the following term or academic year if a student-athlete provides written notification of transfer.

In July 2018, the NCAA Division II Management Council recommended that the NCAA Division II Presidents Council sponsor legislation regarding the concept for a vote at the 2019 NCAA Convention; however, in August 2018, the Presidents Council voted to table the notification of transfer concept pending further review and discussion. Following the adoption of Proposal No. 2017-108 in Division I, Division II has the most stringent permission to contact legislation of

the three divisions as Division III has a self-release model for student-athletes seeking to transfer within Division III.

**Feedback from the NCAA Division II Student-Athlete Advisory Committee and Presidents Council:**

After the August 2018 Presidents Council meeting, NCAA staff prepared educational material on the application of current Division II transfer legislation and how it would be affected by the notification of transfer concept recommended by the Legislation Committee. The material was presented to the Student-Athlete Advisory Committee in November 2018 and the Presidents Council in January 2019.

The Student-Athlete Advisory Committee supported the notification of transfer concept and noted that it would provide the student-athlete with more control in the transfer process. However, the committee expressed concern about the component that would allow an institution to reduce or cancel a student-athlete's athletics aid in the following term or academic year. Specifically, the committee asked if an institution could reduce or cancel athletics aid in the following term or academic year even if the student-athlete chose to withdraw from the transfer portal and remain at the institution. Similarly, the Presidents Council also expressed support for the notification of transfer model but shared concerns about the financial aid component, which seemed "punitive" in nature.

**Conclusions:**

1. The Division II Legislation Committee **recommends** sponsorship of 2020 Convention legislation to amend Bylaw 13.1.1.2 (four-year college prospective student-athletes) to replace "permission to contact" legislation related to four-year college transfer student-athletes with a "notification of transfer" model. The recommendation would also amend Bylaw 15.5.4.1 (reduction or cancellation permitted) and permit an institution to reduce or cancel a student-athlete's athletics aid for the following term or academic year if the student-athlete provides written notification of transfer.
2. The Division II Legislation Committee **recommends** sponsorship of 2020 Convention legislation to amend Bylaw 13.1.1.2 (four-year college prospective student-athletes) to replace "permission to contact" legislation related to four-year college transfer student-athletes with a "notification of transfer" model. The recommendation would not amend Bylaw 15.5.4.1 (reduction or cancellation permitted).
3. The Division II Legislation Committee **does not recommend** sponsorship of 2020 Convention legislation to amend Bylaw 13.1.1.2 (four-year college prospective student-athletes) to replace "permission to contact" legislation related to four-year college transfer student-athletes with a "notification of transfer" model.

4. The Division II Legislation Committee requests additional membership feedback (e.g., Division II Athletics Director Association, Division II Conference Commissioners Association, Collegiate Commissioners Association Compliance Administrators, Faculty Athletics Representatives Association) on a potential change to the permission to contact legislation.

### **Associated References:**

#### *Division I Legislation.*

**13.1.1.3 Four-Year College Prospective Student-Athletes.** An athletics staff member or other representative of the institution's athletics interests shall not make contact with the student-athlete of another NCAA or NAIA four-year collegiate institution, directly or indirectly, without first obtaining authorization through the notification of transfer process. [See Bylaw 19.1.2-(f).] **[D]**

**13.1.1.3.1 Notification of Transfer.** A student-athlete may initiate the notification of transfer process by providing his or her institution with a written notification of transfer at any time. The student-athlete's institution shall enter his or her information into the national transfer database within two business days of receipt of a written notification of transfer from the student-athlete. **[D]**

#### *Division I Autonomy Legislation.*

**15.3.5.1 Reduction, Cancellation or Nonrenewal Permitted.** Institutional financial aid based in any degree on athletics ability may be reduced or canceled during the period of the award or reduced or not renewed for the following academic year or years of the student-athlete's five-year period of eligibility if the recipient: (*Revised: 1/10/92, 1/11/94, 1/10/95, 1/9/96, 12/13/05, 9/11/07, 8/7/14, 1/17/15 effective 8/1/15, 6/19/18 effective 10/15/18*)

- (a) Renders himself or herself ineligible for intercollegiate competition;
- (b) Fraudulently misrepresents any information on an application, letter of intent or financial aid agreement (see Bylaw 15.3.5.1.2);
- (c) Engages in serious misconduct warranting substantial disciplinary penalty, as determined by the institution's regular student disciplinary authority;
- (d) Voluntarily (on his or her own initiative) withdraws from a sport at any time for personal reasons; however, the recipient's financial aid may not be awarded to another student-athlete in the academic term in which the aid is reduced or canceled;

- (e) Violates a nonathletically related condition outlined in the financial aid agreement or violates a documented institutional rule or policy (e.g., academics policies or standards, athletics department or team rules or policies); or
- (f) Provides written notification of transfer (see Bylaw 13.1.1.3) to the institution; however, the student-athlete's financial aid may not be reduced or canceled until the end of the regular academic term in which written notification of transfer is received. If a student-athlete provides written notification of transfer to the institution between regular academic terms (winter break, summer break) the institution may reduce or cancel the financial aid immediately.

*Division II Legislation.*

**13.1.1.2 Four-Year College Prospective Student-Athletes.** An athletics staff member or other representative of the institution's athletics interests shall not make contact with the student-athlete of an NCAA institution, directly or indirectly, without first obtaining the written permission of the first institution's athletics director (or an athletics administrator designated by the athletics director) to do so, regardless of who makes the initial contact. If permission is not granted, the second institution shall not encourage the transfer and shall not provide athletically related financial assistance to the student-athlete until the student-athlete has attended the second institution for one academic year. If permission is granted to contact the student-athlete, all applicable NCAA recruiting rules apply. (See Bylaw [13.1.6](#) for legislation regarding contacts and Bylaw [13.1.3.1](#) for legislation regarding telephone calls.) If an institution receives a written request from a student-athlete to permit another institution to contact the student-athlete about transferring, the institution shall grant or deny the request within 14 consecutive calendar days of receipt of the request. If the institution fails to respond to the student-athlete's written request within 14 consecutive calendar days, permission shall be granted by default and the institution shall provide written permission to the student-athlete. Permission to contact is not required for a student-athlete at an NAIA institution; however, the Division II institution's director of athletics (or an individual designated by the director of athletics) must send notification of recruitment to the NAIA institution prior to contact with an NAIA student-athlete. **[D]**

**15.5.4.1 Reduction or Cancellation Permitted.** Athletics aid may be reduced or canceled during the period of the award, if the recipient: (*Revised: 1/11/94, 1/10/95*)

- (a) Renders himself or herself ineligible for intercollegiate competition;
- (b) Fraudulently misrepresents any information on an application, letter of intent or financial aid agreement (see Bylaw 15.5.4.1.2); (*Revised: 4/14/15 effective 8/1/15*)
- (c) Engages in serious misconduct warranting substantial disciplinary penalty (see Bylaw 15.5.4.1.3); or (*Revised: 4/14/15 effective 8/1/15*)

- (d) Voluntarily withdraws from a sport at any time for personal reasons; however, the recipient's athletics aid may not be awarded to another student-athlete in the term in which the aid was reduced or canceled. Further, if the athletics aid is canceled before a regular academic term (e.g., preseason practice period), the aid may not be provided to another student-athlete during the ensuing academic term. (*Revised: 1/10/92, 1/11/94, 1/10/95, 1/9/96, 11/12/04, 1/21/17 effective 8/1/18*)

**15.5.4.3 Reduction or Cancellation Not Permitted.** Athletics aid may not be decreased or canceled during the period of its award: (*Revised: 1/11/94, 1/21/17 effective 8/1/18, 7/18/17 effective 8/1/18*)

- (a) On the basis of a student's athletics ability, performance or contribution to a team's success;
- (b) Because of an injury, illness or physical or mental medical condition (except as permitted pursuant to Bylaw 15.5.4.1); or (*Revised: 4/24/08, 4/14/15 effective 8/1/15*)
- (c) For any other athletics reason.

*Division III Legislation.*

**13.1.1.2 Four-Year College Prospective Student-Athletes.** An athletics staff member or other representative of the institution's athletics interests shall not make contact in any manner (e.g., in-person contact, telephone calls, electronic communication, written correspondence) with the student-athlete of another NCAA or NAIA four-year collegiate institution, directly or indirectly, without first obtaining written permission to do so, regardless of who makes the initial contact. If permission is not granted, the second institution shall not encourage the transfer. If permission is granted, all applicable NCAA recruiting rules apply. If an institution receives a written request from a student-athlete to permit another institution to contact the student-athlete about transferring, the institution shall grant or deny the request within seven business days (see Bylaw [13.02.1](#)) of receipt of the request. If the institution fails to respond to the student-athlete's written request within seven business days, permission shall be granted by default and the institution shall provide written permission to the student-athlete. Written permission may be granted by: **[D]** (*Revised: 1/10/91, 1/16/93, 1/11/94, 1/12/04 effective 8/1/04, 1/9/06, 10/17/06, 1/12/11*)

- (a) The first institution's athletics director (or an athletics administrator designated by the athletics director); or (*Adopted: 1/14/02 effective 8/1/04*)
- (b) The student-athlete, if the student-athlete attends a Division III institution (see Bylaw 13.1.1.2.1). (*Adopted: 1/14/02 effective 8/1/04*)

**13.1.1.2.1 Self-Release.** Using a form made available by the NCAA national office, a student-athlete who attends a Division III institution may issue, on his or her own behalf, permission for another Division III institution to contact the student-athlete about a potential transfer. The student-athlete shall forward this form to the director of athletics at the institution of interest. Contact between the student-athlete and institution may occur during the 30-day period beginning with the date the permission to contact form is signed by the student-athlete. An additional form must be issued for contact to occur or continue beyond the initial 30-day period. *(Adopted: 1/12/04 effective 8/1/04, Revised: 1/10/05)*

## **NCAA Bylaw 17 – Playing and Practice Seasons – Individual Sports – Individual Workout Sessions During an Institutional Vacation Period.**

### **Issue:**

Whether the NCAA Division II Legislation Committee should recommend noncontroversial legislation to amend Bylaw 17 (playing and practice seasons) to allow, in individual sports, a coach to participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, provided the request is initiated by the student-athlete.

### **Background:**

In April 2018 NCAA Division I adopted Proposal No. 2017-65 (playing and practice season – individual sports – vacation-period workout sessions initiated by student-athlete), which permitted a coach to participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, provided the request for such assistance is initiated by the student-athlete. During its June 2018 in-person meeting, the NCAA Division II Legislation Committee recommended the NCAA Division II Management Council refer this issue to the NCAA Division II Student-Athlete Advisory Committee for feedback.

During its July 2018 in-person meeting, the Student-Athlete Advisory Committee discussed the legislative referral. More than half of the committee was supportive of allowing a coach in individual sports to participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, and believed it would benefit international student-athletes who were unable to return home. However, those who opposed were concerned that student-athletes would feel pressured from a coach to utilize vacation periods to participate in additional workouts instead of taking the vacation time.

During its November 2018 in-person meeting, the Legislation Committee requested that staff gather additional feedback from individual sport coaches through the Division II coaches connection program on whether to permit, in individual sports, a coach to participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, provided the request for such assistance is initiated by the student-athlete. The feedback was generally supportive of such a legislative change [See Attachment].

### **Conclusion:**

1. The Division II Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 17 (playing and practice seasons) to allow, in individual sports, a coach to participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, provided the request is initiated by the student-athlete.
2. The Division II Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to eliminate Bylaw 17 (playing and practice seasons).



**Associated References:**

*Division II Bylaws:* **17.5.6.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.6.8.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.8.6.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.11.8.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.12.6.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.15.6.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.16.8.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.21.7.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.22.8.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.23.7.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.24.6.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

**17.27.7.1.1 Summer-Workout Sessions.** A coach may participate in individual workout sessions with student-athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete.

*Division I Proposal*

PLAYING AND PRACTICE SEASON -- INDIVIDUAL SPORTS -- VACATION-PERIOD  
WORKOUT SESSIONS INITIATED BY STUDENT-ATHLETE

**Status:** Adopted Final

**Intent:** In individual sports, to specify that a coach may participate in an individual workout session with a student-athlete from the coach's team during an institutional vacation period, provided the request for such assistance is initiated by the student-athlete.

**A. Bylaws:** Amend 17.5, as follows:

17.5 Bowling, Women's. Regulations for computing the bowling playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.5.1 through 17.5.5 unchanged.]

17.5.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season pursuant to Bylaw 17.5.1, except as permitted in Bylaw 17.1.7.2.

[17.5.6.1 unchanged.]

17.5.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.5.7 through 17.5.8 unchanged.]

**B. Bylaws:** Amend 17.6, as follows:

17.6 Cross Country. Regulations for computing the cross country playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.6.1 through 17.6.5 unchanged.]

17.6.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.6.1, except as permitted in Bylaw 17.1.7.2.

[17.6.6.1 unchanged.]

17.6.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.6.7 through 17.6.8 unchanged.]

**C. Bylaws:** Amend 17.7, as follows:

17.7 Equestrian, Women's. Regulations for computing the equestrian playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.7.1 through 17.7.5 unchanged.]

17.7.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.7.1, except as permitted in Bylaw 17.1.7.2.

[17.7.6.1 unchanged.]

17.7.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.7.7 through 17.7.9 unchanged.]

**D. Bylaws:** Amend 17.8, as follows:

17.8 Fencing. Regulations for computing the fencing playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.8.1 through 17.8.5 unchanged.]

17.8.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.8.1, except as permitted in Bylaw 17.1.7.2.

[17.8.6.1 unchanged.]

17.8.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.8.7 through 17.8.9 unchanged.]

**E. Bylaws:** Amend 17.11, as follows:

17.11 Golf. Regulations for computing the golf playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.11.1 through 17.11.5 unchanged.]

17.11.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.11.1, except as permitted in Bylaw 17.1.7.2.

[17.11.6.1 unchanged.]

17.11.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.11.7 through 17.11.8 unchanged.]

**F. Bylaws:** Amend 17.12, as follows:

17.12 Gymnastics. Regulations for computing the gymnastics playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.12.1 through 17.12.5 unchanged.]

17.12.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.12.1, except as permitted in Bylaw 17.1.7.2.

[17.12.6.1 unchanged.]

17.12.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.12.7 through 17.12.9 unchanged.]

**G. Bylaws:** Amend 17.15, as follows:

17.15 Rifle. Regulations for computing the rifle playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.15.1 through 17.15.5 unchanged.]

17.15.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related

activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.15.1, except as permitted in Bylaw 17.1.7.2

[17.15.6.1 unchanged.]

17.15.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.15.7 through 17.15.9 unchanged.]

**H. Bylaws:** Amend 17.18, as follows:

17.18 Skiing. Regulations for computing the skiing playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.18.1 through 17.18.5 unchanged.]

17.18.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.18.1, except as permitted in Bylaw 17.1.7.2.

[17.18.6.1 unchanged.]

17.18.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.18.7 through 17.18.9 unchanged.]

**I. Bylaws:** Amend 17.21, as follows:

17.21 Swimming and Diving. Regulations for computing the swimming and diving playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.21.1 through 17.21.5 unchanged.]

17.21.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season pursuant to Bylaw 17.21.1, except as permitted in Bylaw 17.1.7.2.

[17.21.6.1 unchanged.]

17.21.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional**

**vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.21.7 through 17.21.9 unchanged.]

**J. Bylaws:** Amend 17.22, as follows:

17.22 Tennis. Regulations for computing the tennis playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.22.1 through 17.22.5 unchanged.]

17.22.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.22.1, except as permitted in Bylaw 17.1.7.2.

[17.22.6.1 unchanged.]

17.22.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** the summer, provided the request for such assistance is initiated by the student-athlete.

[17.22.7 through 17.22.8 unchanged.]

**K. Bylaws:** Amend 17.23, as follows:

17.23 Track and Field, Indoor/Outdoor. Regulations for computing the indoor/outdoor track and field playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.23.1 through 17.23.5 unchanged.]

17.23.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.23.1, except as permitted in Bylaw 17.1.7.2.

[17.23.6.1 unchanged.]

17.23.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** summer, provided the request for such assistance is initiated by the student-athlete.

[17.23.7 through 17.23.9 unchanged.]

**L. Bylaws:** Amend 17.27, as follows:

17.27 Wrestling. Regulations for computing the wrestling playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.27.1 through 17.27.5 unchanged.]

17.27.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.27.1, except as permitted in Bylaw 17.1.7.2.[17.27.6.1 unchanged.]

17.27.6.12.1 **Vacation Period and** Summer-Workout Sessions. A coach may participate in individual workout sessions with student-athletes from the coach's team during **any institutional vacation period and/or** summer, provided the request for such assistance is initiated by the student-athlete.

[17.27.7 through 17.27.9 unchanged.]

**Source:** Big 12 Conference

**Effective Date:** Immediate

**Proposal Category:** Amendment

**Topical Area:** Playing and Practice Seasons

**Rationale:** Current legislation permits a coach in an individual sport to participate in individual workout sessions with a student-athlete from the coach's team during the summer, provided the request for such assistance is initiated by the student-athlete. This proposal extends the same opportunity to a student-athlete during any institutional vacation period. Many student-athletes may not be able to return home during a vacation period due to distance (e.g., international student-athletes), time or budget constraints. Such student-athletes may wish to use vacation periods for athletic improvement. Other student-athletes may simply wish to take advantage of additional opportunities to train with their coach. This proposal will allow a student-athlete in an individual sport the opportunity to request and receive additional instruction and guidance from a countable coach when there are fewer demands on the student-athlete's time.

**Estimated Budget Impact:** None.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** Time spent in voluntary workout sessions.

**Position Statement(s):**

Legislation Committee Opposes.



**Review of Feedback From Coaches on Individual Sport Student-Athletes  
Participating in Individual Workout Sessions During an Institutional Vacation  
Period**

Sport	Feedback
Cross Country	12/17: (U.S. Track & Field and Cross Country Coaches Association Convention): Cross country coaches were supportive of allowing student-athletes to participate in an individual workout session during the institutional vacation period, if initiated by the student-athlete.
Golf	1/16/19: <u>Men's Golf</u> was in full support of allowing student-athletes to participate in an individual workout session during the institutional vacation period, if initiated by the student-athlete.  1/17/19: <u>Women's Golf</u> was in full support of allowing student-athletes to participate in an individual workout session during the institutional vacation period, if initiated by the student-athlete.
Swimming and Diving	Swimming and Diving coaches are in favor of allowing student-athletes to participate in individual workout sessions. It will allow those student-athletes that are unable to return home over the winter break the ability to work with their coach. Furthermore, an Olympic year is coming up, and it would provide more time for student-athletes to work with coaches on an individual basis.
Tennis	This would be helpful. A lot of our athletes stay around. But it is nice to be able to say no for coaches to have a break. Would potentially eliminate violations or issues that are already happening.  More than likely this is happening. So would eliminate inadvertent rules violations.
Track and Field	12/17: (USTFCCCA Convention): Track & field coaches were supportive of allowing student-athletes to participate in an individual workout session during the institutional vacation period, if initiated by the student-athlete.
Wrestling	01/14: Wrestling coaches were supportive of allowing student-athletes to participate in an individual workout session during the institutional vacation period, if initiated by the student-athlete.



## **Division II University – Status of Required Modules for 2019-20 Coaches Certification and Communication Plan**

### **Background:**

At the 2019 NCAA Convention, the Division II membership adopted NCAA Proposal No. 2019-4 (personnel – coaches certification requirement – regulations – annual certification requirement – certification administration – required completion of educational modules), which amended the coaches certification legislation to require all paid and volunteer coaches to complete required modules on Division II University before being permitted to recruit off campus and direct, supervise or observe countable athletically related activities.

At its November 2018 meeting, the NCAA Division II Legislation Committee selected six modules that would be required for the 2019-20 coaches certification period, as follows: (1) NCAA Coaches Assist for Sexual Violence Prevention; (2) NCAA Coaches Assist for Mental Health; (3) Eligibility – General Eligibility; (4) Eligibility – Initial Eligibility; (5) Recruiting – PSA Tryouts; and (6) Recruiting: Who, What When. The committee also approved the certification procedures and question and answer documents for Division II University and drafted questions for the required modules. In February 2019, the module questions were finalized by NCAA staff with input from the NCAA Sport Science Institute and the NCAA Office of Legal Affairs and were reviewed and approved by the Legislation Committee.

### **Communication Plan and Next Steps:**

In March 2019, NCAA staff will collaborate with internal staff and the learning management system developer to add the questions to each required module and incorporate other features recommended by the committee, including the "randomization" feature to ensure that questions given to each Division II University user are unique and the grouping of required modules into a curriculum. Additional features will be added in accordance with the policies and procedures adopted by the committee (e.g., a feature that will prevent a user from re-taking a required module for a 24-hour period if the user fails to complete the module successfully).

On April 1, 2019, the required modules will be released and available to all users on Division II University. NCAA staff plans to "auto assign" the required modules to all Division II University users, pending system capabilities. As in previous years with the coaches certification exam, the release of the required modules will be announced via LSDBi and communicated via email to the Division II Athletic Directors Association, Conference Commissioners Association and Conference Commissioners Association of Compliance Administrators. In addition, emails will be sent to the National Association of Athletics Compliance Division II Committee and Division II Coaches Connection group connectors. An announcement regarding the release of the required modules will also be included in the March 2019 Division II Governance Newsletter.

**NCAA Division II Bylaw 13.5.2.8 – Recruiting – Transportation – Transportation on Official (Paid) Visit – Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardians – Payment of Official Visit Transportation Expenses for a Prospective Student-Athlete's Relatives, Friends or Legal Guardians.**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of 2020 Convention legislation to amend Division II Bylaw 13.5.2.8 (transportation of prospective student-athlete's relatives, friends or legal guardians) to permit an institution to pay the actual round-trip costs for a prospective student-athlete's relatives, friends or legal guardians to accompany the prospective student-athlete on their official visit.

**Background:**

At the 1957 NCAA Convention, the Association adopted legislation that specified "no member institution may finance the transportation costs incurred by relatives or friends of a prospective student-athlete to visit the campus or elsewhere."

At the 2007 NCAA Convention, the Division II membership adopted NCAA Proposal NC-2007-17 (recruiting – transportation on official visit – transportation of prospective student-athlete's relatives, friends or legal guardians), which permitted coaches, who are certified to recruit and scout prospective student-athletes off-campus, to transport a prospective student-athlete and his or her parent(s) or legal guardian(s) in an institution vehicle or the coach's vehicle to and from the prospective student-athlete's home to campus on an institutional official visit.

In December 2011, the NCAA Division I Council adopted Proposal No. 2011-99 (recruiting – men's basketball recruiting model), which established a new men's basketball recruiting model. Under the new model, in men's basketball, an institution may pay the actual round-trip costs for a prospective student-athlete's parents or legal guardians (expenses for up to two people) to accompany the prospective student-athlete on his official visit.

In April 2016, the Council adopted Proposal No. 2015-52 (recruiting – transportation on official visit – prospective student-athlete's parents or legal guardians - FBS), which permitted institutions that are Football Bowl Subdivision members to pay the actual round-trip costs for a prospective student-athlete's parents or legal guardians (expenses for up to two people) to accompany the prospective student-athlete on his official visit.

Currently, per Bylaw 13.5.2.8 (transportation of prospective student-athlete's relatives, friends or legal guardian(s)), a Division II institution's athletics department staff members or representatives of its athletics interest may not pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardians of a prospective student-athlete to visit the campus or elsewhere.

**Conclusions:**

1. The Division II Legislation Committee **recommends** sponsorship of 2020 Convention legislation to amend Bylaw 13.5.2.8 to permit an institution to pay the actual round-trip costs for a prospective student-athlete's relatives, friends or legal guardians to accompany the prospective student-athlete on his or her official visit.
2. The Division II Legislation Committee **does not recommend** sponsorship of 2020 Convention legislation to amend Bylaw 13.5.2.8 (transportation of prospective student-athlete's relatives, friends or legal guardians).

**Associated References:**

*Division II Bylaw.*

**13.5.2.8 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardian(s).** An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospective student-athlete to visit the campus or elsewhere, except as provided in Bylaw 13.5.2.8.1.

*Educational Column.*

**Type:** Educational Column

**Title:** NCAA Bylaws 13.6.2, 13.6.2.9 and 13.6.2.3.1 -- Transportation of prospects on official paid visits Division: II

**Date Issued:** January 11, 1995

**Date Published:** January 11, 1995

**Item Ref No:** Column 2 #2

NCAA Bylaws 13.6.2, 13.6.2.9 and 13.6.2.3.1 -- Transportation of prospects on official paid visits

NCAA institutions should note that in accordance with NCAA Bylaw 13.6.2, a member institution may pay a prospect's actual round-trip transportation costs for his or her official visit to its campus, provided a direct route between the prospect's home and the institution's campus is used. However, in accordance with 13.6.2.9, it is not permissible for an institution, its athletics department staff members or representatives of athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives or friends of a prospect to visit the campus or elsewhere except as specified in 13.6.2.9-(a) and (b). Further, as set forth in 13.6.2.3.1, an institution may not arrange payment of the airline ticket to allow a prospect (or the prospect's relatives or friends) to take advantage of ticket bonuses, rebates, refunds or other benefits connected with the purchase of the ticket. Therefore, it is not permissible for an institution to reimburse a prospect for any portion

of a ticket to visit an institution's campus for an official visit if the ticket involves a benefit for the prospect (or the prospect's relatives or friends)

*Division II Proposals.*

**RECRUITING -- TRANSPORTATION ON OFFICIAL VISIT -- TRANSPORTATION OF PROSPECTIVE STUDENT-ATHLETE'S RELATIVES, FRIENDS OR LEGAL GUARDIAN(S)**

**Convention Year:** 2007

**Date Submitted:** April 28, 2006

**Status:** Adopted Final

**Effective Date:** Immediate

**IPOPL Number:**

**SPOPL Number:**

**Source:** NCAA Division II Management Council (Legislation Committee).

**Category:** Noncontroversial

**Topical Area:** Recruiting

Intent: To specify that it is permissible for coaches, who are certified to recruit and scout prospective student-athletes off-campus, to transport a prospective student-athlete and his or her parent(s) or legal guardian(s) in an institutional vehicle or the coach's vehicle to and from the prospective student-athlete's home to campus on an official visit.

Bylaws: Amend 13.5.2.8 by adding new 13.5.2.8.1, pages 86-87, as follows:

"13.5.2.8 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardian(s). An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospective student-athlete to visit the campus or elsewhere, except as provided in Bylaw 13.5.2.8.1.

**"13.5.2.8.1 Coach Transporting Prospective Student-Athlete and Prospective Student Athlete's Parent(s) or Legal Guardian(s) To and From an Official Visit. A coach, who is certified through the annual certification requirement to recruit and scout prospective student-athletes off-campus, may transport a prospective student-athlete and his or her parent(s) or legal guardian(s) to and from the prospective student-athlete's home to campus on an official visit, in an institutional vehicle or the coach's vehicle, regardless of whether a visit occurs during or outside a permissible contact period."**

**Co-sponsorship - Conference:**

None

**Co-sponsorship - Institution:**

None

**Position Statement(s):**

None

**Review History:**

Mar 28, 2006:

Recommends Approval - Legislation Committee

Apr 11, 2006:

Approved - Management Council

Consideration

**Additional Information:** The current recruiting rules specify when a prospective student-athlete's relatives may or may not accompany the prospective student-athlete in an automobile, at an institution's expense, to and from home to campus on an official visit. The committee believes that there is not a recruiting advantage if an institution provides cost-free transportation to the prospective student-athlete's parents or legal guardian(s) when a coach transports a prospective student-athlete in an institutional vehicle or the coach's vehicle to and from the prospective student-athlete's home to campus on an official visit. The committee also believes that there would not be a budget impact because the institution may currently either reimburse the prospective student-athlete for mileage for round-trip automobile transportation on an official visit or reimburse a coach for his or her expenses associated with transporting a prospective student-athlete to and from home to campus on an official visit.

**Convention Vote:**

*Date of Vote:* January 08, 2007

Convention

*Division I Proposals.*

**RECRUITING -- MEN'S BASKETBALL RECRUITING MODEL**

**Status:** Adopted Final

**Intent:** To establish a new men's basketball recruiting model, as specified.

**A. Bylaws:** Amend 13.02.5, as follows:

13.02.5 *Recruiting* Periods **of Recruiting Activities.**

[13.02.5.1 through 13.02.5.2 unchanged.]

**13.02.5.3 Recruiting Period -- Men's Basketball. In men's basketball, a recruiting period is a period of time when it is permissible for authorized athletics department staff members to make in-person, off-campus recruiting contacts and evaluations.**

[13.02.5.3 through 13.02.5.4 renumbered as 13.02.5.4 through 13.02.5.5, unchanged.]

**B. Bylaws:** Amend 13.1.1.1, as follows:

13.1.1.1 Time Period for Off-Campus Contacts -- General Rule. Off-campus recruiting contacts shall not be made with an individual (or his or her relatives or legal guardians) before July 1 following the completion of his or her junior year in high school (July 7 after the junior year in high school in women's ice hockey and July 15 after the junior year in high school in women's gymnastics), or the opening day of classes of his or her senior year in high school (as designated by the high school), whichever is earlier. U.S. service academy exceptions to this provision are set forth in Bylaw 13.16.1.

**13.1.1.1.1 Exception -- Men's Basketball. In men's basketball, off-campus recruiting contacts shall not be made with an individual (or his relatives or legal guardians) before the opening day of his junior year in high school. Contacts that occur during a prospective student-athlete's junior year during recruiting periods other than the April recruiting period may occur only at the prospective student-athlete's educational institution. During the April recruiting period of a prospective student-athlete's junior year, contacts may occur at either the prospective student-athlete's educational institution or residence.**

**C. Bylaws:** Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

13.1.3.1 Time Period for Telephone Calls -- General Rule. Telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion of his or her junior year in high school (subject to the exceptions below), or the opening day of classes of his or her senior year in high school (as designated by the high school), whichever is earlier; thereafter, staff members shall not make such telephone calls more than once per week.

[13.1.3.1.1 through 13.1.3.1.2 unchanged.]

13.1.3.1.3 Exception -- Men's Basketball. In men's basketball, *an institution is permitted to make one telephone call **calls** per month to an individual (or the individual's relatives or legal guardians) **may not be made before** on or after June 15 **at the conclusion** of the individual's sophomore year in high school, through July 31 of the individual's junior year in high school. Thereafter, outside a contact period, an institution is permitted to make two telephone calls per week to an individual (or the individual's relatives or legal guardians) beginning August 1 before the individual's senior year in high school. Outside a contact period, an institution is permitted to make one telephone call per week to a two-year or four-year college prospective student-athlete*

(or the prospective student-athlete's relatives or legal guardians). During a contact period that occurs after August 1 prior to an individual's senior year in high school, telephone calls may be made at the institution's discretion. **If an individual attends an educational institution that uses a nontraditional academic calendar (e.g., Southern Hemisphere) telephone calls to the individual (or his or her relatives or legal guardians) may not be made before the day after the conclusion of the individual's sophomore year in high school. Thereafter, an institution may make telephone calls to a prospective student-athlete at its discretion.**

*13.1.3.1.3.1 Nontraditional Academic Calendars. If an individual attends an educational institution that uses a nontraditional academic calendar (e.g., Southern Hemisphere) telephone calls to the individual (or his or her relatives or legal guardians) may not be made before the day after the conclusion of the individual's sophomore year in high school. Thereafter, an institution may make telephone calls to an individual (or his or her relatives or legal guardians) as follows:*

- (a) *One telephone call per month from the day after the conclusion of the individual's sophomore year in high school to the opening day of classes of the individual's senior year in high school.*
- (b) *Two telephone calls per week beginning on the opening day of classes of the individual's senior year in high school.*
- (c) *During a contact period that occurs on or after the opening day of classes of an individual's senior year in high school, telephone calls may be made at the institution's discretion.*

[13.1.3.1.3.2 renumbered as 13.1.3.1.3.1, unchanged.]

[13.1.3.1.4 through 13.1.3.1.8 unchanged.]

[13.1.3.2 through 13.1.3.5 unchanged.]

13.1.3.6 Collect and Toll-Free Telephone Calls. Institutional coaching staff members (see Bylaw 13.1.3.4.1) may accept collect and toll-free (e.g., 1-800, 1-888) telephone calls placed by a prospective student-athlete and a prospective student-athlete's parents or legal guardians, provided the calls are placed not earlier than July 1 following completion of the prospective student-athlete's junior year in high school.

13.1.3.6.1 Exception -- Men's Basketball. In men's basketball, institutional coaching staff members may accept collect and toll-free (e.g., 1-800, 1-888) telephone calls placed by a prospective student-athlete and the prospective student-athlete's parents and legal guardians, provided the calls are placed not earlier than *the conclusion of the prospective student-athlete's sophomore year in high school* **the date on which an institution may begin placing telephone calls to a prospective student-athlete.**

[13.1.3.6.2 unchanged.]

[13.1.3.7 unchanged.]

**D. Bylaws:** Amend 13.1.4, as follows:

13.1.4 Visit to Prospective Student-Athlete's Educational Institution. Visits to a prospective student-athlete's educational institution that will occur during that portion of the day when classes are being conducted for all students must receive the approval of the executive officer (or the executive officer's designated representative) of the prospective student-athlete's educational institution.

**13.1.4.1 Men's Basketball.** In men's basketball, institutional staff members may visit a prospective student-athlete's educational institution on not more than one occasion during a particular week within a recruiting period that occurs during the academic year, regardless of the number of prospective student-athletes enrolled in the institution or whether any prospective student-athlete is contacted on that occasion. During the April evaluation periods, if a nonscholastic event occurs at the educational institution of a participating prospective student-athlete, institutional staff members may visit a prospective student-athlete's educational institution on not more than one occasion during a particular week (see Bylaw 13.1.4.4). During the July evaluation period, there are no limitations on the number of times an institutional staff member may visit a prospective student-athlete's educational institution.

**13.1.4.1.1 Tournament Exception.** In men's basketball, visiting a prospective student-athlete's educational institution on consecutive days during a particular week to observe a tournament or tier of a tournament shall count as a single visit (see Bylaws 13.1.7.15 and 13.1.7.15.1).

13.1.4.1.2 Football and **Women's** Basketball. In football and **women's** basketball, institutional staff members may visit a prospective student-athlete's educational institution on not more than one occasion during a particular week within a contact period, regardless of the number of prospective student-athletes enrolled in the institution or whether any prospective student-athlete is contacted on that occasion.

*13.1.4.1.1 Approval by Executive Officer. All such visits that will occur during the portion of the day when classes are being conducted for all students must receive the approval of the executive officer (or the executive officer's designated representative) of the prospective student-athlete's educational institution.*

[13.1.4.1.2 through 13.1.4.1.3 renumbered as 13.1.4.2.1 through 13.1.4.2.2, unchanged.]

13.1.4.1.2.43 Visits During Evaluation Period -- **Women's** Basketball. In **women's** basketball, institutional staff members may visit a prospective student-athlete's educational institution on not more than one occasion during a particular week within an evaluation period that occurs during the academic year. During the July evaluation period, there are no limitations on the number of times an institutional staff member may visit a prospective student-athlete's educational institution.

13.1.4.1.2.43.1 Tournament Exception. In **women's** basketball, visiting a prospective student-athlete's educational institution on consecutive days during a particular week to observe a tournament or tier of a tournament shall count as a single visit (see Bylaws 13.1.7.15 and 13.1.7.15.1).

[13.1.4.1.5 through 13.1.4.1.6 renumbered as 13.1.4.3 through 13.1.4.4, unchanged.]



*13.1.4.2 Sports Other Than Football and Basketball. In sports other than football and basketball, visits to a prospective student-athlete's educational institution that will occur during that portion of the day when classes are being conducted for all students must receive the approval of the executive officer (or the executive officer's designated representative) of the prospective student-athlete's educational institution.*

**E. Bylaws:** Amend 13.1.5, as follows:

13.1.5 Contacts.

[13.1.5.1 through 13.1.5.2 unchanged.]

13.1.5.3 Men's Basketball. In men's basketball, during the academic year, each institution shall be limited to seven recruiting opportunities (contacts and evaluations combined) per prospective student-athlete; *however, during the prospective student-athlete's senior year, the institution is limited to not more than three in-person, off-campus contacts (see Bylaw 13.1.5.5).* Men's basketball staff members shall not exceed 130 recruiting-person days during the academic year contact and evaluation periods.

[13.1.5.4 through 13.1.5.9 unchanged.]

13.1.5.10 Post-High School Contacts. *The **In sports other than men's basketball, the** contact limitations apply to the period in which the prospective student-athlete is enrolled in high school and the period beginning October 15 following the prospective student-athlete's completion of high school. **In men's basketball, an institution shall be limited to three contacts with a prospective student-athlete beginning October 15 following the prospective student-athlete's completion of high school.***

**F. Bylaws:** Amend 13.1.6, as follows:

13.1.6 Contact Restrictions at Specified Sites.

13.1.6.1 Prospective Student-Athlete's Educational Institution. Any staff member desiring to contact a prospective student-athlete at the prospective student-athlete's high school, preparatory school or two-year college first shall obtain permission for such contact from that institution's executive officer (or the executive officer's authorized representative). Contact may be made only when such permission is granted **and, in men's basketball, may not be made during the time of the day when classes are in session.** Institutions also are bound by this provision when recruiting international prospective student-athletes. [D]

13.1.6.2 Practice or Competition Site. Recruiting contact may not be made with a prospective student-athlete prior to any athletics competition in which the prospective student-athlete is a participant during the day or days of competition, even if the prospective student-athlete is on an official or unofficial visit. Contact includes the passing of notes or verbally relaying information to a prospective student-athlete by a third party on behalf of an institutional staff member and telephone calls. Such contact shall be governed by the following: [D]

[13.1.6.2-(a) through 13.1.6.2-(f) unchanged.]

13.1.6.2.1 Additional Restrictions -- Men's and Women's Basketball. In men's and women's basketball, the following additional restrictions shall apply:

- (a) In men's basketball, **in-person** contact shall not be made with a prospective student-athlete *at any basketball event during the academic year that is not part of a prospective student-athlete's normal high school, preparatory school or two-year college season, or any event that is not approved, sanctioned, sponsored or conducted by the applicable state high school or two-year college association, National Federation of State High School Associations or the National Junior College Athletic Association* **or the prospective student-athlete's relatives or legal guardians during the day of the prospective student-athlete's competition (e.g., before and after the competition).**
- (b) In men's basketball, all communication with a *prospective student-athlete (including a prospective student-athlete who has signed a National Letter of Intent), the prospective student-athlete's relatives or legal guardians, the prospective student-athlete's coach or any individual associated with the prospective student-athlete as a result of the prospective student-athlete's participation in basketball, directly or indirectly, is prohibited during the time period in which the prospective student-athlete is participating in a summer certified event. However, printed materials (e.g., letters, recruiting brochures, questionnaires) may be sent via regular mail (see Bylaw 13.4.1) to a prospective student-athlete's home while the prospective student-athlete is participating in a summer certified event. An institutional coaching staff member may communicate at an event site with a prospective student-athlete who has signed a National Letter of Intent only if the prospective student-athlete is not participating in the event and is not associated with any team participating in the event (e.g., travels to the event at his own expense, not under the authority of a coach at any time, does not participate in team functions).* **Communication with a prospective student-athlete's relatives or legal guardians is permitted during the time period in which the prospective student-athlete is participating in a certified event.**

[13.1.6.2.1-(c) unchanged.]

13.1.6.2.1.1 *Exception* **Exceptions** -- Men's Basketball. In men's basketball, **anthe following exceptions to the additional contact restrictions shall apply:**

**(a) High School Coach.** **An** institutional coaching staff member may have telephone contact with a prospective student-athlete's high school coach (or high school administrator) while the prospective student-athlete is participating in a *summer* certified event, provided the high school coach or administrator is not in attendance at that event.

**(b) In-Person Contact After Commitment.** **If a prospective student-athlete has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or the institution has received the prospective student-athlete's financial deposit in response to the institution's offer of admission, in-person contact with the prospective student-athlete and/or his relatives or legal guardians is permissible in the following situations:**

**(1) During a recruiting period, in-person contact is permissible, subject to the provisions of Bylaw 13.1.6.2.**

**(2) For competition that occurs during an evaluation period, in-person contact is permissible after the prospective student-athlete's final contest of an event is completed and the prospective student-athlete is released by the appropriate authority and he leaves the dressing and meeting facility.**

[13.1.6.2.1.2 unchanged.]

[Remainder of 13.1.6 unchanged.]

**G. Bylaws:** Amend 13.1.7, as follows:

13.1.7 Limitations on Number of Evaluations.

[13.1.7.1 through 13.1.7.4 unchanged.]

13.1.7.5 Limitations on Number of Evaluations -- Men's Basketball. In men's basketball, each institution shall be limited to seven recruiting opportunities (contacts and evaluations combined) during the academic year per prospective student-athlete; *however, during the prospective student-athlete's senior year, the institution is limited to not more than three in-person, off-campus contacts (see Bylaws 13.1.5.3 and 13.1.5.5).* Men's basketball coaching staff members shall not exceed 130 recruiting-person days during the academic year contact and evaluation periods. [D]

[13.1.7.6 through 13.1.7.7 unchanged.]

13.1.7.8 Basketball Evaluations.

(a) Men's Basketball. In men's basketball, each institution is limited to 130 recruiting-person days (see Bylaw 13.02.8) during the academic year *contact and evaluation periods*. [D]

(1) *Fall Contact Period. Evaluations of practice activities at sites other than prospective student-athletes' educational institutions are prohibited during the fall contact period. Evaluations of live athletics activities shall be limited to:*

(i) *Regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and*

(ii) *Regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur.*

(21) Academic Year *Evaluation Period* **Recruiting Periods**. Evaluations of live athletics activities during the academic year *evaluation period* **recruiting periods** shall be limited to:

(i) Regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and

(ii) Regular scholastic activities involving student-athletes enrolled only at the institution at which the regular scholastic activities occur.

(32) *March and April Contact Periods* **Evaluation Periods**. Evaluations at nonscholastic events are prohibited during these periods. Evaluations of live

athletics activities during these periods shall be limited to **nonscholastic events that are certified per Bylaw 13.18.**

- (i) *Regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and*
- (ii) *Regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur.*

(43) Summer Evaluation Period **Periods.** During the summer evaluation period **periods**, a member of an institution's basketball coaching staff may attend institutional basketball camps per Bylaw 13.12.1.1; and noninstitutional organized events (e.g., camps, leagues, tournaments and festivals) that are certified per Bylaw 13.18.

(54) Predraft Camp Exception. Evaluations conducted at National Basketball Association (NBA) official predraft camps are not included in the 130 recruiting-person days.

[13.1.7.8-(b) through 13.1.7.8-(c) unchanged.]

[13.1.7.9 through 13.1.7.19 unchanged.]

13.1.7.20 Evaluation of Individuals Before They Become Prospective Student-Athletes. In sports other than men's basketball, a coaching staff member may observe an individual who has not entered the ninth grade participating in an athletically related activity, provided such observation occurs during a contact or evaluation period when it is permissible to evaluate prospective student-athletes. In men's basketball, a coaching staff member may observe an individual who has not entered the seventh grade participating in an athletically related activity, provided such observation occurs during a *contact or evaluation* period when it is permissible to evaluate prospective student-athletes. [D]

[13.1.7.21 unchanged.]

**H. Bylaws:** Amend 13.1.8, as follows:

13.1.8 Banquets, Meetings and NCAA Promotional Activities.

13.1.8.1 Banquets or Meetings at a Prospective Student-Athlete's Educational Institution.

[13.1.8.1-(a) unchanged.]

**(b) Men's Basketball.**

**(1) During a Recruiting Period. In men's basketball, a coach who speaks at a meeting or banquet at a prospective student-athlete's educational institution during a recruiting period, uses the institution's once-per-week visit to a prospective student-athlete's educational institution and uses an evaluation for all basketball prospective student-athletes at that educational institution. The coach does not use a contact, provided he or she does not make a recruiting presentation in conjunction with the appearance and has no direct contact with**

**any prospective student-athlete (or a prospective student-athlete's parents or legal guardians) in attendance.**

**(2) Outside a Recruiting Period. In basketball, a coach may speak at a meeting or banquet at a prospective student-athlete's educational institution outside a recruiting period without such attendance being considered an evaluation or a visit to a prospective student-athlete's educational institution (except for dead periods per Bylaw 13.02.5.4), provided:**

**(i) The meeting or banquet is initiated and conducted by the educational institution;**

**(ii) The coach does not make a recruiting presentation in conjunction with the appearance;**

**(iii) The coach does not have direct contact with any prospective student-athlete (or a prospective student-athlete's parents or legal guardians) in attendance; and**

**(iv) The coach does not engage in any evaluation activities.**

**(bc) Women's** Basketball.

(1) During a Contact Period. In **women's** basketball, a coach who speaks at a meeting or banquet at a prospective student-athlete's educational institution during a contact period, uses the institution's once-per-week visit to a prospective student-athlete's educational institution and uses an evaluation for all basketball prospective student-athletes at that educational institution. The coach does not use a contact, provided he or she does not make a recruiting presentation in conjunction with the appearance and has no direct contact with any prospective student-athlete (or a prospective student-athlete's parents or legal guardians) in attendance.

(2) Outside a Contact Period. In **women's** basketball, a coach may speak at a meeting or banquet at a prospective student-athlete's educational institution outside a contact period without such attendance being considered an evaluation or a visit to a prospective student-athlete's educational institution (except for dead periods per Bylaw 13.02.5.4), provided:

[13.1.8.1-(b)-(2)-(i) through 13.1.8.1-(b)-(2)-(iv) relettered as 13.1.8.1-(c)-(2)-(i) through 13.1.8.1-(c)-(2)-(iv), unchanged.]

13.1.8.2 Banquets or Meetings at Locations Other Than a Prospective Student-Athlete's Educational Institution. A coach may speak at a meeting or banquet at which prospective student-athletes are in attendance at a location other than a prospective student-athlete's educational institution (except during a dead period per Bylaw 13.02.5.4) outside of a contact period **(recruiting period in men's basketball)** or may speak at such a meeting or banquet during a contact period **(recruiting period in men's basketball)** without using one of the institution's permissible contacts or evaluations, provided:

[13.1.8.2-(a) through 13.1.8.2-(d) unchanged.]

[Remainder of 13.1.8 unchanged.]

**I. Bylaws:** Amend 13.4.1, as follows:

13.4.1 Recruiting Materials. In sports other than men's basketball and men's ice hockey, an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until September 1 at the beginning of his or her junior year in high school. In men's basketball and men's ice hockey, an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until June 15 at the conclusion of his or her sophomore year in high school. **In men's basketball, if an individual attends an educational institution that uses a nontraditional academic calendar (e.g., Southern Hemisphere) an institution shall not provide recruiting materials, including general correspondence related to athletics, to such an individual (or his or her parents or legal guardians) until the day after the conclusion of the individual's sophomore year in high school.** [D]

[13.4.1.1 unchanged.]

13.4.1.2 Electronic Transmissions. Electronically transmitted correspondence that may be sent to a prospective student-athlete (or the prospective student-athlete's parents or legal guardians) is limited to electronic mail and facsimiles. (See Bylaw 13.1.6.2.) All other forms of electronically transmitted correspondence (e.g., Instant Messenger, text messaging) are prohibited. Color attachments may be included with electronic mail correspondence, provided the attachment only includes information that is not created for recruiting purposes, except for items that are specifically permitted as printed recruiting materials (e.g., questionnaires), a media guide and video and audio materials, as permitted in Bylaw 13.4.1.5. Attachments other than a media guide and permissible video and audio materials shall not include any animation, audio or video clips and there shall be no cost (e.g., subscription fee) associated with sending the item attached to the electronic mail correspondence. [D]

**13.4.1.2.1 Exception -- Men's Basketball. Electronic correspondence (e.g., electronic mail, Instant Messenger, facsimiles, text messages) may be sent to a prospective student-athlete (or the prospective student-athlete's parents or legal guardians), provided the correspondence is sent directly to the prospective student-athlete (or his or her parents or legal guardians) and is private between only the sender and recipient (e.g., no use of chat rooms, message boards, posts to "walls"). (See Bylaws 13.1.6.2 and 13.10.2.) Color attachments may be included with electronic correspondence, provided the attachment only includes information that is not created for recruiting purposes, except for items that are specifically permitted as printed recruiting materials (e.g., questionnaires), a media guide and video and audio materials, as permitted in Bylaw 13.4.1.5. Attachments other than a media guide and permissible video and audio materials shall not include any animation, audio or video clips and there shall be no cost (e.g., subscription fee) associated with sending the item attached to the electronic correspondence.** [D]

[13.4.1.2.1 renumbered as 13.4.1.2.2, unchanged.]

13.4.1.2.2<sup>23</sup> Exception -- Electronic Mail and Facsimiles Regarding Institutional Camp or Clinic Logistical Issues -- **Sports Other Than Men's Basketball**. Electronic mail and facsimiles to an individual (or his or her parents, legal guardians, relatives or coach) that relate solely to

institutional camp or clinic logistical issues (e.g., missing registration information) are not subject to the restrictions on recruiting materials, provided the correspondence does not contain recruiting language and no solicitation of particular individuals to attend a camp or clinic occurs.

**13.4.1.2.4 Exception -- Electronic Correspondence Regarding Institutional Camp or Clinic Logistical Issues -- Men's Basketball. Electronic correspondence to an individual (or his or her parents, legal guardians, relatives or coach) that relates solely to institutional camp or clinic logistical issues (e.g., missing registration information) is not subject to the restrictions on recruiting materials, provided the correspondence does not contain recruiting language and no solicitation of particular individuals to attend a camp or clinic occurs.**

**J. Bylaws:** Amend 13.5.2, as follows:

13.5.2 Transportation on Official Paid Visit.

[13.5.2.1 unchanged.]

13.5.2.2 Automobile Transportation. If a prospective student-athlete travels by automobile on an official paid visit, the institution may pay round-trip expenses to the individual incurring the expense (except the prospective student-athlete's coach as set forth in Bylaw 13.8.1.1) at the same mileage rate it allows its own personnel. Any automobile may be used by the prospective student-athlete, provided the automobile is not owned or operated or its use arranged by the institution or any representative of its athletics interests. [R]

13.5.2.2.1 Prospective Student-Athlete's Friends and Relatives. A prospective student-athlete's friends, relatives or legal guardians may receive cost-free transportation to visit a member institution's campus only by accompanying the prospective student-athlete at the time the prospective student-athlete travels in an automobile to visit the campus. **(See Bylaw 13.5.2.6.1.)**

[13.5.2.3 through 13.5.2.5 unchanged.]

13.5.2.6 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardians. An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardians of a prospective student-athlete to visit the campus or elsewhere; however, an institution may: [R]

[13.5.2.6-(a) through 13.5.2.6-(c) unchanged.]

**13.5.2.6.1 Exception -- Transportation Expenses for a Prospective Student-Athlete's Parents or Legal Guardians -- Men's Basketball. In men's basketball, an institution may pay the actual round-trip costs for a prospective student-athlete's parents or legal guardians (expenses for up to two people) to accompany the prospective student-athlete on his official visit.**

**K. Bylaws:** Amend 13.6, as follows:

13.6 Official (Paid) Visit.

[13.6.1 unchanged.]

### 13.6.2 Limitations on Official Visits.

[13.6.2.1 unchanged.]

13.6.2.2 Number of Official Visits -- Prospective Student-Athlete Limitation. A prospective student-athlete may take a maximum of five expense-paid visits to Division I institutions, with not more than one permitted to any single institution. This restriction applies regardless of the number of sports in which the prospective student-athlete is involved.

13.6.2.2.1 First Opportunity to Visit. A **In sports other than men's basketball, a** prospective student-athlete may not be provided an expense-paid visit earlier than the opening day of classes of the prospective student-athlete's senior year in high school. **In men's basketball, a prospective student-athlete may not be provided an expense-paid visit earlier than January 1 of his junior year in high school.** [D]

[Remainder of 13.6.2 unchanged.]

[13.6.3 unchanged.]

13.6.4 Length of Official Visit. An official visit to an institution shall not exceed 48 hours. A prospective student-athlete may remain in the locale in which the institution is located after the permissible 48-hour period for reasons unrelated to the official visit, provided that at the completion of the 48-hour visit, the individual departs the institution's campus, and the institution does not pay any expenses thereafter, including the cost of return transportation to the prospective student-athlete's home. Additionally, if the prospective student-athlete does not return home prior to attending the institution, the one-way transportation to the campus would be considered a violation of Bylaw 13.5.4, which prohibits transportation to enroll. [D]

13.6.4.1 48-Hour Period Defined. The 48-hour period of the official visit begins at the time the prospective student-athlete arrives on the institution's campus, rather than with the initiation of the prospective student-athlete's transportation by a coach or the time of the prospective student-athlete's arrival at the airport or elsewhere in the community (see Bylaws 13.5.2.4, 13.6.4.1.1 and 13.6.4.1.2). The prospective student-athlete's transportation to and from the campus must be without delay for personal reasons or entertainment purposes. The institution may not pay any expenses for entertainment (other than the actual and reasonable cost of meals) in conjunction with the prospective student-athlete's transportation. At the completion of the 48-hour visit, the prospective student-athlete must depart the institution's campus immediately; otherwise, the institution may not pay any expenses incurred by the prospective student-athlete upon departure from the institution's campus, including the cost of the prospective student-athlete's transportation home.

[13.6.4.1.1 unchanged.]

13.6.4.1.2 Lodging in the Locale of the Institution Before Visit. A prospective student-athlete may receive lodging in the locale of the institution without beginning the 48-hour period if the prospective student-athlete arrives in the locale too late to begin the official visit that day. **Such In sports other than men's basketball, such** expenses may not be provided for any other individual who is accompanying the prospective student-athlete on the official visit (e.g., parents, spouse)



before the start of the 48-hour period, including the cost of additional occupants in the same room, if applicable. **In men's basketball, an institution may provide such expenses for a prospective student-athlete's parents or legal guardians (expenses for up to two people) without beginning the 48-hour period.**

[13.6.4.2 unchanged.]

[13.6.5 through 13.6.6 unchanged.]

#### 13.6.7 Entertainment/Tickets on Official Visit.

13.6.7.1 General Restrictions. An institution may provide entertainment, which may not be excessive, on the official visit only for a prospective student-athlete and the prospective student-athlete's parents (or legal guardians) or spouse and only within a 30-mile radius of the institution's main campus. Entertainment and contact by representatives of the institution's athletics interests during the official visit are prohibited. It is not permissible to entertain other relatives or friends (including dates) of a prospective student-athlete at any time at any site. [R]

13.6.7.1.1 Meals and Lodging While in Transit. It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit. **In men's basketball, an institution may pay the actual costs for meals and lodging for a prospective student-athlete's parents or legal guardians (expenses for up to two people) that are incurred while traveling to and from campus to accompany the prospective student-athlete on his official visit.**

[Remainder of 13.6 unchanged.]

**L. Bylaws:** Amend 13.17.2, as follows:

13.17.2 Men's Basketball. The following recruiting periods shall apply to men's basketball:

(a) September 9 through October 5:	<i>Contact Period (No evaluations at sites other than the prospective student-athlete's educational institution.)</i>
(ba) October 6 <b><u>September 9</u></b> through the Sunday beginning the week for the fall signing of the National Letter of Intent:	<i>Evaluation <b><u>Recruiting</u></b>Period</i>
(cb) Monday through Thursday of the week that includes the initial date for the fall signing of the National Letter of Intent:	Dead Period

( <i>dc</i> ) The Friday of the week for the fall signing of the National Letter of Intent through March 31 [except for (1) and (2) below]:	<i>Evaluation <b><u>Recruiting</u></b> Period</i>
(1) December 24 through December 26:	Dead Period
(2) <i>March 16 through March 22:</i>	<i>Contact Period</i>
( <i>ed</i> ) April 1 through the Wednesday immediately prior to the NCAA Division I Men's Basketball Championship game:	Quiet Period
( <i>fe</i> ) The Thursday immediately prior to the NCAA Division I Men's Basketball Championship game to noon on the Thursday immediately after the game:	Dead Period
( <i>gf</i> ) Noon on the Thursday immediately after the NCAA Division I Men's Basketball Championship game through seven days following the initial date for the spring signing of the National Letter of Intent [except for (1) below]:	<i>Contact <b><u>Recruiting</u></b> Period</i>
(1) Monday through Thursday of the week that includes the initial date for the spring signing of the National Letter of Intent:	Dead Period
( <i>hg</i> ) The eighth day after the initial date for the spring signing of the National Letter of Intent through July 5 [except for (1) <b><u>and (2)</u></b> below]:	Quiet Period
<b><u>(1) Two weekends in April (Friday through Sunday) other than Easter weekend and a weekend during which the PSAT, SAT, PLAN or ACT national standardized tests are administered:</u></b>	<b><u>Evaluation Periods (for certified events only)</u></b>
( <i>12</i> ) The day after the conclusion of the spring National Letter of Intent signing period to the day before the first permissible day to conduct institutional basketball camps [except for (i) below]:	Dead Period
(i) National Basketball Association Pre-Draft Camp:	Evaluation Period

<b><u>(ih)</u></b> July 6 through July 15 <b><u>31 [except for (1) and (2) below]:</u></b>	<i>Evaluation <b><u>Dead</u></b> Period</i>
<i>(j) July 16 through July 21 [except for (1) below]:</i>	<i>Dead Period</i>
<b><u>(1) The first three Wednesday (5 p.m.) through Sunday (5 p.m.) periods in July beginning on or after July 6:</u></b>  <b><u>(12)</u></b> It is permissible for an institution to have contact with a prospective student-athlete who is enrolled in the institution's summer term (summer session or summer bridge program) and has signed a National Letter of Intent or other written commitment to attend the institution.	<b><u>Evaluation Periods</u></b>
<i>(k) July 22 through July 31:</i>	<i>Evaluation Period</i>
<b><u>(i)</u></b> August 1 through September 8:	Quiet Period

**M. Bylaws:** Amend 13.18, as follows:

#### 13.18 SUMMER BASKETBALL EVENT CERTIFICATION -- MEN'S BASKETBALL

In men's basketball, in order for a *summer* basketball event (e.g., camp, league, tournament or festival) to be certified, a certification application form must be submitted each year to the NCAA national office 45 days before the start of the event. An event review form for each event also must be submitted to the national office not later than three months after the event sessions. The following criteria must be met by each event in order to be certified:

[13.18-(a) through 13.18-(m) unchanged.]

(n) Athletically related activities are precluded prior to 8 a.m. and the last athletically related activity may not begin later than 10 p.m. **April events may not begin before 6 p.m. on Friday and must conclude no later than 4 p.m. on Sunday;**

[13.18-(o) through 13.18-(q) unchanged.]

**Source:** NCAA Division I Board of Directors

**Effective Date:** Sections F, G, L and M as it relates to the April and summer evaluation periods: Immediate; 8/1/12 for other components. Sections C and I: 6/15/12. Sections A, B, D, E, H, J and K: 8/1/12.

**Proposal Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** In October 2010, the Board of Directors reviewed a request from the Collegiate Commissioner's Association to eliminate the summer evaluation period in men's basketball. The

Board assigned the NCAA Division I Leadership Council, along with appropriate stakeholders, the responsibility to evaluate and create a new comprehensive recruiting model for men's basketball. Through a year-long process, the Leadership Council developed a recruiting model that provides for earlier and increased access to prospective student-athletes by Division I coaches. The model represents a logical progression in the recruiting process to empower coaches, prospective student-athletes, and parents to make the best informed recruiting decision, while minimizing the influence from third parties.

**Estimated Budget Impact:** Potential to increase due to additional recruiting activities in April and providing transportation to parents or legal guardians for official visits.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.

#### RECRUITING -- TRANSPORTATION ON OFFICIAL VISIT -- PROSPECTIVE STUDENT-ATHLETE'S PARENTS OR LEGAL GUARDIANS -- FBS

**Status:** Adopted Final

**Intent:** In bowl subdivision football, to permit an institution to pay the actual round-trip costs for a prospective student-athlete's parents or legal guardians (expenses for up to two people) to accompany the prospective student-athlete on his official visit.

**A. Bylaws:** Amend 13.5.2.6, as follows:

[Federated provisions, FBS only]

13.5.2.6 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardians.

[A] An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardians of a prospective student-athlete to visit the campus or elsewhere; however, an institution may: [R]

[13.5.2.6-(a) through 13.5.2.6-(c) unchanged.]

[13.5.2.6.1 unchanged.]

**13.5.2.6.2 Exception -- Transportation Expenses for a Prospective Student-Athlete's Parents or Legal Guardians -- Bowl Subdivision Football. In bowl subdivision football, an institution may pay the actual round-trip costs for a prospective student-athlete's parents or legal guardians (expenses for up to two people) to accompany the prospective student-athlete on his official visit.**

**B. Bylaws:** Amend 13.6.7.1, as follows:

[Federated provisions, FBS only]

13.6.7.1 General Restrictions. [A] An institution may provide entertainment, which may not be excessive, on the official visit only for a prospective student-athlete and the prospective student-athlete's parents (or legal guardians) or spouse and only within a 30-mile radius of the institution's

main campus. Entertainment and contact by representatives of the institution's athletics interests during the official visit are prohibited. It is not permissible to entertain other relatives or friends (including dates) of a prospective student-athlete at any time at any site. [R]

13.6.7.1.1 Meals and Lodging While in Transit. [A] It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit. In basketball, an institution may pay the actual costs for meals and lodging for a prospective student-athlete's parents or legal guardians (expenses for up to two people) that are incurred while traveling to and from campus to accompany the prospective student-athlete on his official visit.

**13.6.7.1.1.1 Meals and Lodging in Transit for Parents or Legal Guardians -- Bowl Subdivision Football. In bowl subdivision football, an institution may pay the actual costs for meals and lodging for a prospective student-athlete's parents or legal guardians (expenses for up to two people) that are incurred while traveling to and from campus to accompany the prospective student-athlete on his official visit.**

**Source:** NCAA Division I Council (Football Oversight Committee)

**Effective Date:** August 1, 2016

**Proposal Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** This proposal continues football's logical progression toward empowering coaches, prospective student-athletes and parents to make the best informed recruiting decision, while minimizing influence from third parties. This proposal is consistent with recently adopted legislation to permit institutions appropriate flexibility to provide meals to up to four family members who accompany the prospective student-athlete on the official visit and provide up to two additional complimentary admissions to a prospective student-athlete in order to accommodate family members accompanying the prospective student-athlete to attend a home athletics event. This same flexibility was adopted for men's basketball in 2011 and for women's basketball in 2013.

**Estimated Budget Impact:** Additional costs to provide transportation to up to two individuals per official visit.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.

RECRUITING -- OFFICIAL VISIT TRANSPORTATION -- EXPENSES FOR FAMILY MEMBERS -- FCS

**Status:** Withdrawn

**Intent:** In championship subdivision football, to permit an institution to pay the actual round-trip costs for up to two family members to accompany a prospective student-athlete on an official visit.

**A. Bylaws:** Amend 13.5.2, as follows:

[Federated provision, FCS only]

13.5.2 Transportation on Official Paid Visit.

[13.5.2.1 through 13.5.2.5 unchanged.]

13.5.2.6 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardians. An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardians of a prospective student-athlete to visit the campus or elsewhere; however, an institution may: [R]

[13.5.2.6-(a) through 13.5.2.6-(c) unchanged.]

[13.5.2.6.1 unchanged.]

13.5.2.6.2 Exception -- Transportation Expenses for a Prospective Student-Athlete's Family Members -- *Bowl Subdivision* Football. In *bowl subdivision* football, an institution may pay the actual round-trip costs for up to two family members to accompany the prospective student-athlete on an official visit.

**B. Bylaws:** Amend 13.6.7, as follows:

[Federated provision, FCS only]

13.6.7 Entertainment/Tickets on Official Visit.

13.6.7.1 General Restrictions. An institution may provide entertainment, pursuant to Bylaw 13.6.7.5, on the official visit for a prospective student-athlete and up to four family members accompanying the prospective student-athlete within a 30-mile radius of the institution's main campus. Entertainment and contact by representatives of the institution's athletics interests during the official visit are prohibited. It is not permissible to entertain friends (including dates) of a prospective student-athlete at any time at any site. [R]

13.6.7.1.1 Meals and Lodging While in Transit. It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit. In basketball, an institution may pay the actual costs for meals and lodging for a prospective student-athlete's parents or legal guardians (expenses for up to two people) that are incurred while traveling to and from campus to accompany the prospective student-athlete on his official visit.

13.6.7.1.1.1 Meals and Lodging in Transit for Family Members -- *Bowl Subdivision* Football. In *bowl subdivision* football, an institution may pay the actual costs for meals and lodging for a prospective student-athlete's family members (expenses for up to two people) that are incurred while traveling to and from campus to accompany the prospective student-athlete on an official visit.

[13.6.7.2 through 13.6.7.10 unchanged.]

**Source:** NCAA Division I Council (Football Oversight Committee)

**Effective Date:** August 1, 2019

**Proposal Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** The autonomy conferences will consider a proposal to allow an institution to pay the actual round-trip costs for up to two family members to accompany the prospective student-athlete on his or her official visit in sports other than basketball and bowl subdivision football (legislation already applies those sports). If the autonomy proposal is adopted, it is appropriate that the same legislation apply to championship subdivision football. If the autonomy legislation is not adopted for other sports, a recommendation will be made to withdraw this proposal.

**Estimated Budget Impact:** Additional costs to provide transportation to up to two individuals per official visit.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.

AUTONOMY PROPOSAL -- RECRUITING -- OFFICIAL VISIT TRANSPORTATION --  
EXPENSES FOR FAMILY MEMBERS -- SPORTS OTHER THAN BASKETBALL AND  
FOOTBALL

**Status:** Withdrawn

**Intent:** In sports other than basketball and football, to permit an institution to pay the actual round-trip costs for up to two family members to accompany a prospective student-athlete on his or her official visit.

**A. Bylaws:** Amend 13.5.2, as follows:

13.5.2 Transportation on Official Paid Visit.

[13.5.2.1 through 13.5.2.5 unchanged.]

13.5.2.6 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardians. An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardians of a prospective student-athlete to visit the campus or elsewhere; however, an institution may: [R]

[13.5.2.6-(a) through 13.5.2.6-(c) unchanged.]

13.5.2.6.1 Exception -- Transportation Expenses for a Prospective Student-Athlete's *Parents or Legal Guardians* **Family Members** -- *Basketball* **Sports Other Than Football**. In *basketball* **sports other than football**, an institution may pay the actual round-trip costs for a *prospective student-athlete's parents or legal guardians (expenses for up to two people)* **up to two family members** to accompany the prospective student-athlete on his or her official visit.

[13.5.2.6.2 unchanged.]

**B. Bylaws:** Amend 13.6.7.1, as follows:

13.6.7.1 General Restrictions. An institution may provide entertainment, pursuant to Bylaw 13.6.7.5, on the official visit for a prospective student-athlete and up to four family members accompanying the prospective student-athlete within a 30-mile radius of the institution's main campus. Entertainment and contact by representatives of the institution's athletics interests during the official visit are prohibited. It is not permissible to entertain friends (including dates) of a prospective student-athlete at any time at any site. [R]

13.6.7.1.1 Meals and Lodging While in Transit. It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit. In *basketball* **sports other than football**, an institution may pay the actual costs for meals and lodging for *a prospective student-athlete's parents or legal guardians (expenses for up to two people)* **family members** that are incurred while traveling to and from campus to accompany the prospective student-athlete on his or her official visit.

[13.6.7.1.1.1 unchanged.] **Source:** Big 12 Conference

**Effective Date:** August 1, 2019

**Proposal Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** This proposal would establish the same legislation for sports other than basketball and football as is currently applicable to basketball and bowl subdivision football. The current legislation has been effective in helping institutions to build relationships with prospective student-athletes' family members. The same opportunity should be extended to other sports. The proposal continues the logical progression toward empowering coaches, prospective student-athletes and family members to make the best informed recruiting decisions, while minimizing influence from third parties. The proposal is also consistent with current legislation that permits institutions appropriate flexibility to provide meals and complimentary admissions for those accompanying the prospective student-athlete on an official visit.

**Estimated Budget Impact:** Transportation costs for up to two family members per official visit.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.





NCAA Division II Bylaw 12.5.1.3 – Amateur – Promotional Activities –  
Permissible – Congratulatory Advertisement.

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend Division II Bylaw 12.5.1.3 (congratulatory advertisement) to specify that an institution or conference office may repost a congratulatory advertisement (e.g., player of the week) when the message includes the student-athlete's name or picture and a commercial logo.

**Background:**

Currently, a student-athlete's name or picture or the group picture of an institution's athletic squad may appear in an advertisement of a particular business, commercial product or service provided the prongs of Bylaw 12.5.1.3 (congratulatory advertisement) are satisfied. Recently, NCAA staff has received interpretative questions regarding the relationship between Bylaw 12.5.1.3 and Bylaw 12.5.1.1 (institutional, charitable, educational or nonprofit promotions) when a commercial entity posts a congratulatory message on social media, and the institution or conference office wants to repost the message.

**Conclusions:**

1. The Division II Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 12.5.1.3 (congratulatory advertisement) to specify that an institution or conference office may repost a congratulatory advertisement (e.g., player of the week) when the message includes the student-athlete's name or picture and a commercial logo.
2. The Division II Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 12.5.1.3 (congratulatory advertisement).

**Associated References:**

*Division II Bylaw.*

**12.5.1.1 Institutional, Charitable, Educational or Nonprofit Promotions.** A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational, nonprofit or government agency (e.g., the armed services) may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met: (*Revised: 1/11/89, 1/10/91, 1/10/92, 10/19/15*)

- (a) The specific activity or project in which the student-athlete participates does not involve cosponsorship, advertisement or promotion by a commercial agency except as follows: *(Revised: 1/11/89, 1/10/91, 1/9/06)*
  - (1) Identification (e.g., graphics, voice over, on-screen test) of the commercial entity must explain the commercial entity's affiliation with the permissible entity (e.g., entity is the official sponsor of the institution/event); *(Adopted: 1/9/06)*
  - (2) The appearance or description of the commercial product(s)/service(s) and/or the commercial entity's logo(s) may be included, but may not exceed 25 percent of the total promotional activity. Further, language or action included in the promotion may not directly encourage the use or purchase of the commercial product or service (e.g., "drink this product") with which the commercial entity is associated; *(Adopted: 1/9/06)*
  - (3) An advertisement on an institution's wallet-size playing schedule that includes the name or picture of a student-athlete may include language other than the commercial product's name, trademark or logo, provided the commercial language does not appear on the same page as the picture of the student-athlete; *(Adopted: 7/17/18)*
- (b) The student-athlete does not miss class; *(Revised: 1/11/89)*
- (c) The student-athlete may accept actual and necessary expenses from the member institution, member conference or the charitable, educational, nonprofit or government agency related to participation in such activity; *(Revised: 1/11/89, 1/10/92, 1/12/04 effective 8/1/04, 10/19/15)*
- (d) The student-athlete's name, picture or appearance is not used to promote the commercial ventures of any nonprofit agency; *(Adopted: 1/10/92)*
- (e) Any commercial items with names or pictures of student-athletes (other than items specified per Bylaws 12.5.1.6 and 12.5.1.7) may be sold only by the member institution, member conference or NCAA, through outlets controlled by the member institution, member conference or the NCAA or outlets controlled by the charitable or educational organization (e.g., location of the charitable or educational organization, site of charitable event during the event); *(Adopted: 1/16/93, Revised: 1/9/96, 1/12/04 effective 8/1/04, 1/21/17)*

- (f) The student-athlete signs a release statement authorizing the use of his or her name, image or appearance in a manner consistent with the requirements of this section; and (*Revised: 1/11/89, 1/10/92, 10/19/15, 1/21/17*)
- (g) The institution provides educational material(s) to a representative of the charitable, educational, nonprofit or government agency regarding restrictions on the use of a student-athlete's name, image or appearance. (*Adopted: 1/21/17*)

**12.5.1.3 Congratulatory Advertisement.** It is permissible for a student-athlete's name or picture, or the group picture of an institution's athletics squad, to appear in an advertisement of a particular business, commercial product or service, provided: (*Revised: 4/28/09*)

- (a) The primary purpose of the advertisement is to publicize the sponsor's congratulations to the student-athlete or team;
- (b) The advertisement does not include a reproduction of the product with which the business is associated or any other item or description identifying the business or service other than its name or trademark;
- (c) There is no indication in the makeup or wording of the advertisement that the squad members, individually or collectively, or the institution endorses the product or service of the advertiser;
- (d) The student-athlete has not signed a consent or release granting permission to use the student-athlete's name or picture in a manner inconsistent with the requirements of this section; and
- (e) If the student-athlete has received a prize from a commercial sponsor in conjunction with participation in a member institution's promotional activities and the advertisement involves the announcement of receipt of the prize, the receipt of the prize is consistent with the provisions of Bylaw 12.5.2.3.3.

*Interpretations.*

**Congratulatory advertisement in advertising publication.**

**Division:** II

**Date Issued:** December 30, 1987

**Date Published:** December 30, 1987

**Item Ref: b**

**Interpretation:**

Determined that a congratulatory advertisement per NCAA Case No. 48 and Constitution 3-1-(e)-(2) could be included in an advertising publication provided the congratulatory advertisement is separate from (i.e., on an insert or on a separate page) advertisements that contain an endorsement or promotion of a commercial product or service.

**Use of slogan in commercial sponsor's trademark in congratulatory advertisement.**

**Division: II**

**Date Issued:** June 09, 1989

**Date Published:** June 09, 1989

**Item Ref: a**

**Interpretation:**

a. Use of Slogan in Commercial Sponsor's Trademark in Congratulatory Advertisement: Reviewed NCAA Bylaw 125.1.3 (congratulatory advertisement) and 03/30/89 LIC, Item No. 3, and determined that a sponsor's trademark in such a congratulatory advertisement may include a slogan when the slogan is part of the commercial sponsor's officially registered trademark.

**Commercial advertisement containing a congratulatory message.**

**Division: II**

**Date Issued:** February 20, 1991

**Date Published:** February 20, 1991

**Item Ref: d**

**Interpretation:**

d. Commercial Advertisement Containing a Congratulatory Message: Reviewed Bylaws 12.5.1.1-(b) [institutional, charitable or educational promotions], 12.5.1.3 (commercial advertisement) and 87/06/18 Interpretations Committee minutes, Item No. 7, in regard to a situation in which a member institution's sports calendar includes the cosponsoring company's regular trademark or logo and a congratulatory message (e.g., good luck in 1991); determined that such an arrangement would be permissible, provided the provisions of both 12.5.1.1 and 12.5.1.3 have been met.

*Educational Column.*

**Promotional Activities – Student-Athletes and Commercial Entities – Thank You Messages and Congratulatory Advertisements (I/II/III)**

**Division:** II

**Date Issued:** March 19, 2008

**Date Published:** March 19, 2008

**Item Ref:** 1

**Educational Column:**

NCAA institutions should note that pursuant to NCAA Divisions I and II Bylaw 12.5.2.1 and NCAA Division III Bylaw 12.5.1.4.2, it is not permissible for a student-athlete to directly or indirectly endorse a commercial product or service of any kind. Therefore, an advertisement in which a student-athlete thanks a commercial entity for its support is not permissible. For example, a thank-you advertisement that lists the names or logos of stables and farms or the names of individuals or entities that provide commercial products or services in support of an equestrian student-athlete would not be permissible. Such a thank-you advertisement placed by a student-athlete or his or her parents or legal guardians is an impermissible endorsement of commercial products or services even if the student-athlete or his or her parents or legal guardians paid for the advertisement.

Further, pursuant to Divisions I, II and III Bylaw 12.5.1.4, a commercial entity may use the picture of a student-athlete or team in an advertisement, provided the primary purpose of the advertisement is to publicize the sponsor's congratulations to the student-athlete or team. However, the advertisement cannot include a reproduction of an item with which the commercial entity is associated or any other item or description that identifies the entity other than a trademark or logo. For example, it would not be permissible for a stable, farm or trainer to place an advertisement congratulating an equestrian student-athlete for her accomplishments in which items such as a horse or saddle also appear, as these items are directly associated with the commercial entity and would; therefore, constitute an impermissible reproduction of such items.

[References: Division I Bylaws 12.5.1.4 (commercial advertisement) and 12.5.2.1 (advertisements and promotions after becoming a student-athlete); Division II Bylaws 12.5.1.4 (commercial advertisements) and 12.5.2.1 (advertisements and promotions subsequent to enrollment); and Division III Bylaws 12.5.1.4 (commercial advertisements) and 12.5.1.4.2 (commercial advertisements not permitted)]



**NCAA Bylaw 16.6.1 – Awards and Benefits – Expenses for Student-Athlete’s Friends and Relatives – Permissible – Injury or Illness – Expenses to Attend the Funeral of a Former Teammate or Institutional Staff Member**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend noncontroversial legislation to amend Division II Bylaw 16.6.1.2 (injury or illness) to specify that an institution may provide transportation expenses for student-athletes to attend the funeral of a former teammate or institutional staff member; further, to specify an institution may pay transportation, housing and meal expenses for relatives (or legal guardians) of a student-athlete, and for any student-athletes to be present in situations in which a student-athlete suffers an injury or illness or, in the event of a student-athlete’s death, to provide these expenses in conjunction with funeral arrangements.

**Background and Analysis:**

Bylaw 16.6.1.2 (injury or illness) permits an institution to pay transportation, housing and meal expenses for relatives (or legal guardians) of a student-athlete and for the student-athlete’s teammates to be present in situations in which a student-athlete suffers an injury or illness or, in the event of a student-athlete’s death, to provide these expenses in conjunction with funeral arrangements. Currently, the legislation is specific to situations in which a current student-athlete suffers an injury or illness or, in the event of a current student-athlete’s death. In order for student-athletes to attend a former teammate’s funeral, an institution must self-apply an incidental expense waiver per Bylaw 16.12 (expense waivers). Amending the legislation to allow student-athletes to receive transportation expenses to attend the funeral of a former student-athlete or institutional staff member may decrease confusion on whether such expenses are permissible.

Additionally, current legislation only permits an institution to provide expenses to student-athletes from the student-athlete’s team to be present in situations which a student-athlete suffers an injury or illness or, in the event of a student-athlete’s death. It is currently impermissible to provide expenses to individuals on other teams. Amending the legislation would allow an institution to provide any student-athlete expenses to attend another student-athlete’s funeral without having to file an urgent legislative relief waiver, which are routinely approved.

**Conclusions:**

1. The Division II Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 16.6.1.2 (injury or illness) to specify that an institution may provide transportation expenses for student-athletes to attend the funeral of a former teammate or institutional staff member.
2. The Division II Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 16.6.1.2 (injury or illness) to specify an institution may pay transportation, housing and meal expenses for relatives (or legal guardians) of a student-athlete and for any student-athletes to be present in situations in which a student-athlete

suffers an injury or illness or, in the event of a student-athlete's death, to provide these expenses in conjunction with funeral arrangements.

3. The Division II Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 16.6.1.2 (injury or illness).

#### **Associated References:**

*Division II Bylaws.*

**16.6.1.2 Injury or Illness.** The institution may pay transportation, housing and meal expenses for relatives (or legal guardians) of a student-athlete and for the student-athlete's teammates to be present in situations in which a student-athlete suffers an injury or illness or, in the event of a student-athlete's death, to provide these expenses in conjunction with funeral arrangements. [R] (Revised: 1/11/89, 1/9/06, 6/22/11, 4/14/15)

**16.12.1 Incidental to Participation.** The Committee for Legislative Relief may approve a member institution's request to provide additional expenses, which may include reasonable local transportation incidental to a student-athlete's participation in intercollegiate athletics. (Adopted: 1/10/90, Revised: 1/10/95, 12/5/06, 10/21/08)

*Division II Educational Column.*

#### **Previously Approved NCAA Division II Incidental Expense (II)**

Division: II

Date Issued: October 03, 2018

Date Published: November 28, 2018

Item Ref: 1

Educational Column:

Effective October 1, 2008, NCAA Division II institutions should note that the NCAA Division II Committee for Legislative Relief (CLR) has the authority to review incidental expense waivers (NCAA Bylaw 16.12). These requests were previously processed by the NCAA Division II Management Council Administrative Committee.

Bylaw 16.12.1.1 permits institutions and conferences to process incidental expenses, without the need for a waiver, provided the specific fact pattern of the institution's or conference's expense request is identical to a request that has been previously approved. If there is no direct on-point precedent for approval of the expense, the institution or conference must submit a formal Committee for Legislative Relief waiver application to the NCAA national office. Division II institutions may access the waiver application on the NCAA Web site ([www.ncaa.org](http://www.ncaa.org)).

Note: Incidental expense waivers are only available for student-athletes and do not apply to prospective student-athletes. If an institution or conference wishes to provide a benefit/expense to a prospective student-athlete that is normally impermissible under the legislation, the institution or conference may consider filing a Committee for Legislative Relief waiver request for Bylaw 13.2 (offers and inducements) or Bylaw 13.15 (precollege expenses).]

#### Transportation Expenses.

Transportation expenses for an international student-athlete to renew his or her required documents (e.g., visa, passport).

Transportation expenses for student-athletes to attend the funeral of a former teammate or institutional staff member.

Transportation expenses to student-athletes to attend a reception where their coach will be honored.

Transportation expenses to a student-athlete to return home for the birth of his or her child.

#### Misfortune Expenses.

To provide actual and necessary expenses to assist student-athletes for the replacement of items damaged or lost in a fire.

To reimburse a student-athlete for the replacement of a personal item (e.g., backpack, laptop) that was damaged during team travel.

Expenses to replace items belonging to a student-athlete that were stolen from the student-athlete's car, from the student-athlete's dormitory room or during team travel.

Expenses for the repair of a student-athlete's property (e.g., car, laptop, cell phone) that was damaged by an institutional staff member or student manager.

#### Miscellaneous Expenses.

To permit an institution's athletics staff member to purchase a baby gift for an expectant parent student-athlete on their team. The total value of the gift may not exceed \$25.

To permit an institution to provide housing and meals to a student-athlete during a natural disaster.



NCAA Rules for Institutional Staff Members

Expenses	Applicable NCAA Bylaws	Permissible e	Impermissible
Use of staff cell phone.	16.11.1.9 Telephones.		X
Allow student-athlete private storage of equipment and pay for student-athlete's parking.	16.02.3 Extra Benefit. 16.11.2.1 General Rule.	X	
Discounted housing rates.	12.1.4 - Impermissible -- Following Initial Full-Time Collegiate Enrollment. 16.11.1.1 - General Rule. 16.11.2 Nonpermissible. 15.3.2.2.2 - Material Housing Benefit. 16.5.2.1 - Housing Benefits.	X	
Set up a GoFundMe for a student-athlete in extreme circumstances beyond their control (was robbed, loss home due to natural disaster, etc.).	16.11.1.10 Miscellaneous Benefits. 12.5.1.1 Institutional, Charitable, Educational or Nonprofit Promotions.		X
Serve as a judge for a high school scholarship awards committee.	13.15.1 Prohibited Expenses.	X	
Serve on an advisory committee for a local travel organization.	13.11.2.4 - Local Sports Clubs.	X	

Donate to a state high school activities association if the association will then list the athletics director and/or the institution as donors in publications.	13.15.1.2 - Fundraising for High School Athletics Program.	X	
Speak at a high school leadership club.	13.1.9 - Banquets, Meetings and NCAA Promotional Activities.		X
Provide moving expenses upon initial arrival to the institution.	13.5.4 - Transportation to Enroll.	X	
Provide a picture taken on campus visit to a prospective student-athlete.	13.10.6 - Photograph of Prospective Student-Athlete.		X
Provide lodging to nonrecruited, recruit aged prospective student-athlete.	13.2.3 - Specific Prohibitions.	X	
Pay for a prospective transfer student-athlete's necessary expenses to obtain I-20.	13.15.2.1 - Fees and Expenses Necessary to Determine Eligibility Status.		X
Book or purchase prospective student-athlete's parent's or legal guardian's flight.	13.2.3 - Specific Prohibitions. 13.5.1 - General Restrictions. 13.5.2 - Transportation on Official (Paid) Visit. 13.5.1.1 - Nonpermissible Transportation. 13.5.2.2.1 - Prospective Student-Athlete's Friends and Relatives.	X	



**NCAA DIVISIONS I AND II**  
**AMATEURISM CERTIFICATION**  
**2019-20 POLICIES AND PROCEDURES**

## ADMINISTRATION

1. **Overview.** Pursuant to NCAA Divisions I and II Bylaw 12.1.1.1, institutions shall use the Eligibility Center to determine the validity of the information on which a prospective student-athlete's amateur status is based. The amateurism certification process is governed by the policies and procedures set forth herein, as approved by the Division I Student-Athlete Experience Committee and the Division II Legislation Committee. Further, the amateurism certification process is implemented through the staff's operational guidelines, which include the workflow and business practices for providing consistent, accurate and timely certifications and reviews per the policies and procedures.
2. **Jurisdiction and Scope.** The amateurism certification process certifies compliance with NCAA amateurism and organized-competition legislation for all PSAs before initial full-time collegiate enrollment at a Division I or II institution.
  - a. Timing. The certification is limited to the period before the PSA's request for final amateurism certification or full-time enrollment at a Division I or II institution (whichever occurs earlier). If an amateurism violation, a collection of closely-related violations or new information that could impact a PSA's amateur status occurred before the request for final amateurism certification and continued beyond the request, the staff may review the matter in its entirety, provided the violation(s) concluded before the PSA's initial full-time enrollment at a member institution.
  - b. Transfer/Joint Jurisdiction. If the staff identifies information that may indicate a violation beyond the scope of its jurisdiction, it may share the information with the institution. Further, the staff may transfer the review to enforcement or proceed with a joint review in accordance with each department's policies and procedures.
3. **Institutional Responsibility.** Divisions I and II institutions must promptly report to the Eligibility Center all discrepancies in information related to an amateurism certification and any additional information that may jeopardize a PSA's amateur status (Bylaw 12.1.1.1.2.2). Such notification must be submitted via the Amateurism Inconsistency Notification Form (available on the Eligibility Center's Member Institution Portal).
4. **Conflict of Interest.** A staff member must avoid participating in any review where a personal relationship or institutional affiliation reasonably may result in the appearance of bias or prejudice. The staff member is responsible for promptly notifying the individual's supervisor upon identifying such a conflict. Further, a staff member must avoid participating in a review if the individual believes participation may impair or compromise the integrity of the process or the certification decision.
5. **Adherence to Policies and Procedures.** National office staff, institutional staff, PSAs and any representatives participating in the amateurism certification process are required to participate in accordance with policies and procedures. Any concerns that an involved party has knowingly failed to comply with policies and procedures in a manner that substantially impacted a review must be provided in writing to the Eligibility Center's vice president.

## 6. Third-Party Participation.

### a. Institutional Staff Members.

- (1) An institution may designate a non-coaching staff member to assist a PSA with the certification process, provided the individual does not have sport-specific responsibilities in the PSA's sport.
- (2) An institutional coaching staff member may not assist a PSA with the certification process unless the coach's formal job responsibilities include administration of the institution's compliance program and the PSA does not participate in the coach's sport.
- (3) No institutional staff member shall advise, instruct or otherwise influence any PSA or other individual (e.g., outside team official) to answer questions in any specific manner. Information indicating such activities have occurred will be referred to enforcement.

### b. Representatives.

- (1) An institution may designate a non-staff representative to assist with the certification process by adding the individual to its list of Eligibility Center contacts, which the institution is responsible for managing, and providing the institution's NCAA organization ID to the third-party representative. Unless stated otherwise, all provisions applicable to institutional staff members are applicable to the institution's representative for purposes of the certification process.
- (2) A PSA may designate a representative for assistance with the certification process by providing the student's Eligibility Center credentials (i.e., email address and password) to that individual. Unless stated otherwise, all provisions applicable to the PSA are applicable to the PSA's representative for purposes of the certification process. A PSA's representative is authorized to participate in the process to the same extent the PSA would be permitted to participate without representation.
- (3) Any other individual or entity requested to provide information in conjunction with an amateurism certification may designate a representative who is authorized to assist the individual to the extent of the individual's involvement in the process.

## CORE CERTIFICATION

7. **Purpose.** Core certification is a component of the amateurism certification process designed to address issues that can generally be identified through self-reported information and standard research protocols (e.g., enrollment, prize money, participation history).
8. **Selection.** A PSA may be selected for manual core certification review based on self-reported information to the Eligibility Center and/or the PSA's expected date of high school graduation. Selection for manual core certification review does not indicate a violation has been identified. The staff may share information with an institution, even if such information does not warrant additional review by the Eligibility Center.

9. **Assignment.** Core certifications are reviewed in the order they become ready to process.
- A certification is ready to process when the PSA is active on a current Institutional Request List, has requested final certification and has no open amateurism-related tasks pending.
  - An institution may request urgent review of any account that is ready to process. Urgent requests may be submitted through the membership portal, and the staff will generally review all account urgent requests within two business days. To ensure reasonable service for all PSAs and institutions, the staff may remove urgent status from an account if an institution has submitted excessive or inappropriate requests for urgent review.
  - Where resources permit, the staff may conduct preliminary review of PSAs on a future IRL in the order of IRL activation and subsequent response. The staff cannot commit to providing preliminary evaluations on request.
10. **Processing.** Requests for information or documentation needed to process a certification will be designated as tasks through the Eligibility Center website. Email requests for information will be visible in the membership portal for all institutions that have the PSA on an active IRL; however, institutions will not be copied on email requests.

### AMATEURISM REVIEW

11. **Purpose.** Amateurism review is a proactive component of the amateurism certification process designed to address issues that cannot be identified effectively through self-reported information and/or involve a higher level of expertise and membership interaction. The fact-gathering process relies on data analysis, membership collaboration, development of source information and desktop research methods. In addition to providing certifications, amateurism review also provides visibility to pre-enrollment trends.
12. **Selection.** A PSA may be selected for amateurism review based on risk factors established before each certification season. The risk factors are intended only as a method for managing workflow and allocating resources. Further, an account may be transferred from core certification to amateurism review if it requires a greater level of staff expertise and membership interaction. Selection for amateurism review does not indicate a violation has been identified. The staff may share information with an institution, even if such information does not warrant additional review by the Eligibility Center.
13. **Risk Factors.** A PSA who meets two or more of the following risk factors may be selected for amateurism review:
- Attendance at three or more domestic high schools.
  - Athletics team participation in two or more countries.
  - Attendance at a high school under extended-evaluation status.
  - The subject of:
    - (1) Specific source information suggesting a possible amateurism concern;

- (2) Information derived from media reports, message boards, blogs or social media posts suggesting a possible amateurism concern;
- (3) cursory desktop research of the top prospects in the class; or
- (4) Information derived from other administrative proceedings (e.g., court of law, government agency, accrediting body, commission, NCAA process).
- e. Reclassified to an earlier graduating class.
- f. Academic credentials have been flagged for documented irregularities.
- g. Changed college commitment late in the recruiting process.
- h. Involvement with an individual, event or entity that has engaged in documented eligibility concerns with PSAs over the last two years.

**14. Process.** An amateurism review will proceed, as follows:

- a. Assessment. Once a PSA has been selected for amateurism review, the staff conducts an assessment and contacts the institution to share its findings. Thereafter, staff and the institution assess whether all available information supports providing a final amateurism certification decision.
- b. Review Plan. If staff and/or the institution determine additional information or fact gathering is necessary, staff and the institution will collaboratively develop a written review plan, including an overview of the specific, unresolved concerns relating to the PSA's amateurism certification, agreed-upon fact-gathering steps (e.g., information and documentation to gather), each party's responsibilities, a projected timeline and if necessary, access to a secure custodial website for information sharing.
- c. Fact Gathering. Staff and the institution will complete the review plan as thoroughly, efficiently and collaboratively as possible. If additional concerns or issues arise during fact gathering, the review plan may be amended, as necessary.
- d. Information Sharing. Staff and the institution will share all relevant information and documentation obtained during fact gathering. If necessary, staff may request and/or gather additional information and documentation. Each party is expected to share information and documentation in a timely manner.
- e. Institutional Summary. If the institution manages the review, it must provide a written summary of information and documentation gathered, as well as its assessment regarding whether any pre-enrollment amateurism violations occurred. The summary and assessment must be signed by the institution's athletics director and senior compliance administrator.
- f. Resolution. After fact gathering and information sharing has concluded, staff may do the following: (1) render a final amateurism certification decision; (2) seek a joint interpretation of the legislation; (3) request a factual determination by the applicable fact-finding committee for the division; or (4) provide the institution's leadership a memorandum specifying outstanding concerns.

## METHODS AND STANDARDS

**15. Information Standards.** The amateurism certification staff considers all information that is reasonably available and relevant to the amateurism certification process.

- a. Relevant Information. Information is relevant if it has any tendency to make a fact more or less probable than it would be without the information, and the fact is of consequence in determining the facts of the certification determination.
- b. Evaluating Information. Information is evaluated, as follows:
  - (1) Tier One: May be used to establish a fact absent credible information to the contrary. Such information may include (not exhaustive) contemporaneous documentation, public records, documented assertions from a known source (e.g., audio/video, social media, media interviews) provided contemporaneous to the issue being addressed, and assertions from a known source provided against the individual's own interests.
  - (2) Tier Two: May be used to establish a fact in conjunction with an independently-corroborating source absent credible information to the contrary. Such information may include (not exhaustive) registration or other self-reported information, assertions provided in support of an individual's own interests (other than contemporaneous accounts), media reports and data analysis.
  - (3) Tier Three: May be used as a potential lead but may not be used to establish or corroborate a fact. Such information may include (not exhaustive) a statement from a confidential source and a social media posting from an unknown source.

Other information must be evaluated individually to identify the appropriate tier. Factors to consider may include the credibility of other information provided by the same source, timing of the information, motivation and opportunity to provide misinformation, and the extent to which the information aligns with other (independent) sources.

- c. Authenticating Information. Information put forth in a review (e.g., documents) is presumed authentic if it reasonably appears to be what it is represented to be. If evidence of inauthenticity is produced to rebut that initial presumption, the information is relied upon only if the authenticity of the evidence can be reasonably corroborated.
- 16. Information Gathering.** If the staff receives or develops information relevant to a PSA's amateurism certification, and that information is believed to be reliable, the staff may seek additional facts to assess the veracity or otherwise clarify such information.
- a. Approved Methods. The following methods may be used to gather information:
    - (1) Information submitted by or about the PSA or any party associated with a review through the Eligibility Center registration or another process within the national office.
    - (2) Written communication with the PSA, involved institution or other individual who may have relevant information associated with a review.
    - (3) Open-source research (e.g., traditional and social media websites, subscription-based publications and services, public records).



- (4) Interviews.
  - (5) Documents and records requests (e.g., contracts or agreements, forms, computer records, financial records, tax records, legal documents, telephone records).
  - (6) Review of publicly-available information.
  - (7) Research, including use of public records and subscription-based services.
  - (8) Analysis of information developed through the amateurism certification process.
  - (9) Information provided by member institutions.
  - (10) Communications between units within the Eligibility Center and other departments within the national office.
  - (11) Information derived from other administrative proceedings (e.g., court of law, government agency, accrediting body, commission)
  - (12) Communications from third-party sources, including confidential source information and anonymous tips.
  - (13) Other methods, as approved by the director of academic and amateurism review on a case-by-case basis.
- b. Representation of Identity. A staff member must accurately identify himself or herself to any individual from whom the staff is seeking information in connection with a review. Email communication must be conducted using an ncaa.org email address.
  - c. Information from Online Sources. The staff may not use deception or other unauthorized means to access any online system or account:
    - (1) A staff member must use his or her full name and disclose employment by the Eligibility Center or the NCAA in either the name or bio section of a social media account used to gather information for an amateurism certification.
    - (2) A staff member may request to “follow” or “friend” a PSA or other individual or entity to gather information related to an amateurism certification, provided the staff member does not hide his or her identity and discloses employment by the Eligibility Center.
    - (3) A staff member may contact an individual through social media to facilitate further communication by email, telephone or in-person meeting through the social media service’s private messaging feature.
  - d. Requests for Information/Documentation. When requesting information or documents that are reasonably within a PSA’s influence or control, the staff may establish a reasonable deadline by which to respond. If the PSA does not provide the requested information by such reasonable deadline or demonstrate good-faith efforts to obtain the requested information, the staff may decline to accept later submissions regarding the matter in question or issue a decision of Not Certified – No Response.
17. **Interviews.** The amateurism review staff may conduct an interview if the staff and/or institution determine an interview may be an efficient or effective method for conducting the review and completing the certification.

- a. Interviewing Methods. Interviews may be conducted by telephone, videoconference or in person. All circumstances must be evaluated in determining the appropriate method for conducting an interview. Requests for in-person interviews must be authorized by the director of academic and amateurism review.
- b. Scheduling Interviews. The staff and involved institution must exercise reasonable efforts to conduct interviews collaboratively when a PSA, institutional staff member or a PSA's family member(s) are involved. Circumstances that may preclude joint participation in an interview include, but are not limited to, scheduling conflicts, an individual not being within the jurisdiction of any NCAA process, issues involving multiple PSAs at more than one institution, interviews conducted for background information on a matter ancillary to a particular PSA's amateur status or interviews conducted to validate previous information.
- c. Interview Locations. Interviews may be conducted at any location agreeable to all participating parties.
- d. Recorded Interviews. It is preferred but not required that interviews are recorded.
  - (1) Notification of Start and End of Recording. At the start of a recorded interview, the staff member conducting the interview must request confirmation, on the record, that the interviewee understands the interview is being recorded and must obtain voice identification from all parties present for the interview. At the completion of the interview, the staff member must indicate the point at which the recording has stopped.
  - (2) Maintaining an Accurate Record. The parties must endeavor to maintain an accurate record throughout the course of a recorded interview, which may include identifying nonverbal communication, use of exhibits, passing notes, reading from supplements or other assistance.
  - (3) Transcription. After a recorded interview, the staff member may submit the recording for transcription if a transcript is necessary for completing the review. If an interview is transcribed, all parties who participate in the recorded interview may receive a copy of the interview transcript through a secure custodial website after signing a confidentiality agreement. If the interview is not being transcribed, all parties who participated in the recorded interview may receive a copy of the interview recording through a secure custodial website after signing a confidentiality agreement. The staff has discretion to share a redacted interview transcript, as appropriate, to complete the certification process.
- e. Non-Recorded Interviews. If the interviewee objects to being recorded, the recording device malfunctions, or the staff member conducting the interview believes the use of a recording device would inhibit the conduct of the interview, the staff member must prepare a written summary documenting the substance of the interview within two business days and attempt to obtain confirmation of its accuracy from the interviewee. The interviewee will be permitted to make non-substantive corrections to the memorandum before affirming its accuracy. If an interviewee wants to make additions or corrections that materially alter the substance of the written summary, the new information must be treated as a separate interview. Information from a non-recorded interview which was not affirmed by the interview subject may be considered by the applicable fact-finding authority to the extent

the information is deemed reliable. A copy of the non-recorded interview summary must be provided, on request, to any individual who participated in the interview.

- f. Participants. There are no specific limits on the number of individuals who may participate in an interview. However, to encourage candid discussion, minimize undue stress for the interviewee and preserve confidentiality, all parties must exercise best efforts to limit attendance to those individuals who are actively participating in the interview process. The staff reserves the right to place a reasonable limit on the number and nature of individuals who are present for an interview.
    - (1) Presence of Institutional Staff or Institutional Representative. In any interview of a PSA who has enrolled at or signed a National Letter of Intent with an institution, a representative from that institution may participate in the interview. If the staff will discuss information related solely to a PSA at another institution, and that information is not reasonably expected to affect the student's eligibility at the representative's institution, the institutional representative must be excused from that portion of the interview.
    - (2) Presence of the PSA's Parent, Legal Guardian or Representative During the Interview. The PSA's parent, legal guardian or representative may be present during the interview or may participate remotely. However, the staff reserves the ability to determine the order and timing of interviews if the parent or legal guardian will also be interviewed.
    - (3) Role of Interview Participants. The interviewee is expected to respond to any questions reasonably related to the matter(s) or inquiry. Participants to the interview may not respond for the interviewee or otherwise interfere with the interview process. Objections may be noted for the record but will not be adjudicated during the interview. Any participant who unreasonably impedes the conduct of the interview may be excused from participating.
  - g. Notice Requirements. The following notifications must be provided, orally or in writing, to a PSA at the start of the interview or in advance of the interview.
    - (1) Interview Purpose. To determine whether the PSA has knowledge of or has been involved in any violation of NCAA amateurism or delayed-enrollment legislation.
    - (2) Complete and Accurate Information. The PSA has an obligation to provide complete and accurate information. Refusing to provide information or providing false or misleading information may jeopardize the PSA's eligibility.
    - (3) Confidentiality. The information discussed during the interview is confidential. Failure to maintain confidentiality may jeopardize the PSA's eligibility.
- During a joint interview with another NCAA unit or department, the amateurism staff is not required to repeat information that has already been communicated to the interviewee.
- h. Notes Taken During an Interview. Any individual participating in an interview may take notes during the interview. These notes constitute the individual's personal impressions and are not part of the file. There is no obligation to disclose such notes to any other party.

## RESOLVING THE CERTIFICATION

18. **Developing Facts.** After the fact-gathering process, the staff will evaluate available information and develop facts on which to base the certification.
19. **Developing a Review Summary.** If the staff determines a violation may have occurred, the staff will draft a review summary describing the staff's assessment of the certification and the factual determinations on which the staff relied. The review summary will be posted to the PSA's account for review in the membership portal.
  - a. Delayed Enrollment. If the staff determines a delayed-enrollment violation may have occurred, a certification decision will be posted based on the applicable legislative condition (as amended by guidelines for the Division I Council Approved Review Process or the Division II Streamlined Review Process).
  - b. Amateurism Violation. If the staff determines an amateurism violation may have occurred, a Final Not Certified condition will be posted. A member institution may request student-athlete reinstatement via Requests/Self-Reports Online.
20. **Requesting a Fact-Finding Determination.** Generally, the institution has discretion regarding whether to request a fact-finding determination after the decision inquiry process has concluded. However, if there is a factual dispute regarding an essential fact that would preclude the staff from issuing a final certification, the staff may request a determination by the applicable fact-finding committee for the division.
21. **Posting a Certification Decision.** The amateurism certification staff will post one of the following designations to reflect its assessment of the PSA's certification status:
  - a. Final Certified. The amateurism certification staff has completed its review, and the PSA is not subject to any amateurism certification conditions based on available information.
  - b. Final Certified with Conditions. The amateurism certification staff has completed its review and determined the PSA is subject to seasons charged or a year in residence for organized competition.
  - c. Final Not Certified. The amateurism certification staff has completed its review and determined the PSA may have committed an amateurism violation. An institution may request an interpretation or seek reinstatement.
  - d. Not Applicable. The amateurism certification staff has determined it is unnecessary to provide a certification decision for one or both division(s).
  - e. Not Certified – No Response. The amateurism certification staff is unable to complete the certification due to the absence of an essential piece of information.
22. **Reconsideration/Decision Inquiry Process.** The institution may request reconsideration of an amateurism certification decision based on new relevant information that was not reasonably available to any involved individual at the time of the previous decision. The reconsideration request must include a decision inquiry form (DIF), which may only be obtained from Eligibility Center customer service, and contemporaneous documentation.

The staff will consider one DIF per institution for each account. The DIF, which is limited to factual disputes, must be uploaded via the membership portal within 30 calendar days of the certification decision. If an institution begins recruiting the PSA after a decision has been posted, the DIF must be submitted within 30 calendar days of the date the institution added the PSA to its IRL. Additional information submitted beyond 30 calendar days of the certification decision (or new IRL activation) is subject to the reconsideration standard.

The staff has discretion to determine whether the institution's reconsideration request meets the threshold. If so, the staff will validate the new information, review any factual matters that may be affected by the new information and change the PSA's certification decision to Pending Manual Review to reflect that the certification process has not concluded. If not, the staff will deny the reconsideration request.

The staff response will generally be visible in the PSA's account in the membership portal within 10 business days of the DIF upload; however, new assertions or documentation may necessitate further inquiry before a response can be issued. The institution may appeal the staff determination to the applicable fact-finding committee for the division.

**23. Applying Legislation.** The amateurism certification staff will apply the legislation to the facts of the review and issue a certification decision.

- a. Interpretation Requests. If an institution disagrees with the amateurism certification staff's application of the legislation, it may submit an interpretation request (via RSRO) to the academic and membership affairs staff, which may view the contents of the PSA's account through the Eligibility Center case management system. Further, at any point, the staff may request an interpretation based on gathered information. The interpretation request must include the PSA's NCAA ID number and be based on information as determined by the amateurism staff (i.e., per the review summary or DIF response) or as determined by the applicable fact-finding authority.
- b. Interpretation Appeals. An institution may appeal an interpretation in accordance with the established policies and procedures for the applicable division. Requests to appeal an interpretation must be submitted to the appropriate authority within the divisional governance structure directly. The appeal must be based on information as determined by the amateurism staff (i.e., reflected in the review summary or DIF response) or as determined by the applicable fact-finding authority.

**24. Determining Certification Conditions.**

- a. Student-Athlete Reinstatement Requests. If a PSA has been certified as Final Not Certified, an institution may submit a reinstatement request (via RSRO) to the academic and membership affairs student-athlete reinstatement staff, which may view the contents of the PSA's account through the Eligibility Center case management system. Decisions regarding certification conditions will be made in accordance with Division I or II Committee on Student-Athlete Reinstatement policy.
- b. Legislative Relief Waivers. If a PSA has been certified with a delayed-enrollment condition, an institution may submit a legislative relief waiver (via RSRO) to the academic and membership affairs staff, which may view the contents of the PSA's account through

the Eligibility Center case management system. Decisions regarding certification conditions will be made in accordance with Division I or II Committee for Legislative Relief policy.

- c. Waiver and Reinstatement Decision Appeals. An institution may appeal a waiver or reinstatement decision per the policies and procedures for the applicable committee. Requests to appeal a waiver or reinstatement decision must be submitted to the appropriate authority within the divisional governance structure directly.

**25. Re-Evaluation After Certification.** If the Eligibility Center receives information regarding activities that may have occurred before the PSA's request for amateurism certification (or initial full-time enrollment at a Division I or II institution), whichever occurred earlier, the staff may re-open an amateurism certification, provided the information was not reported by the PSA previously or contradicts information reported by the PSA previously.

If staff re-opens a review, the PSA's certification decision will be changed to Pending Manual Review until the review process concludes.

Unless requested by the institution where the PSA has enrolled or intends to enroll, or that institution's conference office, the staff will not re-open a review based on a certification error involving information that was reported to the Eligibility Center before the certification decision and was not disputed by the PSA or involved institution.

## **MAINTAINING AND RETAINING INFORMATION**

**26. Confidentiality.** The amateurism certification staff treats all reviews as confidential. No staff member may speak with the public, media or any uninvolved third party about any amateurism certification review.

- a. Public Announcements. The staff shall neither confirm nor deny the existence of a review.
  - (1) Any public inquiries must be directed to the Eligibility Center's managing director of external affairs, who will facilitate an appropriate response in accordance with national office and department policies.
  - (2) At any time, the national office may issue a press release or public comment when deemed appropriate by the Eligibility Center's vice president.
- b. Confidentiality of Documents. Any documents prepared during a review (e.g., correspondence, transcripts, interview summaries) must be treated as confidential, shared within the national office for legitimate business purposes only, or distributed as otherwise permitted in the amateurism certification policies and procedures.
- c. Protection of Confidential Sources. To the extent permissible under law, the staff must protect the identity of any confidential source. If legal action requires the staff to disclose the identity of a source, the NCAA will exercise every option to limit the scope and audience of that disclosure.

Any information and/or documentation obtained as part of an amateurism review may be shared with other national office staff members (e.g., enforcement).

**27. Responsibility to Maintain Information.** The staff maintains all relevant information obtained during the review, including responses to written requests, recorded interviews, interview summaries, interview transcripts and other relevant information. Information pertaining to a review must be maintained in the Eligibility Center case management system or other designated location.

- a. Exclusions. Personal notes, impressions, confidential source information and internal communications are not considered part of the case file.
- b. Information Related to Multiple Reviews. Independent research, source information, interview summaries (or transcripts) or other documentation that may relate to one or more reviews is not considered part of the case file until such information is determined to reasonably relate to a particular review, at which time such information must be modified as reasonably necessary to maintain the privacy of PSAs or other individuals whose circumstances are not related directly to the current review.
- c. Document Retention/Destruction. The staff must follow the document retention policy set forth by the NCAA national office. The staff may not retain paper files associated with a review after the review has concluded unless the information is relevant to a future review or subject to a legal hold.

**28. Communication and Information Sharing.**

- a. Information Sharing. There may be rare instances when the staff has information that, if shared immediately with the involved institution or PSA, could compromise the integrity of the review, even without malicious intent to do so. In those instances, and after consulting with the director of academic and amateurism review, the staff must inform the involved institution or PSA that the staff has information it will share in a timely manner after concluding that disclosure will not materially jeopardize the review.
- b. Interview Recordings and Transcripts. Any individual, other than a national office staff member, who wishes to record an interview, must agree to a statement of confidentiality. Such agreement may be written or recorded. Any refusal to maintain confidentiality must be noted on the record before the interview begins and the individual must be precluded from recording or receiving a transcription of the interview. Such individual may be excluded from the interview at the staff or institution's discretion.
- c. Communication with Member Institutions. The staff may not share information with a member institution regarding an amateurism review unless the involved PSA is active on the member institution's IRL. This policy does not preclude staff from communicating information that has been sufficiently redacted or aggregated to support the governance process or serve as a resource for the amateurism certification process.
- d. Communication with Coaching Staff Members. A coaching staff member may not participate in an amateurism review, unless the coach's official responsibilities include athletics compliance and the review does not involve a PSA in the coach's sport. The staff will direct inquiries regarding a certification to the institution's athletics compliance office.

**29. Secure Website.** The amateurism certification staff must use a secure website in instances where the staff, in its discretion, believes unrestricted distribution to be inappropriate.

a. Identifying Sensitive Information. The following types information will typically warrant using a secure website:

- (1) Information gathered from a third-party individual or entity without involvement of the institution or PSA.
- (2) Contracts, agreements and compensation information provided by teammates of international PSAs (e.g., former student-athletes competing in club systems abroad).
- (3) Interview transcripts and/or recordings from interviews conducted outside the presence of an institutional representative.
- (4) Summaries of unrecorded interview conducted outside the presence of an institutional representative.
- (5) Financial or medical records.
- (6) Any information the amateurism certification staff is specifically requested to transmit only through a secure website by the PSA, involved institution or information source.

b. Establishing a Secure Website. Amateurism staff must take the following steps when creating a secure website.

- (1) Send the following documents to the institution or entity for which the custodial website is being created.
  - i. An email outlining the purpose and content of the website and directions regarding use of the website; and
  - ii. The applicable web custodial agreement(s).
- (2) Send access information to individuals entitled to access the custodial website after receiving a signed web custodial agreement. An individual who purports to be a representative of the PSA, institution or other authorized party must be subject to confirmation pursuant to third-party policies.

c. Accessing the Secure Website. The following individuals may be provided access to the secure website upon written request and compliance with the “Establishing a Secure Website” section: (1) the PSA; (2) the PSA’s parents or legal guardians; (3) authorized staff members or representatives of the involved institution; (4) any individual or entity who is the source of the particular information; and (5) authorized representative(s) of any individual or entity who is authorized to access the secure website.

## **OTHER CERTIFICATION CONSIDERATIONS**

**30. Reporting Legal or Well-Being Concerns.** If legal or well-being concerns are brought to the staff’s attention during an amateurism review, the staff will report such concerns the Eligibility Center’s vice president and the NCAA’s office of legal affairs.



31. **Non-Certification Statuses.** The staff will post one of the following designations to reflect the status of a review before completing the certification process:
- Pending Review. Certification is awaiting review by the amateurism certification staff.
  - Incomplete Web Entry. The PSA has not completed registration for one or more sports.
32. **Expected Date of High School Graduation.** If the amateurism certification staff requires a PSA's expected date of high school graduation to complete its review, the staff must request an official date from the academic certification staff. The amateurism certification staff must use the date provided by the academic certification staff for purposes of conducting its amateurism certification.
- Questions Regarding Graduation Date Determination. An institution should direct any questions regarding a PSA's expected date of high school graduation to the Eligibility Center's customer service staff.
  - Change in Graduation Date Determination. If a PSA's expected date of high school graduation changes after the amateurism certification decision has been issued, the staff will re-open the certification and re-evaluate based on the new information, provided the student or institution did not previously submit a high school graduation date disclaimer.
  - Unobtainable Documentation. In the rare circumstance in which documentation necessary to establish the expected date of high school graduation is unobtainable, the PSA or institution may submit a high school graduation date disclaimer authorizing staff to issue a certification based on available information (i.e., a preliminary graduation date or no graduation date). A high school graduation date disclaimer may result in a Final Not Certified decision.
33. **Initial Full-Time Collegiate Enrollment.** When a PSA's initial full-time collegiate enrollment is relevant to the certification decision, the amateurism staff must request a matriculation letter from the involved institution(s). Absent a conflict in documentation (e.g., two or more matriculation letters reflect contradictory information), the staff defers to the matriculation letter for determining whether a PSA has previously enrolled full-time at a collegiate institution (and the initial date of full-time enrollment).
- If the involved institution(s) cannot determine whether an international PSA's previous institution constitutes a collegiate institution and/or cannot determine part-time and full-time enrollment, the institution may request an advisory opinion from the NCAA International Student Records Committee regarding whether a PSA enrolled in a minimum, full-time program of studies in any quarter or semester of an academic year at an international institution.
34. **Evaluating Receipt of Expenses from a Professional Team.** During its teleconference on December 12, 2014, the Division I Amateurism Cabinet instructed staff to require contemporaneous documentation of asserted expenses in excess of nominal value to determine whether the PSA received benefits in excess of actual and necessary expenses. Further, in the absence of contemporaneous documentation, the Amateurism Cabinet authorized staff to apply a uniform standard, which would allow PSAs to demonstrate presumptive compliance with the legislation without compromising the consistency or predictability of the certification process.

Specifically, the Amateurism Cabinet authorized staff to use the average expenses for a household in the locale as a standard for actual expenses where the PSA cannot document actual expenses through contemporaneous documentation. During its June 2015 meeting, the Student-Athlete Experience Committee affirmed the use of average household expenses in the locale of the professional team as a standardized benchmark for actual and necessary expenses in the absence of contemporaneous documentation of expenses. Further, during its teleconference on August 11, 2017, the Division II Legislative Review Subcommittee of the Legislation Committee authorized using the same standard.

#### **BYLAW 10.1 PROCEDURES – UNETHICAL CONDUCT**

35. **Definition.** Unethical conduct may include, among other activities, failure to provide complete and accurate information to the NCAA or an institution's athletics department regarding an individual's amateur status.
36. **Notice Regarding Obligations Under Bylaw 10.1.**
- a. Notice During Registration. A PSA will receive notice of the obligation to provide complete and accurate information to the Eligibility Center as part of registration.
  - b. Notice Before Interview. A PSA will receive notice of the obligation to provide complete and accurate information to the Eligibility Center before any interview. Further, the PSA will be notified that failure to provide complete and accurate information may jeopardize the individual's NCAA eligibility.
37. **Enforcement Action.** If the staff believes there is institutional involvement in an unethical conduct violation, or the staff believes an institution has failed to meet its obligation to self-report an unethical conduct violation involving a PSA, the amateurism certification staff shall refer the matter to enforcement.

**NCAA Division II Legislative Publications –NCAA Division II Manual and Division II  
Official Notice – Number of Hard Copies Distributed to Member Institutions and  
Conferences**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend a reduction in the number of hard copies of the Division II Manual and Division II Official Notice mailed to Division II institutions and conferences.

**Background:**

At its June 2018 meeting, the NCAA Division II Legislation Committee reviewed results from the 2018 Division II membership census. As part of that review, the committee discussed the production and distribution expenses associated with the hardcopy versions of the NCAA Division II Manual and Division II Official Notice; specifically, if the number of hard-copy NCAA Manuals sent to Division II institutions annually should be reduced and whether the Official Notice should be available in electronic form only. The committee directed staff to collect feedback from the NCAA Division II Management Council regarding these potential changes.

Currently, each active member institution and conference are mailed five copies of the manual and official notice. Constitution 5.3.6.3.2 (official notice) requires a copy of the Official Notice to be mailed to all members of the division. There is no legislative requirement for hard-copy manuals to be distributed to the membership. At its July 2018 meeting, the Management Council agreed that hard copies of both publications should be maintained but the number of copies provided to institutions could be reduced since both are available for download in an electronic format.

**Questions to Consider:**

1. Should institutions and conferences receive the same number of hard-copy NCAA Division II manuals?
2. Should institutions and conferences receive the same number of hard-copy Official Notices?
3. Should institutions and conferences continue to receive hard-copy versions of the NCAA Division II Manual and Division II Official Notice? If yes, what is the appropriate number for each publication?

**Conclusions:**

1. The Division II Legislation Committee **recommends** a reduction to the number of hard-copy versions of the Official Notice and NCAA manual mailed to Division II institutions and conferences.

- a. Option 1: Three of each publication sent to member institutions and two to each member conference.
  - b. Option 2: Two of each publication sent to member institutions and member conferences.
  - c. Option 3: Two of each publication sent to member institutions and one to each member conference.
2. The Legislation Committee **does not recommend** a change to the number of hard-copy versions of the Official Notice and NCAA Manual mailed to Division II institutions and conferences.
3. The Legislation Committee **recommends** discontinuing hard-copy publication of the Division II Official Notice and NCAA Manual.

**Associated References:**

**5.3.6.3.2 Official Notice.** A copy of the proposed amendments shall be mailed to members of the appropriate division not later than November 15 before an annual Convention, or 45 days before a special Convention.

SUPPLEMENT NO. 18

# Foundation for the Future

**2015-21**

**MIDTERM ASSESSMENT**

**A STRATEGIC  
VISION FOR  
DIVISION II**

**NCAA** Division II

**MAKE IT  
YOURS**







**Mission:** Division II intercollegiate athletics seeks to provide value and significance for its members by supporting the mission of higher education and striking a balance among academic excellence, athletics competition and social growth.

**Vision:** To develop and prepare Division II student-athletes to graduate and thrive in their lives and careers.



# NCAA Division II Achieving Success as Planned

In the spring of 2015, the Division II Presidents Council formally adopted a six-year strategic plan built upon the division's unique attributes and student-centered values. Three years into the plan's implementation, we know the following to be true:

- ▶ The division's Life in the Balance philosophy is a stabilizing mantra that drives decision making and policy.
- ▶ Our membership appreciates the unique attributes that comprise the division's strategic positioning platform.
- ▶ Division II's governance structure, under the leadership of the Presidents Council, the Planning and Finance Committee and the Management Council, continues to place the division in a position of fiscal strength.

This midterm assessment of the strategic plan reaffirms our commitment to the mission and vision and to the values that drive them. As such, the plan's original Strategic Positioning Outcome (SPO) areas remain as follows:

- ▶ Academics and Life Skills
- ▶ Athletics Operations and Compliance
- ▶ Diversity and Inclusion
- ▶ Game Day and Conference and National Championships
- ▶ Membership and Positioning Initiatives

Within those SPOs, we continue to pursue the following goals:

- ▶ Produce student-athletes who graduate,

who exhibit leadership, who engage with their communities and who have acquired the skills they need to maintain healthy and productive lifestyles.

- ▶ Help Division II schools and conferences create engaged and high-functioning athletics operations and compliance programs.
- ▶ Promote diverse, inclusive and welcoming environments within all levels of intercollegiate athletics.
- ▶ Enhance the game day and championships experiences for our student-athletes.
- ▶ Demand fiscal responsibility at the local, conference, regional and national levels.
- ▶ Respect our past, celebrate who we are, and enhance the public's knowledge and appreciation of Division II.

This updated plan modifies the tools to accomplish these goals where appropriate, particularly as informed by the 2018 Division II Membership Census, and the groups responsible for implementing the five SPOs based on the present governance structure. Our core purpose, however, remains intact.

As a division, we know who we are and what we represent, and we are committed to following our strategic plan for the benefit of our most important stakeholders — our student-athletes.



## Strategic Positioning Outcome Area:

# Academics and Life Skills

We already know that athletics participation enhances learning and leadership for our Division II student-athletes.

- ▶ Student-athletes at Division II institutions consistently **graduate at rates higher than their student-body counterparts**. In fact, the gap between student-athlete rates and student-body rates has consistently been wider in Division II than in either of the other two divisions.
- ▶ Ninety-five percent of current student-athletes surveyed said **they would recommend the DII experience** to a prospective student-athlete, and 93 percent of former student-athletes now 10 years removed from their playing days said they would do the same.

We want to build on that success! We want student-athletes to graduate with the skills and knowledge to be productive leaders and citizens.

## WHAT WE'VE ACCOMPLISHED SO FAR

- ▶ Adopted Path to Graduation legislation in 2015 and created an online toolkit to educate/assist with implementation
- ▶ Established a SAAC network and accompanying newsletter
- ▶ Created a best practices document for FARs to address student-athlete mental health and well-being
- ▶ Added funding for the Degree-Completion Award Program
- ▶ Provided institutions with access to the Helper Helper app to monitor community engagement
- ▶ Established SAAC Super Region Conventions for student-athletes



# The Vision

## Help Student-Athletes Earn Their Degrees

<b>Develop and maintain metrics to help evaluate and advance academic success.</b>	<b>TOOLS TO USE</b>	<ul style="list-style-type: none"> <li>▶ Academic Performance Census (APC) and Academic Success Rate (ASR) data to determine the effectiveness of academic standards, including an outside review</li> </ul>	<ul style="list-style-type: none"> <li>▶ Academic Portal to enable effective data collection</li> <li>▶ Educational efforts regarding eligibility standards</li> <li>▶ Path to Graduation online toolkit</li> </ul>
<b>Support student-athletes in their efforts not only to complete their undergraduate degrees, but also pursue postgraduate work.</b>		<ul style="list-style-type: none"> <li>▶ Opportunities for student-athletes who have exhausted their eligibility to finish baccalaureate degrees</li> <li>▶ Help at-risk student-athletes complete their degrees</li> </ul>	<ul style="list-style-type: none"> <li>▶ Tools and resources to assist with academic advising</li> <li>▶ Division II Degree-Completion Award Program</li> <li>▶ NCAA Postgraduate Scholarship Program</li> <li>▶ NCAA Walter Byers Postgraduate Scholarship Program</li> </ul>
<b>Promote and honor student-athlete academic success.</b>		<ul style="list-style-type: none"> <li>▶ Google Cloud Academic All-America® Program [administered by the College Sports Information Directors of America (CoSIDA)]</li> </ul>	<ul style="list-style-type: none"> <li>▶ Encourage schools to promote their student-athletes' academic success in local media and via social media</li> <li>▶ Increase recognition of the NCAA's Elite 90™ Award</li> </ul>
<b>Promote and honor institutions whose athletics programs achieve a high level of academic success.</b>		<ul style="list-style-type: none"> <li>▶ Presidents' Award for Academic Excellence</li> </ul>	

**WHO WILL HELP:**  
 Division II Academic Requirements Committee  
 Division II Management Council

## Help Student-Athletes Obtain and Develop Leadership Skills

<b>Provide leadership and development opportunities.</b>	<b>TOOLS TO USE</b>	<ul style="list-style-type: none"> <li>▶ Student-Athlete Leadership Forums</li> <li>▶ Additional leadership opportunities, such as the Leadership Academy Workshops</li> </ul>	<ul style="list-style-type: none"> <li>▶ Campus-based and conference-based leadership programming</li> </ul>
<b>Ensure a strong student-athlete voice and participation at the local, conference and national levels.</b>		<ul style="list-style-type: none"> <li>▶ Strong Student-Athlete Advisory Committee voice in the governance structure</li> <li>▶ Division II Student-Athlete Advisory Committee Super Region Conventions</li> </ul>	<ul style="list-style-type: none"> <li>▶ Opportunities for SAAC community engagement</li> </ul>

**WHO WILL HELP:**  
 Division II Student-Athlete Advisory Committee  
 Division II Management Council  
 NCAA Leadership Development



The amazing thing about being a part of the Division II family is that we are able to make this experience our own. We are able compete at a high level and still be involved in our education and within projects in our community. Through our interactions with leaders at the institutional, conference and national levels, each person provides the student-athlete with the tools they need to succeed in their sport and in life.



**Kristina Ortiz,**  
Women's Golf,  
Lynn University

Division II has provided me with a unique opportunity to pursue high-level college athletics while still focusing on my education and fully engage in other aspects of life. Being provided the opportunity to excel in sports, academics and life has given me the chance to grow tremendously. The division provides student-athletes like myself with all of the necessary resources to make the most out of our experiences. Division II truly gave me the ability to make the most out of my college experience. #MakeItYours



**Joshua Shapiro,** Baseball,  
Colorado Mesa University

## Help Student-Athletes Maintain Healthy and Productive Lifestyles

**Protect student-athlete well-being through drug-testing programs, and legislation and policy that enhance health and safety.**

TOOLS TO USE

- ▶ NCAA year-round drug-testing program
- ▶ Drug testing at NCAA national championships
- ▶ Effectiveness and compliance of health and safety legislation, policies and best practices
- ▶ Substance abuse prevention toolkit
- ▶ Support the delivery of independent medical care through the athletics healthcare administrator legislation

**Support research and educational efforts that raise awareness and ensure health and safety.**

- ▶ Collaborate with the Sport Science Institute™ to operationalize topic-specific handbooks (e.g., mental health awareness, sexual violence prevention)
- ▶ Analyze data (such as the GOALS/SCORE studies) to determine and improve the quality of the student-athlete experience
- ▶ Analyze data from the Injury Surveillance Program and the Division II Health and Safety Survey to help improve student-athlete health and safety
- ▶ Health and safety education modules offered through Division II University (DII U)
- ▶ Division II-specific Apple Training Institutes

### WHO WILL HELP:

Sport Science Institute  
NCAA Committee on Competitive Safeguards and Medical Aspects of Sports

## Help Student-Athletes Engage with Their Communities

**Provide service and engagement opportunities for current student-athletes.**

TOOLS TO USE

- ▶ Community engagement opportunities for Division II student-athletes at the institutional, conference and NCAA championship levels
- ▶ Student-Athlete Advisory Committee partnerships with Make-A-Wish® and Team IMPACT®

**Promote and honor student-athletes and former student-athletes who have influenced their communities and institutions.**

- ▶ Division II Award of Excellence
- ▶ NCAA Honors Celebration
- ▶ NCAA Woman of the Year award
- ▶ Recognize community engagement activities at the local, conference and national levels

### WHO WILL HELP:

Division II Student-Athlete Advisory Committee  
NCAA Honors Committee  
NCAA Committee on Women's Athletics

## Strategic Positioning Outcome Area:

# Athletics Operations and Compliance

At the Division II level, students are able to play sports, be integrated in student life, do well in the classroom and graduate with distinction. They are able to have a much more **well-rounded experience**, because their seasons don't last all year long. They have time to complete internships, get jobs and participate in other campus activities in addition to their athletics pursuits.

To provide for that environment, Division II institutions and conferences strive for an athletics operations blueprint that emphasizes balance for student-athletes, professional development for coaches and staff, and a **commitment to compliance from all involved**.

## WHAT WE'VE ACCOMPLISHED SO FAR

- ▶ Launched the interactive DII U online education program in May 2018 that will transform the way members learn about Division II governance, legislation and compliance, and student-athlete health and safety initiatives
- ▶ Expanded the Coaches Connection program to include baseball, cross country, track and field, softball, wrestling, swimming and diving, golf and lacrosse (this brings the program representation to 21 of the 24 championship sports in Division II; lacking only men's and women's basketball, field hockey and women's rowing)
- ▶ Adopted legislation in 2017 that streamlines Bylaw 15 (financial aid)
- ▶ Adopted legislation in 2017 that defines academic misconduct and resulting penalties
- ▶ Adopted legislation in 2017 to clarify the nonchampionship segment in several sports
- ▶ Adopted legislation in 2016 requiring strength and conditioning certification
- ▶ Launched the Culture of Compliance initiative to emphasize and educate the shared responsibility for compliance among all Division II stakeholders
- ▶ Conducted annual identity workshops for coaches
- ▶ Introduced new online education modules through the National Association of Athletics Compliance (NAAC)
- ▶ Added professional development sessions in collaboration with the Division II Athletics Directors Association (ADA)
- ▶ Introduced a more effective orientation system for first-time Division II committee members
- ▶ Created a promotional/instructional resource for institution/conference communications directors

# The Vision

## Help Campuses and Conferences Maintain Engaged and Functioning Athletics Operations

**Encourage presidents and chancellors to actively engage in the oversight and strategic direction of intercollegiate athletics.**

### TOOLS TO USE

- ▶ Presidential programming at the NCAA Convention
- ▶ Participate in/gather feedback from Presidents Council meetings with chairs of conference presidential groups
- ▶ Resources for chancellors and presidents to help oversee athletics departments, including the

Division II Chancellors and Presidents Oversight Summary

- ▶ Division II institutional participation in the NCAA chancellors and presidents engagement program

**Increase athletics administrators' participation in the governance process at the local, conference and national levels.**

- ▶ Communicate with campuses/conferences regarding policy issues, governance updates and hot topics
- ▶ Communicate with and educate institutions and conferences about the Division II governance structure, including committee oversight areas, reporting lines, committee openings and nominating procedures

- ▶ Take advantage of Division II Governance Academies in partnership with the Minority Opportunities Athletics Association (MOAA) and Women Leaders in College Sports
- ▶ Partner with the Division II Athletics Directors Association to encourage participation in the Division II governance structure

**Enhance conference office involvement in the governance process and in addressing Division II issues.**

- ▶ Partner with the Division II Conference Commissioners Association (CCA) to:
  - Promote the Division II CCA Scholar Athlete of the Year Award
  - Conduct regular in-person meetings with the

Division II Conference Commissioners Association Compliance Administrators (CCACA)

- Have NCAA national office staff participate in CCA meetings

**Enhance coaches' engagement and fortify their role as advocates for the value of Division II athletics.**

- ▶ Partner with coaches associations via the Coaches Connection program to encourage enhanced participation and interest in the governance process and promote the values

of Division II athletics

- ▶ Educational outreach for coaches via DII U and workshops

**Provide leadership and development opportunities for athletics administrators, coaches and faculty.**

- ▶ Encourage faculty participation in the FAR Fellows Institute and Advanced Leadership Institute and raise awareness of the educational tools developed for FARs from the Institutes
- ▶ Partner with CoSIDA to update best practices for athletics communicators

- ▶ Develop tools and resources to optimize the role of the senior woman administrator
- ▶ Partner with the National Association for Athletics Compliance (NAAC) to offer professional development for compliance administrators at NCAA Regional Rules Seminars

### WHO WILL HELP:

Division II Presidents Council  
Division II Management Council  
Division II Nominating Committee  
NCAA Committee on Women's Athletics

Division II Athletics Directors Association  
Division II Conference Commissioners Association  
National Association for Athletics Compliance (NAAC)  
NCAA Office of Inclusion



Hundreds of Division II members participate in the division's democratic governance process that uses a robust committee system to consider policy and procedures that improve the student-athlete experience.

As a frequent participant in that structure, people sometimes ask me how in the world we get anything done. I assure them that it's no mystery. There's a collective sense in Division II about who we are and what we need to accomplish to honor our principles and standards.

Since the structure represents all Division II conferences and includes almost all levels of administration and faculty from the institution and conference perspective, we get a lot of passionate input on just about any topic we address. But at the end of the day, that passion funnels into a common goal, which is to position Division II as an entity that represents and lives the collegiate model.



**Karen Stromme,**  
University of  
Minnesota Duluth  
Associate Director  
of Athletics/  
Senior Woman  
Administrator

## Help Campuses and Conferences Maintain Engaged and Functioning Compliance Operations

**Develop, enhance and increase educational opportunities and services to support and maintain an effective compliance system.**

### TOOLS TO USE

- ▶ Offer interpretive support to campuses and conferences [e.g., through the conference contact program and via Requests/Self-Reports Online (RSRO)]
- ▶ Take advantage of compliance education opportunities (regional compliance seminars)
- ▶ Use technology to deliver rules education for all groups (particularly coaches) via the NCAA Absorb Learning Management System (especially the new DII U platform)
- ▶ Partner with the National Association for Athletics Compliance (NAAC) and the Division II Conference Commissioners Association Compliance Administrators (CCACA)

**Develop, maintain and share compliance tools to help institutions and conferences fortify their day-to-day compliance operations.**

- ▶ Promote the use of available resources/tools such as Legislative Services Database (LSDBi) and the Compliance Assistant program
- ▶ Educate about tools and resources related to different processes such as student-athlete reinstatement, legislative relief and secondary violations
- ▶ Promote the Division II Online Education Resource Center on [naaa.org](http://naaa.org)
- ▶ Educational modules offered through DII U

**Ensure a legislative process that supports effective Division II governance.**

- ▶ Promote educational resources to help understand legislative proposals (e.g., Q&A documents and the Division II Official Notice)
- ▶ Evaluate the effectiveness of legislation adopted by the membership and reform initiatives undertaken by the division such as financial aid and path to graduation
- ▶ Review legislation, policies and practices to alleviate potential compliance burdens that NCAA regulations place on Division II intercollegiate athletics (e.g., Culture of Compliance initiative)

**Deliver health and safety legislation and policies designed to protect student-athlete well-being.**

- ▶ Evaluate the effectiveness and compliance of health and safety legislation, policies and best practices

### WHO WILL HELP:

Division II Legislation Committee  
 NCAA Committee on Competitive Safeguards and Medical Aspects of Sports  
 Division II Conference Commissioners Association Compliance Administrators (CCACA)  
 National Association for Athletics Compliance (NAAC)

## Strategic Positioning Outcome Area:

# Diversity and Inclusion

Division II has worked diligently to establish a family environment within its ranks, and as such, it is critical that all of its members feel not only welcome but also able to have their voices heard.

Ultimately, we know that **an inclusive environment makes us better as a division**. We also know that it is up to all stakeholders – presidents and chancellors, athletics administrators, conference personnel, coaches, faculty, and student-athletes – to advocate for establishing and maintaining these inclusive cultures.

We have implemented a number of successful programs over the years to help in that regard, and we will rely on them again going forward. One of the most successful has been the Division II Strategic Alliance Matching Grant program, which provides funding for new (or enhancement of existing) full-time, senior-level administrative positions for ethnic minorities and women. The program has funded dozens of positions in all areas of athletics administration over the past decade.

### WHAT WE'VE ACCOMPLISHED SO FAR

- ▶ Restructured the Division II Coaching Enhancement Grant to better support member schools' needs in creating full-time assistant coaching positions in any of the 24 NCAA-sponsored sports
- ▶ Created the Division II Ethnic Minorities and Women's Internship Grant to provide funding for full-time, entry-level administrative positions
- ▶ Collaborated with the Division II ADA to create additional professional development opportunities for women and minority athletics directors





# The Vision

## Help Campuses and Conferences Create Diverse and Inclusive Environments

**Provide tools and educational resources to institutions and conferences that teach the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics.**

### TOOLS TO USE

- ▶ NCAA Inclusion Forum
- ▶ Gender Equity Planning Best Practices
- ▶ Senior Woman Administrator Optimization Initiative
- ▶ NCAA Champions of Respect: LGBTQ Inclusion Best Practices
- ▶ Common Ground Action Strategies
- ▶ NCAA on-campus diversity training program

**Provide tools and resources that help schools and conferences recruit, hire and retain diverse groups and individuals.**

- ▶ Division II Strategic Alliance Matching Grant program
- ▶ Mentor program for Division II administrators
- ▶ The “So You Want to Be an Athletics Director” resource
- ▶ Career in Sports Forum
- ▶ Pathways Program
- ▶ Leadership Institutes for Ethnic Minority Males and Females
- ▶ Women Leaders in College Sports Institutes
- ▶ Women’s Leadership Symposium
- ▶ NCAA Postgraduate Internship Program
- ▶ Ethnic Minority and Women’s Internship Grant Program
- ▶ Division II Coaching Enhancement Grant Program
- ▶ Division II Conference Grant Program
- ▶ NCAA and NFL Football Coaches Academy
- ▶ Diversity and Inclusion Hiring Resource Guide

**Partner and collaborate with other organizations to support and enhance the diversity of administrators, coaches and student-athletes at the local, conference and national levels.**

- ▶ Partnerships with the Minority Opportunities Athletic Association (MOAA) and Women Leaders in College Sports

**Recognize and celebrate institutional and conference initiatives, policies and practices that embrace diversity and inclusion within intercollegiate athletics.**

- ▶ Promote the annual NCAA Award for Diversity and Inclusion given in conjunction with the Minority Opportunities Athletic Association (MOAA)

### WHO WILL HELP:

NCAA Office of Inclusion  
NCAA Leadership Development  
Division II conferences  
Division II institutions



“‘Diversity and Inclusion’ are words we’ve heard for many years, but we may not have really stopped to think about what they mean and why they’re important in the way we manage intercollegiate athletics in Division II. To me, ‘diversity’ is all the ways people differ — gender, race, creed, color, community, culture, etc. ‘Inclusion’ is about taking advantage of diversity by creating an environment and atmosphere in which people contribute collaboratively to achieve collective goals. Athletics departments should be **diverse** in their composition and **inclusive** in their approach to ensure success.



**Jacquie McWilliams,**  
Commissioner, Central  
Intercollegiate Athletic  
Association

## Build Environments at the NCAA National Office and within the Governance Structure in which Diversity and Inclusion are Recognized and Valued

**Analyze and assess research and current programming to provide programs, tools and resources that support diverse and inclusive environments.**

TOOLS TO USE

- ▶ Periodically review demographic trends to determine whether available programming will effect change

- ▶ Adhere to the philosophical framework to guide NCAA national office inclusion efforts

**Establish meaningful policies, programming and education to sustain inclusive cultures within all areas of diversity.**

- ▶ Student-athletes with disabilities initiatives (e.g., think tank and educational and awareness sessions)
- ▶ Racial and ethnic minority initiatives (e.g., advocacy group roundtables, search firm roundtables and presidential inclusion summits)
- ▶ Strategic initiatives for women (e.g., conference Title IX and senior woman administrator best practices guide, postseason opportunities data, addressing sexual assault and interpersonal violence handbook)

- ▶ International student-athlete initiatives
- ▶ Lesbian, gay, bisexual, transgender and questioning (LGBTQ) initiatives (e.g., educational and best practices resource, campaign for fair environments)
- ▶ Presidential Pledge

**Balance Division II committee rosters to ensure that the interests of all Division II constituents are represented in the governance structure.**

- ▶ Ask the Division II Nominating Committee to periodically review committee representation and target underrepresented groups to consider committee service
- ▶ Communicate with and educate institutions and conferences regarding the Division II governance structure, including committee oversight areas, reporting lines, committee openings and nominating procedures

- ▶ Minority Opportunities Athletic Association (MOAA) and Women Leaders in College Sports Governance Academies

### WHO WILL HELP:

NCAA Board of Governors Committee to Promote Cultural Diversity and Equity  
Division II Nominating Committee  
NCAA Office of Inclusion

## Strategic Positioning Outcome Area:

# Game Day and Championships

Division II has plenty to offer when it comes to athletics competition. Our game environment initiative has helped our members establish family-friendly events during the regular season, our community engagement efforts have helped conferences connect within their regional footprints during conference championships, and our national championships experiences are, quite frankly, second to none.

- ▶ Division II sponsors and fully funds **25 national championships** – 12 in men's sports and 13 in women's sports – that annually give the nearly 14,000 student-athletes who participate in them the experience of a lifetime.
- ▶ Of the three divisions, Division II offers its student-athletes the **best access ratio to championships competition**.

- ▶ Many Division II sports have **large championship brackets**, which means there are several berths for each of the division's eight competition regions. Division II athletics are not driven by revenue generation, which affords schools the luxury of not having to take on a corporate mentality in order to fund their programs.
- ▶ Division II is the only NCAA division that conducts **"National Championships Festivals,"** Olympic-style events in which a number of national championships are held at a single site over several days.

Our goal is to provide a quality student-athlete experience in Division II athletics competition and in conference and national championships, and to ensure game environments are competitive, safe, positive, respectful and entertaining.

## WHAT WE'VE ACCOMPLISHED SO FAR

- ▶ Adopted legislation in 2016 that adds flexibility to automatic-qualification requirements
- ▶ Required sport committees to be transparent in publishing data used for selections
- ▶ New and improved regular-season media agreement
- ▶ Enhancements for web streaming national championships via NCAA.com
- ▶ Expanded the Coaches Connection program to include baseball, cross country, track and field, softball, wrestling, swimming and diving, golf and lacrosse (21 of the division's 24 national championship sports now have a connector)
- ▶ Began providing transportation for community members to the championship venue

# The Vision

## Provide Outstanding Division II Game Day Experiences at the Local, Conference and National Levels

<b>Ensure game environments and experiences that are competitive, safe, fun, positive, respectful and entertaining.</b>	<b>TOOLS TO USE</b>	<ul style="list-style-type: none"><li>▶ Championships Code of Conduct Policy</li><li>▶ Division II National Championships Festivals</li><li>▶ Additional joint championships combining similar sports across genders and across divisions</li></ul>	<ul style="list-style-type: none"><li>▶ Community engagement initiatives</li><li>▶ Game environment initiatives</li></ul>
<b>Promote and honor exceptional efforts to provide quality competitive experiences.</b>		<ul style="list-style-type: none"><li>▶ Division II Award of Excellence</li></ul>	<ul style="list-style-type: none"><li>▶ On-site social media coverage</li></ul>
<b>Strengthen partnerships and relationships with host communities, schools, coaches associations, media and sponsors at the local, regional and national levels.</b>		<ul style="list-style-type: none"><li>▶ Community engagement activities at every Division II championship</li><li>▶ Increased coaches’ attendance at national championships</li></ul>	<ul style="list-style-type: none"><li>▶ Coaches Connection Program</li><li>▶ Develop more local organizing committee (LOC) interaction and engagements surrounding championships</li></ul>
<b>Enhance and increase the use of technology, tools and services to improve the effectiveness and efficiencies of game day, conference and national championships operations.</b>		<ul style="list-style-type: none"><li>▶ Collaboration zones for sport committees</li><li>▶ Championships manual consistency</li><li>▶ Score reporting system and team sheets</li></ul>	<ul style="list-style-type: none"><li>▶ NCAA.com enhancements</li><li>▶ NCAA LiveStats statistical data collection initiative</li></ul>
<b>Provide opportunities to develop, establish and improve standards in officiating, and increase the pool of qualified officials.</b>		<ul style="list-style-type: none"><li>▶ Require postseason officials across championships (baseball, men’s and women’s basketball, football, softball, women’s volleyball, wrestling) to register with ArbiterSports</li><li>▶ Background checks for officials in many sports</li><li>▶ Coordinators of officials in football and men’s basketball</li><li>▶ Provide additional training materials for NCAA officials in men’s and women’s lacrosse and men’s and women’s track and field</li></ul>	<ul style="list-style-type: none"><li>▶ Develop initiatives that encourage individuals to become involved in officiating</li><li>▶ Engage national coordinators of officiating at the conference level to develop training/development programs for officials</li><li>▶ Strengthen the use of game environment initiatives across championships to emphasize and support a better working environment for officials</li></ul>
		<b>WHO WILL HELP:</b> Division II Championships Committee Division II conference offices Division II athletics directors	





“Every time we survey student-athletes who have participated in a Division II national championship, they almost always say their favorite part of their experience is the community engagement event. We get a lot of, ‘We came to win a national championship, but it was great to see the smiles on the faces of the kids when we went to the Boys & Girls Clubs.’

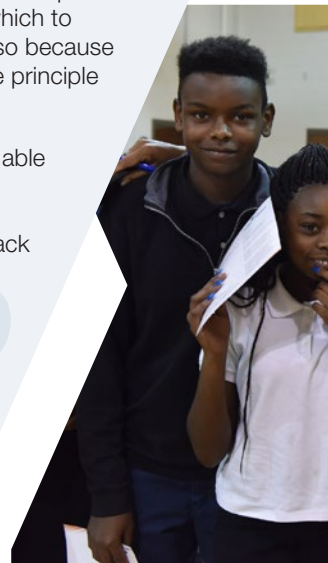
The community engagement philosophy has become a hallmark of Division II during the course of every academic year, especially since many Division II schools are located in smaller, tightly knit communities in rural and urban areas. Division II athletics programs actively engage with their communities, which not only helps drive attendance at athletics contests but also fosters relationships between student-athletes and community members and develops more of a shared civic experience.

Division II conducts community engagement initiatives at all 25 of our national championships not just because it's a convenient stage at which to administer these sorts of activities, but also because community engagement is a pillar and core principle for all our Division II championships.

Through community engagement, Division II is able to build relationships, bringing communities to campuses to experience all that Division II has to offer. We take time from our competition to give back – we are committed to developing leaders through the powerful life lessons of intercollegiate athletics.



**Jill Willson**, Division II championships community engagement coordinator



## Create Fair and Equitable Regional and National Competition Through Consistent Selection Criteria and Appropriate Access

**Use consistent selection criteria that reflect Division II priorities.**

**Prioritize championships resources and policies to ensure the best quality of competition for Division II student-athletes.**

### TOOLS TO USE

- ▶ Evaluation of selection criteria every three years
- ▶ Use of transparency and posting data
- ▶ Team sheets to add consistency in selection
- ▶ Provide education and training resources about the selection process to Division II institutions, coaches, conferences, regional advisory committees (RACs) and national governing sport committees
- ▶ Triennial review of championships budget
- ▶ Review championships policies and legislation (e.g., regionalization, contiguous state principle, automatic qualification, reseeding at NCAA championships and access ratios)

### WHO WILL HELP:

Division II Championships Committee



## Strategic Positioning Outcome Area:

# Membership and Positioning Initiatives

Division II was officially christened in 1973 when NCAA members at a Special Convention that summer voted to establish three divisions for athletics competition. Before then, NCAA schools were classified as either “university” or “college” to distinguish between the larger and smaller athletics programs, but the three-division structure adopted in 1973 gave NCAA members a more varied menu for which to classify their programs.

At the time, Division II provided a landing place for colleges that couldn’t afford to be Division I and yet wanted to be in the athletics scholarship game enough not to be Division III.

Now, more than 45 years later, our goal going forward is to maintain a steadfast commitment to fiscal responsibility and allocate funds and resources to athletics in a manner that is consistent with the Division II identity.

We want to fortify our membership by (1) attracting and retaining members who support the strategic position and philosophy of Division II intercollegiate athletics; (2) promoting the Division II identity through collaborative partnerships and relationships; and (3) strengthening the public’s knowledge and appreciation for Division II.

### WHAT WE’VE ACCOMPLISHED SO FAR

- ▶ Embraced a new budgeting philosophy that allows the division to benefit current members, provide championships experiences for student-athletes that are second to none, encourage membership growth and still maintain a healthy reserve
- ▶ Launched a “hybrid model” media strategy that combines the value and reach of traditional over-the-air cable and network programming with other digital platforms
- ▶ Created an “Institutional Performance Program (IPP)” resource that increases transparency and usability of the data institutions are required to submit annually
- ▶ Launched a concerted effort to involve veterans and military groups in community engagement efforts
- ▶ Developed a “Tools to Tell the DII Story” resource library on [ncaa.org](http://ncaa.org) to help members promote the benefits of Division II to various audiences
- ▶ Promoted the Make It Yours brand enhancement to internal stakeholders and external audiences



# The Vision

## Foster Fiscal Responsibility at the Local, Conference, Regional and National Levels

**Allocate funds and resources in a manner that recognizes and supports the unique characteristics and attributes of Division II.**

### TOOLS TO USE

- ▶ Division II budget guidelines and principles
- ▶ Division II long-range budget framework
- ▶ Enhancement fund program
- ▶ Foundation for the Future initiative
- ▶ Conference grant program

### WHO WILL HELP:

Division II institutions  
Division II conferences  
Division II Planning and Finance Committee

Division II Management Council Identity Subcommittee  
Division II Presidents Council  
Division II Championships Committee

## Enhance the Public's Knowledge and Appreciation of Division II

**Develop a strategy and plan that provide new avenues to expand Division II branding and promotional efforts to external audiences.**

### TOOLS TO USE

- ▶ Life in the Balance philosophy
- ▶ Division II Make It Yours activation
- ▶ Division II national and regional media presence
- ▶ Brand identity workshops and coaches workshop
- ▶ Audience-specific toolkits on benefits of Division II membership

**Promote the Division II identity through collaborative partnerships and relationships**

- ▶ Partnerships with Make-A-Wish and Team IMPACT
- ▶ Partnership with CoSIDA
- ▶ Engagement with veterans and military groups
- ▶ Division II campus retreats

**Recognize Division II institutions and conferences and the governance structure for outstanding achievements through strategic initiatives.**

- ▶ Division II Award of Excellence
- ▶ Dr. Dave Pariser Faculty Mentor Award
- ▶ News and features on ncaa.org and in NCAA Champion magazine
- ▶ Promotion via social media
- ▶ Division II yearbook
- ▶ Conference grant program recognition

### WHO WILL HELP:

Division II institutions  
Division II conferences  
Division II Management Council Identity Subcommittee  
Division II Planning and Finance Committee  
Division II Student-Athlete Advisory Committee



If you really listen to people who are asking the questions, ultimately what they want to know is: What kind of experience will I have at your school? If we talk more about that experience, then we're more likely to attract the students we want, and in the end promote us as a division.

That means talking about what makes us unique as Division II members, what sets us apart, such as the more intimate and family settings for athletics events, and the idea that at a Division II school, you can be highly regarded for your athletic ability, experience the utmost a college campus has to offer, graduate with a degree that prepares you for life, and then come back in 10 years and have people know who you are. That sense of engagement, community and inclusivity – that defines who we are and what makes us unique.

Talk about the academic experience as well, and about how students are able to pursue the curricula they desire without their athletics participation influencing that decision. Division II schools incorporate a balanced package. I don't talk about Division II as something that is somehow taxed onto our university; I speak about it as being part of who we are. Division II is just smaller – not inferior, not lesser in quality. Being smaller means being more intimate, being better able to shape students for success in life.

And when I talk to our campus constituents who may wonder 'why Division II?' I remind them about the value and strength of the partial scholarship model. It is a value-add for the university, since the athletics aid attracts prospects who then pay part of the tuition themselves. The scholarship is in fact a recruiting tool that generates dollars for the university.



In the end, a college choice is about the kind of experience a student will have. The Make It Yours campaign fits nicely in that regard, as the college experience ultimately is what a particular student makes it to be. The Make It Yours slogan is actually an inspirational challenge to our students, and one that all of them are likely to accomplish at our institutions.

**Glen Jones**, President,  
Henderson State University

## Continue Developing Member Institutions and Conferences that Support the Strategic Position and Philosophy of Division II Intercollegiate Athletics

**Continually review membership requirements and educational programming to ensure institutions and conferences support the strategic position and philosophy of Division II intercollegiate athletics.**

TOOLS TO USE

- ▶ Division II Institutional Self-Study Guide (ISSG)
- ▶ Enhance active membership requirements (e.g., require full-time compliance administrator with no coaching duties)

- ▶ Orientation program for new Division II athletics directors

**Commit to the strategic management of Division II membership growth.**

- ▶ Implement legislative and policy requirements to help the Membership Committee evaluate new institutions and conferences seeking Division II membership
- ▶ Implement legislative and policy requirements for Division I institutions and conferences seeking to reclassify to Division II

- ▶ Provide educational sessions for institutions in the Division II membership process
- ▶ Support international members

**Develop and promote tools and resources to help institutions and conferences evaluate their position as members of Division II.**

- ▶ Institutional Performance Program (IPP)
- ▶ Division II Compliance Blueprint Program

- ▶ Annual audits related to membership requirements (e.g., minimum sports sponsorship and minimum financial aid requirements)

### WHO WILL HELP:

Division II Presidents Council  
Division II Membership Committee  
Division II Legislation Committee



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